

STATE OF MINNESOTA

EIGHTY-FOURTH SESSION — 2005

ELEVANTH DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 31, 2005

The House of Representatives convened at 3:00 p.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by the Reverend Linda Koelman, North United Methodist Church, Minneapolis, Minnesota.

The members of the House gave the pledge of allegiance to the flag of the United States of America.

The roll was called and the following members were present:

Abeler	Dempsey	Hausman	Lanning	Opatz	Sieben
Abrams	Dill	Heidgerken	Larson	Otremba	Simon
Anderson, B.	Dittrich	Hilstrom	Latz	Ozment	Simpson
Anderson, I.	Dorman	Hilty	Lenczewski	Paulsen	Slawik
Atkins	Dorn	Holberg	Lesch	Paymar	Smith
Beard	Eastlund	Hoppe	Liebling	Pelowski	Soderstrom
Bernardy	Eken	Hornstein	Lieder	Penas	Solberg
Blaine	Ellison	Hortman	Lillie	Peppin	Sykora
Bradley	Emmer	Hosch	Magnus	Peterson, A.	Thao
Brod	Entenza	Howes	Mahoney	Peterson, N.	Thissen
Buesgens	Erhardt	Huntley	Mariani	Peterson, S.	Tingelstad
Carlson	Erickson	Jaros	Marquart	Poppe	Urdahl
Charron	Finstad	Johnson, J.	McNamara	Powell	Vandever
Clark	Fritz	Johnson, R.	Meslow	Rukavina	Wagenius
Cornish	Garofalo	Johnson, S.	Moe	Ruth	Walker
Cox	Gazelka	Juhnke	Mullery	Ruud	Wardlow
Cybart	Goodwin	Kelliher	Murphy	Sailer	Welti
Davids	Greiling	Klinzing	Nelson, M.	Samuelson	Westerberg
Davnie	Gunther	Knoblach	Nelson, P.	Scalze	Westrom
Dean	Hackbarth	Koenen	Newman	Seifert	Wilkin
DeLaForest	Hamilton	Kohls	Nornes	Sertich	Zellers
Demmer	Hansen	Krinkie	Olson	Severson	Spk. Sviggum

A quorum was present.

Kahn and Loeffler were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Emmer moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2005 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S. F. No.</i>	<i>H. F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2005</i>	<i>Date Filed 2005</i>
218		1	1:50 p.m. January 27	January 27

Sincerely,

MARY KIFFMEYER
Secretary of State

REPORTS OF STANDING COMMITTEES

Tingelstad from the Committee on Governmental Operations and Veterans Affairs to which was referred:

H. F. No. 229, A bill for an act relating to taxation; individual income; providing an income tax checkoff to fund grants to members of the National Guard and reserves who have incurred financial need as the result of being ordered to federal active service since 9/11; authorizing administration by the adjutant general; appropriating money; amending Minnesota Statutes 2004, section 190.09, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 290.

Reported the same back with the following amendments:

Page 3, after line 13, insert:

"To be an eligible individual, a person described in clause (2) or (3) must be residing within the state of Minnesota."

Page 4, delete lines 18 to 20

With the recommendation that when so amended the bill pass and be re-referred to the Committee on State Government Finance.

The report was adopted.

Tingelstad from the Committee on Governmental Operations and Veterans Affairs to which was referred:

H. F. No. 333, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4; providing staggered terms of office for senators.

Reported the same back with the following amendments:

Page 1, line 23, after "require" insert "that, as near as practical,"

Page 1, line 24, delete everything after "senate"

Page 1, line 25, delete "to"

Page 2, line 1, delete "2010" and insert "2012"

With the recommendation that when so amended the bill be re-referred to the Committee on Civil Law and Elections without further recommendation.

The report was adopted.

Tingelstad from the Committee on Governmental Operations and Veterans Affairs to which was referred:

H. F. No. 350, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4; providing staggered four-year terms for senators.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Civil Law and Elections without further recommendation.

The report was adopted.

Bradley from the Committee on Health Policy and Finance to which was referred:

H. F. No. 405, A bill for an act relating to health; establishing the Freedom to Breathe Act of 2005; requiring persons to refrain from smoking in certain areas; amending Minnesota Statutes 2004, sections 144.412; 144.413, subdivisions 2, 4, by adding subdivisions; 144.414; 144.416; 144.417; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 2004, section 144.415.

Reported the same back with the following amendments:

Pages 1 and 2, delete sections 1 and 2

Page 2, delete lines 17 to 27 and insert:

"Subd. 2. [PUBLIC PLACE.] "Public place" means any enclosed, indoor area used by the general public or serving as a place of work, including, but not limited to, restaurants, except as provided in section 144.4167, subdivision 5; bars, except as provided in section 144.4167, subdivision 3; retail stores; offices and other commercial establishments; public conveyances; educational facilities other than public schools, as defined in section 120A.05, subdivisions 9, 11, and 13; hospitals; nursing homes; auditoriums; arenas; meeting rooms; and common areas of rental apartment buildings; but excluding private, enclosed offices occupied exclusively by smokers even though such offices may be visited by nonsmokers."

