

## STATE OF MINNESOTA

## EIGHTY-FOURTH SESSION — 2005

## SIXTEENTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, FEBRUARY 16, 2005

The House of Representatives convened at 11:45 a.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by the Reverend Lonnie E. Titus, House Chaplain.

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

A quorum was present.

Meslow was excused.

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

## REPORTS OF CHIEF CLERK

S. F. No. 171 and H. F. No. 286, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Hoppe moved that S. F. No. 171 be substituted for H. F. No. 286 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 392 and H. F. No. 368, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Thissen moved that S. F. No. 392 be substituted for H. F. No. 368 and that the House File be indefinitely postponed. The motion prevailed.

## REPORTS OF STANDING COMMITTEES

Olson from the Committee on Local Government to which was referred:

H. F. No. 209, A bill for an act relating to townships; clarifying levy and spending authority; defining total revenue; amending Minnesota Statutes 2004, sections 365.43, subdivision 1; 365.431.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

Krinkie from the Committee on Taxes to which was referred:

H. F. No. 248, A bill for an act relating to education finance; modifying a school district's percentage of students attending nonpublic school necessary to qualify for an exemption; creating a process to resolve a tuition obligation; converting referendum revenue authority for Common School District No. 815, Prinsburg; authorizing the school district to recertify its school levy for taxes payable in 2005; amending Minnesota Statutes 2004, section 123A.70.

Reported the same back with the following amendments:

Page 3, line 6, before "additional" insert "an"

Page 3, line 20, delete "in seeking the conversion of" and insert "converting"

Page 3, line 26, after "year" insert "of"

Page 3, after line 27, insert:

"[EFFECTIVE DATE.] This section is effective the day following final enactment and applies for taxes payable in 2005."

Page 4, line 1, after "3" insert ", subdivision 4"

Page 4, lines 4 and 5, delete "within five days of" and insert "in the following manner"

Page 4, line 6, before the first "the" insert "within five days after"

Page 4, line 8, after "3" insert ", subdivision 4"

Page 4, lines 9 and 13, before "receiving" insert "within five days after"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Hackbarth from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 371, A bill for an act relating to game and fish; modifying restrictions on firearms used in hunting; amending Minnesota Statutes 2004, section 97B.031, subdivision 1.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

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

H. F. No. 487, A bill for an act relating to state government; changing terminology for mentally retarded, mental retardation, physically handicapped, and similar terms.

Reported the same back with the following amendments:

Page 2, delete section 2 and insert:

"Sec. 2. [MINNESOTA RULES.]

The Governor's Council on Developmental Disabilities, in consultation with the Department of Administration, shall review Minnesota Rules and provide to the revisor of statutes a list of Minnesota Rules containing outdated language specified in section 1 and the appropriate terminology changes that must be made in each of the rules. The revisor of statutes shall make the indicated changes in Minnesota Rules.

Sec. 3. [STATE AGENCIES.]

State agencies shall use the terminology changes specified in section 1 when printed material and signage are replaced and new printed material and signage are obtained. State agencies do not have to replace existing printed material and signage to comply with sections 1 and 2."

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

The report was adopted.

Hackbarth from the Committee on Environment and Natural Resources to which was referred:

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.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Olson from the Committee on Local Government to which was referred:

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.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

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

H. F. No. 675, A bill for an act relating to health; modifying the hospice care bill of rights; requiring hospice providers to complete a specified survey; modifying death report requirements for recipients of hospice care; amending Minnesota Statutes 2004, sections 144A.751, subdivision 1; 144A.755; 383B.225, subdivision 5.

Reported the same back with the following amendments:

Page 2, line 8, after "the" insert "hospice"

Page 2, line 9, strike "are" and insert "may be"

Page 2, line 12, before the semicolon, insert "in which the individual is enrolled"

Page 2, line 27, after "medical assistance," insert "Medicare."

Page 3, lines 9 and 10, strike "as specified in the employment contract"

Page 3, after line 35, insert:

"Sec. 2. Minnesota Statutes 2004, section 144A.751, subdivision 3, is amended to read:