Pages 2 to 4, delete sections 5 and 6

Page 4, lines 35 and 36, delete ", public transportation, place of employment, or public meeting"

Page 5, lines 1 and 2, delete ", public transportation, place of employment, or public meeting"

Page 5, lines 17 and 18, delete ", public meeting, public transportation, or place of employment"

Page 6, after line 3, insert:

"Subd. 3. [BARS.] Sections 144.414 to 144.417 do not prohibit smoking in a bar provided it has an on-sale intoxicating liquor license, an on-sale nonintoxicating malt liquor license, an on-sale 3.2 percent malt liquor license, a wine license, or a strong beer liquor license; and

(1) the bar's sales of beer, nonintoxicating malt liquor, 3.2 percent malt liquor, wine, and intoxicating liquor are demonstrated for an existing licensee to be, or for an initial licensee projected to be, more than 50 percent of the total net sales of food and beverages, after taxes, that are served in the establishment. For the purposes of this section, "sales" are the sales reported to the Department of Revenue from the most recent calendar year; or

(2) the bar:

(i) is separated from the restaurant on all sides by continuous floor-to-ceiling walls, which are interrupted only by closeable doors that are continuously closed, except when a person is actively entering or exiting the bar;

(ii) has ventilation systems that are totally separated from the restaurant, with the bar maintaining a negative air pressure in relation to the adjacent restaurant;

(iii) does not permit entrance or employment of minors at any time notwithstanding section 340A.503, subdivision 4, paragraph (b); and

(iv) has a food or beverage license, which is separate from the restaurant, issued by the appropriate licensing agency.

Subd. 4. [PRIVATE CLUBS.] Sections 144.414 to 144.417 do not prohibit smoking in private clubs, except when they are open to serve food or drink to members of the public who are not members of the club. Guests accompanied by members are considered the same as members. For the purposes of this section, a private club is an incorporated organization organized under the laws of the state for civic, fraternal, social, or business purposes; intellectual improvement; or promotion of sports or is a congressionally chartered veterans' organization that:

(1) has more than 25 members;

(2) has owned or rented a building or space in a building for more than one year that is suitable and adequate for the accommodation of its members;

(3) is directed by a board of directors, executive committee, or other similar body chosen by the members at a meeting held for that purpose. No member, officer, agent, or employee shall receive any profit from the distribution or sale of beverages to the members of the club or their guests beyond a reasonable salary or wage fixed and voted upon each year by the governing body;

(4) does not restrict its membership on the basis of race, color, creed, religion, or national origin; and

(5) was not established to avoid compliance with sections 144.414 to 144.417.

Subd. 5. [RESTAURANTS.] Sections 144.414 to 144.417 do not prohibit smoking in restaurants that are closed to the public while being used for a private function."

Page 6, line 4, delete "3" and insert "6"

Page 6, line 11, before "is" insert "subdivision 3,"

Page 6, delete lines 13 to 36

Page 7, delete lines 1 to 30

Page 8, line 1, before "Nothing" insert "(a)"

Page 8, after line 4, insert:

"(b) A town, statutory or home rule charter city, or county may allow smoking at an event that includes licensed food or beverage service in a building it owns and manages when the governing body has declared specific portions of the building to be exempt for the event."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, delete "144.412;" and delete ", by" and insert a semicolon

Page 1, delete line 6 and insert "144.416; 144.417, subdivision 3;"

With the recommendation that when so amended the bill be re-referred to the Committee on Commerce and Financial Institutions without further recommendation.

The report was adopted.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Gazelka, Garofalo, Soderstrom and Urdahl introduced:

H. F. No. 565, A bill for an act relating to veterans; proposing an amendment to the Minnesota Constitution, article XIII, section 8, to authorize general obligation bonding proceeds to be used to pay a bonus to Minnesota residents who served as members of the United States military during the Global War on Terrorism.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs.

Cox, Kelliher, Hamilton, Nornes, Abeler, Mariani, Hornstein, Clark, Cybart, Fritz, Ellison, Davnie, Ozment, Carlson, Dempsey, Brod, Samuelson, Welti and Urdahl introduced:

H. F. No. 566, A bill for an act relating to higher education; regulating tuition for certain students; proposing coding for new law in Minnesota Statutes, chapter 135A.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Demmer, Brod, Wardlow and Severson introduced:

H. F. No. 567, A bill for an act relating to veterans; eliminating the sunset date for the purchase of military service credit; amending Laws 2000, chapter 461, article 4, section 4, as amended.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs.

Marquart, Lanning and Heidgerken introduced:

H. F. No. 568, A bill for an act relating to cities; authorizing certain cities an additional 30 days to approve or deny certain regulatory actions; amending Minnesota Statutes 2004, section 15.99.

The bill was read for the first time and referred to the Committee on Local Government.

Marquart, Eken and Moe introduced:

H. F. No. 569, A bill for an act proposing an amendment to the Minnesota Constitution, article VII, section 1; permitting certain 17-year-old persons to vote in primaries.

The bill was read for the first time and referred to the Committee on Civil Law and Elections.

Marquart introduced:

H. F. No. 570, A bill for an act relating to traffic regulations; authorizing operation of certain combinations with gross vehicle weight up to 105,000 pounds on certain highways with permit; prescribing allocation of permit fee; amending Minnesota Statutes 2004, section 169.86, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 169.

The bill was read for the first time and referred to the Committee on Transportation.

Marquart; Lenczewski; Lieder; Lillie; Peterson, A.; Heidgerken and Solberg introduced:

H. F. No. 571, A bill for an act relating to taxation; individual income; allowing a subtraction for military pensions; amending Minnesota Statutes 2004, section 290.01, subdivision 19b.

The bill was read for the first time and referred to the Committee on Taxes.

Johnson, J.; Cox; Erhardt; Wardlow; Newman; Kohls; Gazelka; Soderstrom; Urdahl; Ruth; Westerberg and Emmer introduced:

H. F. No. 572, A bill for an act relating to public safety; scheduling ephedrine and pseudoephedrine products as Schedule V controlled substances; regulating the sale of methamphetamine precursor drugs; authorizing reporting of suspicious transactions involving these drugs and providing civil immunity for so doing; further regulating while recodifying activities involving anhydrous ammonia; requiring courts to order restitution in certain situations involving controlled substances; imposing property restrictions in certain situations involving controlled substances; increasing the criminal penalties for possessing certain substances with the intent to manufacture methamphetamine and recodifying this crime; establishing new methamphetamine-related crimes; clarifying the definition of "narcotic drug"; expanding the definition of "violent crime" for mandatory sentencing purposes; requiring that vehicles and other property used to manufacture methamphetamine indicate this in the title or by an affidavit; requiring notice to schools when children are taken into protective custody after being found at a methamphetamine laboratory; establishing a methamphetamine laboratory cleanup revolving fund and authorizing loans to assist counties and cities in conducting methamphetamine cleanup; imposing criminal penalties; providing for ten new Bureau of Criminal Apprehension agents dedicated to methamphetamine enforcement; appropriating money; amending Minnesota Statutes 2004, sections 152.01, subdivision 10; 152.02, subdivision 6; 152.021, subdivisions 2a, 3; 152.027, subdivisions 1, 2; 152.135, subdivision 2; 168A.05, subdivision 3; 260B.171, by adding a subdivision; 609.1095, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 152; 446A; repealing Minnesota Statutes 2004, sections 18C.005, subdivisions 1a, 35a; 18C.201, subdivisions 6, 7; 18D.331, subdivision 5.

The bill was read for the first time and referred to the Committee on Civil Law and Elections.

Johnson, J.; Otremba; Charron; Paulsen; Knoblach; Beard; Anderson, B.; Marquart; Olson; Soderstrom; Klinzing and Erickson introduced:

H. F. No. 573, A bill for an act relating to education; requiring school and library computers with Internet access available for student use to be equipped with software filtering or blocking technology; imposing a financial penalty; amending Minnesota Statutes 2004, sections 125B.15; 134.50.

The bill was read for the first time and referred to the Committee on Education Policy and Reform.

Soderstrom introduced:

H. F. No. 574, A bill for an act relating to capital investment; appropriating money for Pine Technical College; authorizing the issuance of general obligation bonds.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Charron and Klinzing introduced:

H. F. No. 575, A bill for an act relating to physical therapists; providing for issuance of reciprocal licensure upon proof of previous practice; amending Minnesota Statutes 2004, section 148.72, subdivision 1.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Meslow and Simon introduced:

H. F. No. 576, A bill for an act relating to paternity; changing certain presumptions; amending Minnesota Statutes 2004, sections 257.55, subdivision 1; 257.57, subdivision 2; 257.62, subdivision 5.

The bill was read for the first time and referred to the Committee on Civil Law and Elections.

Holberg introduced:

H. F. No. 577, A bill for an act relating to transportation; modifying provisions relating to the use of freeway or expressway shoulders by transit buses and authorizing the commissioner of transportation to allow such use by metro mobility buses; amending Minnesota Statutes 2004, section 169.306.

The bill was read for the first time and referred to the Committee on Transportation.

Dempsey introduced:

H. F. No. 578, A bill for an act relating to taxation; property; exempting certain property of an electric generation facility; amending Minnesota Statutes 2004, section 272.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Penas, Moe, Sykora, Howes and Hansen introduced:

H. F. No. 579, A bill for an act relating to education finance; creating a system to finance replacement school buses; appropriating money.

The bill was read for the first time and referred to the Committee on Education Finance.

Dittrich, Abeler, Hortman and Opatz introduced:

H. F. No. 580, A bill for an act relating to capital investment; appropriating money for capital improvements at Anoka-Ramsey Community College; authorizing the issuance of general obligation bonds.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Nelson, P., introduced:

H. F. No. 581, A bill for an act relating to natural resources; appropriating money for removal and restoration of the Rush Creek Dam.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Vandevveer and Krinkie introduced:

H. F. No. 582, A bill for an act relating to highways; appropriating money and authorizing issuance of trunk highway bonds for an interchange at I-35 and County State-Aid Highway 23.

The bill was read for the first time and referred to the Committee on Transportation Finance.

Westrom introduced:

H. F. No. 583, A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 771, Chokio-Alberta.

The bill was read for the first time and referred to the Committee on Education Finance.

Urdahl and Blaine introduced:

H. F. No. 584, A bill for an act relating to agriculture; extending the interest-free status of manure digester loans; amending Minnesota Statutes 2004, section 41B.049, subdivision 4.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Thao, Abeler, Goodwin and Meslow introduced:

H. F. No. 585, A bill for an act relating to consumer protection; regulating gift certificates and gift cards; providing penalties and remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

The bill was read for the first time and referred to the Committee on Commerce and Financial Institutions.

Abeler and Huntley introduced:

H. F. No. 586, A bill for an act relating to human services; authorizing a long-term care partnership program; modifying medical assistance eligibility requirements under certain circumstances; defining approved long-term care insurance policies; limiting medical assistance estate recovery under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 256B.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Buesgens introduced:

H. F. No. 587, A bill for an act relating to elections; providing for quarterly election days for state and local elections, other than special elections to fill a vacancy; amending Minnesota Statutes 2004, sections 123B.63, subdivision 3; 126C.17, subdivision 11; 204C.05, by adding a subdivision; 205.10, subdivision 3; 205A.05, subdivision 1; 373.40, subdivision 2; 375.20; 458.40; 465.82, subdivision 2; 465.84; 469.053, subdivision 5; 469.0724; 469.190, subdivision 5; 475.521, subdivision 2; 475.58, subdivisions 1, 1a; 475.59; proposing coding for new law in Minnesota Statutes, chapters 204D; 205; 205A; repealing Minnesota Statutes 2004, sections 204C.05, subdivisions 1a, 1b; 205.175; 205A.09.

The bill was read for the first time and referred to the Committee on Civil Law and Elections.

Wilkin, Dill, Peppin, Dean, Powell, Finstad, Bradley, Gazelka, Klinzing, Kohls, Erickson, Soderstrom, Ruth, Cox, Hamilton, Davids, Westrom, Gunther, McNamara, Olson and Severson introduced:

H. F. No. 588, A bill for an act relating to insurance; permitting flexible benefits plans for small employer group health coverage; proposing coding for new law in Minnesota Statutes, chapter 62L.

The bill was read for the first time and referred to the Committee on Commerce and Financial Institutions.

Rukavina and Sertich introduced:

H. F. No. 589, A bill for an act relating to energy; authorizing joint ventures among certain municipal utilities and private parties; amending Minnesota Statutes 2004, section 452.25, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Regulated Industries.

Samuelson, Cox, Westerberg, Tingelstad and Dean introduced:

H. F. No. 590, A bill for an act relating to natural resources; requiring lifejackets for children aboard watercraft; amending Minnesota Statutes 2004, section 86B.501, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Samuelson; Pelowski; Heidgerken; Marquart; Cox; Lieder; Peterson, A.; Hosch; Urdahl and Penas introduced:

H. F. No. 591, A bill for an act relating to human services; appropriating money for senior citizen programs.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Samuelson, Erickson, Lanning and Hosch introduced:

H. F. No. 592, A bill for an act relating to traffic regulations; authorizing counties and cities to impose administrative penalties on certain speed limit law violators; amending Minnesota Statutes 2004, sections 169.022; 169.99, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 471.

The bill was read for the first time and referred to the Committee on Transportation.

Seifert, Otremba, Westrom, Newman, Cybart, Wilkin, Buesgens and Nelson, P., introduced:

H. F. No. 593, A bill for an act relating to state government; imposing certain conditions on nonprofit organizations that receive a grant or a direct appropriation from the state; proposing coding for new law in Minnesota Statutes, chapter 16A.

The bill was read for the first time and referred to the Committee on State Government Finance.

Bernardy; Greiling; Hortman; Abeler; Dorn; Johnson, R.; Marquart; Peterson, S.; Davnie; Sailer; Sieben; Atkins; Koenen and Dill introduced:

H. F. No. 594, A bill for an act relating to education; establishing program guidelines for gifted and talented students; making permanent funding for gifted and talented programs a component of general education revenue; amending Minnesota Statutes 2004, section 126C.10, subdivision 1, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 120B.

The bill was read for the first time and referred to the Committee on Education Policy and Reform.

Gunther, Sertich, Mahoney and Bradley introduced:

H. F. No. 595, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to the commissioner of employment and economic development for transfer to the redevelopment account; amending Minnesota Statutes 2004, sections 116J.571; 116J.572, subdivision 2; 116J.573; 116J.575, subdivision 1.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Wilkin introduced:

H. F. No. 596, A bill for an act relating to drivers' licenses; modifying provision relating to driver's license suspension based on insurance sampling; amending Minnesota Statutes 2004, section 169.796, subdivision 3.

The bill was read for the first time and referred to the Committee on Transportation.

Ruth, Zellers, Erickson and Nelson, P., introduced:

H. F. No. 597, A bill for an act relating to capital improvements; authorizing \$100,000,000 in general obligation bonds for local road improvement program; abolishing authority to use program money for loans; establishing rural road safety program in local road improvement fund; appropriating money; amending Minnesota Statutes 2004, section 174.52, subdivisions 2, 4, 5, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Transportation Finance.

Peppin and Wilkin introduced:

H. F. No. 598, A bill for an act relating to occupational safety and health; modifying standard industrial classification list rulemaking provisions; amending Minnesota Statutes 2004, section 182.653, subdivision 9.

The bill was read for the first time and referred to the Committee on Commerce and Financial Institutions.

Dill introduced:

H. F. No. 599, A bill for an act relating to capital improvements; appropriating money for Lake Superior safe harbors; authorizing sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Beard introduced:

H. F. No. 600, A bill for an act relating to taxation; property; providing that certain personal property of an electric generation facility is exempt from property taxation; amending Minnesota Statutes 2004, section 272.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Dill introduced:

H. F. No. 601, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Silver Bay Veterans Home.

The bill was read for the first time and referred to the Committee on State Government Finance.

Carlson, Latz, Mariani, Pelowski and Abeler introduced:

H. F. No. 602, A bill for an act relating to higher education finance; appropriating money to the Board of Regents of the University of Minnesota and Board of Trustees of the Minnesota State Colleges and Universities.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Dorman, Poppe, Gunther, Ruth, Demmer and Fritz introduced:

H. F. No. 603, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for Austin flooding.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Peterson, S.; Johnson, J.; Smith and Abrams introduced:

H. F. No. 604, A bill for an act relating to health; authorizing the limited use of zero-depth public swimming pools without a lifeguard; amending Minnesota Statutes 2004, section 144.1222, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Hoppe introduced:

H. F. No. 605, A bill for an act relating to alcoholic beverages; allowing a brewer who manufactures beer on the premises where the brewer also holds an on-sale intoxicating liquor license to use wort produced outside Minnesota under certain circumstances; amending Minnesota Statutes 2004, section 340A.301, subdivision 6.

The bill was read for the first time and referred to the Committee on Regulated Industries.

Solberg introduced:

H. F. No. 606, A bill for an act relating to crime prevention and public safety; repealing certain restrictions relating to part-time peace officers; amending Minnesota Statutes 2004, section 626.8465, subdivision 2; repealing Minnesota Statutes 2004, sections 626.8465, subdivision 3; 626.8468, subdivision 1.

The bill was read for the first time and referred to the Committee on Public Safety Policy and Finance.

Ellison, Mariani, Rukavina, Sertich, Kahn and Nelson, M., introduced:

H. F. No. 607, A bill for an act relating to elections; restoring citizenship rights and eligibility to vote to certain convicted felons who are not incarcerated; requiring notice; amending Minnesota Statutes 2004, section 201.014, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 243; 609.

The bill was read for the first time and referred to the Committee on Civil Law and Elections.

Dill introduced:

H. F. No. 608, A bill for an act relating to capital investment; appropriating money for a grant to the city of Two Harbors for a wastewater treatment plant equalization basin and chlorine-contact tank; authorizing the issuance of state general obligation bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Dill introduced:

H. F. No. 609, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Ely Maintenance Facility.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Dill introduced:

H. F. No. 610, A bill for an act relating to natural resources; modifying disposition of the snowmobile trails and enforcement account; amending Minnesota Statutes 2004, section 84.83, subdivision 3.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Dill introduced:

H. F. No. 611, A bill for an act relating to capital improvements; appropriating money for Forest Highway 11 in Lake County; authorizing state bonds.

The bill was read for the first time and referred to the Committee on Transportation Finance.

Dill introduced:

H. F. No. 612, A bill for an act relating to highways; authorizing issuance of up to \$2,524,000 in state bonds for the East Two Rivers project near the city of Tower; appropriating money.

The bill was read for the first time and referred to the Committee on Transportation Finance.

Kelliher, Latz, Ellison, Hoppe, Simon, Mahoney and Tingelstad introduced:

H. F. No. 613, A bill for an act relating to capital investment; appropriating money for completion of Cedar Lake Trail; authorizing the issuance of state general obligation bonds.

The bill was read for the first time and referred to the Committee on Agriculture, Environment and Natural Resources Finance.

Lieder; Holberg; Peterson, A., and Koenen introduced:

H. F. No. 614, A bill for an act relating to motor vehicles; permitting display of certain slow-moving vehicle signs that are visible at night; removing obsolete language; making clarifying changes; amending Minnesota Statutes 2004, section 169.522.

The bill was read for the first time and referred to the Committee on Transportation.

Klinzing, Cybart, Holberg, Wardlow, Lenczewski, Emmer, Newman, Hoppe, Erickson, Penas and Peppin introduced:

H. F. No. 615, A bill for an act relating to education; permitting secondary students to carry and use nonprescription pain relief; proposing coding for new law in Minnesota Statutes, chapter 121A.

The bill was read for the first time and referred to the Committee on Education Policy and Reform.

Klinzing, Cornish, Heidgerken, Vandever, Hoppe, Erickson and Samuelson introduced:

H. F. No. 616, A bill for an act relating to education finance; requiring school districts to direct at least 65 percent of their operating revenue directly to regular instruction; amending Minnesota Statutes 2004, sections 123B.10, subdivision 1; 123B.77, subdivision 4.

The bill was read for the first time and referred to the Committee on Education Finance.

Greiling and Meslow introduced:

H. F. No. 617, A bill for an act relating to education finance; authorizing certain students over the age of 21 who attend a contract alternative program to continue to receive instruction at that school until graduation; amending Minnesota Statutes 2004, section 124D.68, subdivisions 2, 3.

The bill was read for the first time and referred to the Committee on Education Finance.

Cornish, Smith, Meslow and Hackbarth introduced:

H. F. No. 618, A bill for an act relating to crimes; prohibiting providing false information to police; providing penalties; amending Minnesota Statutes 2004, section 609.505.

The bill was read for the first time and referred to the Committee on Public Safety Policy and Finance.

Bradley, Huntley, Finstad, Goodwin and Samuelson introduced:

H. F. No. 619, A bill for an act relating to human services; modifying parental contributions for the cost of services for children with mental retardation; amending Minnesota Statutes 2004, section 252.27, subdivision 2a.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Hackbarth and Abeler introduced:

H. F. No. 620, A bill for an act relating to appropriations; appropriating money for the Oliver Kelley Farm.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Ruth; Gunther; Lieder; Bradley; Severson; Simpson; Newman; Brod; Westrom; DeLaForest; Klinzing; Anderson, B.; Urdahl; Cox and Hortman introduced:

H. F. No. 621, A bill for an act relating to bridges; authorizing issuance of \$70,000,000 in state transportation bonds for grants to political subdivisions for the replacement, rehabilitation, or repair of key bridges on the state transportation system; appropriating money.

The bill was read for the first time and referred to the Committee on Transportation Finance.

DeLaForest; Johnson, J.; Brod; Hilty; Erickson; Holberg; Howes; Abeler; Nelson, P.; Soderstrom; Smith; Wilkin; Severson; Anderson, B.; Hamilton; Hackbarth; Samuelson; Powell; Normes; Heidgerken; Olson; Abrams; Thissen; Nelson, M.; Blaine; Magnus; Cornish; Otremba; Ellison; Sertich; Gunther; Emmer; Simpson; Marquart and Finstad introduced:

H. F. No. 622, A bill for an act relating to elections; providing for equal treatment of voters; proposing coding for new law in Minnesota Statutes, chapter 204B.

The bill was read for the first time and referred to the Committee on Civil Law and Elections.

Bernardy, Goodwin and Samuelson introduced:

H. F. No. 623, A bill for an act relating to education finance; authorizing a levy for certain utility costs of facilities used primarily for community education programs; proposing coding for new law in Minnesota Statutes, chapter 124D.

The bill was read for the first time and referred to the Committee on Education Finance.

Ellison, Kelliher, Walker and Clark introduced:

H. F. No. 624, A bill for an act relating to capital improvements; authorizing spending to acquire and to better public land and buildings and other public improvements of a capital nature; appropriating money to the city of Minneapolis for empowerment zone subprojects; authorizing state bonds.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Sykora introduced:

H. F. No. 625, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for acquisition of the Big Island Veterans Camp.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Moe and Howes introduced:

H. F. No. 626, A bill for an act relating to highways; designating the "Bradley Waage Memorial Bridge"; amending Minnesota Statutes 2004, section 161.14, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Transportation.

Kelliher introduced:

H. F. No. 627, A bill for an act relating to health; providing for do not resuscitate/do not intubate orders; providing liability protection for certain health professionals; proposing coding for new law as Minnesota Statutes, chapter 145D.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Kelliher, Mahoney and Opatz introduced:

H. F. No. 628, A bill for an act relating to capital improvements; appropriating money to design a Health Sciences Center at Minneapolis Community and Technical College; authorizing the sale of state bonds.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Kelliher introduced:

H. F. No. 629, A bill for an act relating to the University of Minnesota; providing funding for health professional programs; appropriating money.

The bill was read for the first time and referred to the Committee on Higher Education Finance.

Wilkin, Hansen and Wardlow introduced:

H. F. No. 630, A bill for an act relating to taxation; property; modifying special assessment and property tax deferment provisions on certain qualified property; amending Laws 1998, chapter 389, article 3, section 41; Laws 1998, chapter 389, article 3, section 42, subdivision 2, as amended.

The bill was read for the first time and referred to the Committee on Taxes.

Pelowski introduced:

H. F. No. 631, A bill for an act relating to the city of Winona; authorizing the city to impose a sales and use tax and issue general obligation bonds.

The bill was read for the first time and referred to the Committee on Taxes.

Urdahl; Peterson, A.; Westrom; Eken; Seifert; Simpson; Gunther; Lieder; Johnson, R.; Demmer; Dill; Penas; Cornish; Abeler; Fritz; Cox; Hamilton; Nornes; Koenen; Welti; Poppe; Newman; Finstad; Heidgerken; Erickson; Soderstrom; Davids and Ruth introduced:

H. F. No. 632, A bill for an act relating to taxation; income; providing for economic growth in rural counties of the state by allowing a credit against the income tax of an employer for the creation and retention of certain jobs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

The bill was read for the first time and referred to the Committee on Taxes.

Dempsey, Opatz, Davids, Hackbarth and Pelowski introduced:

H. F. No. 633, A bill for an act relating to appropriations; appropriating money to the Mississippi River Parkway Commission.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Hackbarth introduced:

H. F. No. 634, A bill for an act relating to natural resources; creating an off-highway vehicle safety and conservation grant program; proposing coding for new law in Minnesota Statutes, chapter 84; repealing Minnesota Statutes 2004, section 84.901.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Hackbarth introduced:

H. F. No. 635, A bill for an act relating to natural resources; requiring a study of certain unrefunded gasoline tax.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Jaros, Huntley and Murphy introduced:

H. F. No. 636, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to the city of Duluth for reconstruction of the Peterson Arena.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Abeler and Huntley introduced:

H. F. No. 637, A bill for an act relating to health; modifying provisions for licensed professional counselors; authorizing certain rulemaking; amending Minnesota Statutes 2004, sections 148B.53, subdivisions 1, 3; 148B.54, subdivision 2; 148B.59; proposing coding for new law in Minnesota Statutes, chapter 148B.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Hortman; Tingelstad; Dittrich; Abeler; Nelson, M.; Samuelson; Peterson, S.; Hosch; Simon; Goodwin and Loeffler introduced:

H. F. No. 638, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Northstar Rail Corridor.

The bill was read for the first time and referred to the Committee on Transportation Finance.

Davids and Pelowski introduced:

H. F. No. 639, A bill for an act relating to appropriations; appropriating money for the Rushford Institute for Nanotechnology, Inc. in Rushford.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Nornes introduced:

H. F. No. 640, A bill for an act relating to local government; increasing the amount a county or city may appropriate for the prevention of cruelty to animals; providing that a property tax levy to fund the appropriation is exempt from levy limits; amending Minnesota Statutes 2004, sections 275.70, subdivision 5; 343.11.

The bill was read for the first time and referred to the Committee on Taxes.

Hortman introduced:

H. F. No. 641, A bill for an act relating to education finance; increasing the basic formula allowance; amending Minnesota Statutes 2004, section 126C.10, subdivision 2.

The bill was read for the first time and referred to the Committee on Education Finance.

Hortman introduced:

H. F. No. 642, A bill for an act relating to education finance; restoring funding for early childhood education programs; appropriating money; amending Minnesota Statutes 2004, section 124D.135, subdivision 1.

The bill was read for the first time and referred to the Committee on Education Finance.

Hortman introduced:

H. F. No. 643, A bill for an act relating to education finance; modifying the state requirement for pupil transportation for elementary pupils; authorizing a levy to pay for certain transportation costs; amending Minnesota Statutes 2004, sections 123B.88, subdivision 1; 123B.92, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education Finance.

Johnson, S.; Murphy; Meslow; Newman and Paymar introduced:

H. F. No. 644, A bill for an act relating to public safety; authorizing probation officers to access information about persons who have a permit to carry weapons; amending Minnesota Statutes 2004, section 624.714, subdivision 15.

The bill was read for the first time and referred to the Committee on Public Safety Policy and Finance.

Urdahl and Dorman introduced:

H. F. No. 645, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for historic preservation grants.

The bill was read for the first time and referred to the Committee on Jobs and Economic Opportunity Policy and Finance.

Sieben; Huntley; Goodwin; Thissen; Erhardt; Davnie; Sertich; Mariani; Peterson, S.; Hansen; Bernardy; Johnson, S.; Latz; Wagenius; Loeffler; Scalze; Kelliher; Mahoney; Hilty; Hornstein; Hausman; Walker; Carlson; Paymar; Ellison; Greiling; Thao and Slawik introduced:

H. F. No. 646, A bill for an act relating to prevention of abortion, unintended pregnancies, and sexually transmitted infection; increasing access to family planning services; expanding educational efforts to prevent unintended pregnancies; increasing wholesome after-school activities for youth; requiring development of a plan to ensure comprehensive family life and sexuality education; creating after-school enrichment programs; requiring the provision of contraceptive information; creating a family planning Web site; modifying the ENABL and family planning grant programs; establishing regional training sites for comprehensive family life and sexuality education in schools; requiring family planning information be provided to MFIP recipients; appropriating money; amending Minnesota Statutes 2004, sections 145.4243; 145.925, subdivision 9; 145.9255, subdivisions 1, 4; 256J.45, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121A; 124D; 145.

The bill was read for the first time and referred to the Committee on Health Policy and Finance.

Peterson, A., introduced:

H. F. No. 647, A bill for an act relating to local government; adding an exception to the ban on public officers having an interest in a contract; amending Minnesota Statutes 2004, section 471.88, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Local Government.

Nornes introduced:

H. F. No. 648, A bill for an act relating to counties; providing for the costs of certain actions relating to children; proposing coding for new law in Minnesota Statutes, chapter 393.

The bill was read for the first time and referred to the Committee on Local Government.

Marquart, Atkins, Bernardy, Lanning and Heidgerken introduced:

H. F. No. 649, A bill for an act relating to education finance; increasing funding for school districts with declining enrollment; amending Minnesota Statutes 2004, section 126C.05, subdivisions 5, 6.

The bill was read for the first time and referred to the Committee on Education Finance.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 57, A bill for an act relating to state government; providing deficiency funding for certain state agencies; appropriating money.

PATRICK E. FLAHAVEN, Secretary of the Senate

Knoblach moved that the House refuse to concur in the Senate amendments to H. F. No. 57, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 345 and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 345, A bill for an act relating to education; providing for employee recognition programs; amending Minnesota Statutes 2004, section 123B.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Education Policy and Reform.

S. F. No. 2, A bill for an act relating to finance; requiring reports and recommendations to bring the state budget into compliance with generally accepted governmental accounting principles; requiring disclosure of the impact of inflation on state expenditures; amending Minnesota Statutes 2004, sections 16A.055, subdivision 1; 16A.103, subdivisions 1a, 1b; 16A.11, subdivision 2.

The bill was read for the first time and referred to the Committee on Ways and Means.

MOTIONS AND RESOLUTIONS

Jaros moved that the name of Bernardy be added as an author on H. F. No. 18. The motion prevailed.

Kahn moved that the name of Lenczewski be added as an author on H. F. No. 87. The motion prevailed.

Thissen moved that the names of Hortman and Davnie be added as authors on H. F. No. 132. The motion prevailed.

Anderson, B., moved that the name of Hortman be added as an author on H. F. No. 171. The motion prevailed.

Howes moved that the name of Klinzing be added as an author on H. F. No. 200. The motion prevailed.

Urdahl moved that the name of Magnus be added as an author on H. F. No. 202. The motion prevailed.

Dorman moved that the name of Zellers be added as an author on H. F. No. 212. The motion prevailed.

Newman moved that the name of Hortman be added as an author on H. F. No. 229. The motion prevailed.

Lieder moved that the name of Sailer be added as an author on H. F. No. 251. The motion prevailed.

Hoppe moved that the name of Erhardt be added as an author on H. F. No. 265. The motion prevailed.

Sykora moved that the name of Juhnke be added as an author on H. F. No. 291. The motion prevailed.

Hornstein moved that the name of Peterson, N., be added as an author on H. F. No. 313. The motion prevailed.

Slawik moved that the name of Hortman be added as an author on H. F. No. 315. The motion prevailed.

Powell moved that the name of Hortman be added as an author on H. F. No. 319. The motion prevailed.

Howes moved that the name of Ruth be added as an author on H. F. No. 338. The motion prevailed.

Eastlund moved that the name of Hortman be added as an author on H. F. No. 356. The motion prevailed.

Dempsey moved that the names of Klinzing and Tingelstad be added as authors on H. F. No. 402. The motion prevailed.

Cybart moved that the names of Lillie; Anderson, B., and Ruud be added as authors on H. F. No. 455. The motion prevailed.

Lenczewski moved that the names of Larson and Wilkin be added as authors on H. F. No. 462. The motion prevailed.

Olson moved that the name of Brod be added as an author on H. F. No. 472. The motion prevailed.

Rukavina moved that the name of Sailer be added as an author on H. F. No. 479. The motion prevailed.

Mariani moved that the name of Davnie be added as an author on H. F. No. 481. The motion prevailed.

Demmer moved that the names of Liebling, Davids and Welti be added as authors on H. F. No. 484. The motion prevailed.

Opatz moved that the names of Lenczewski, Larson and Ruud be added as authors on H. F. No. 487. The motion prevailed.

Ellison moved that the name of Newman be added as an author on H. F. No. 499. The motion prevailed.

Goodwin moved that the name of Scalze be added as an author on H. F. No. 535. The motion prevailed.

Holberg moved that the names of DeLaForest and Dill be added as authors on H. F. No. 564. The motion prevailed.

Abrams moved that H. F. No. 44 be recalled from the Committee on Commerce and Financial Institutions and be re-referred to the Committee on Taxes. The motion prevailed.

Hausman moved that H. F. No. 192 be recalled from the Committee on Jobs and Economic Opportunity Policy and Finance and be re-referred to the Committee on Agriculture, Environment and Natural Resources Finance. The motion prevailed.

Mahoney moved that H. F. No. 397 be recalled from the Committee on Agriculture, Environment and Natural Resources Finance and be re-referred to the Committee on Jobs and Economic Opportunity Policy and Finance. The motion prevailed.

Lieder moved that H. F. No. 211 be returned to its author. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 57:

Knoblach, Smith and Solberg.

ADJOURNMENT

Paulsen moved that when the House adjourns today it adjourn until 3:00 p.m., Thursday, February 3, 2005. The motion prevailed.

Paulsen moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 3:00 p.m., Thursday, February 3, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives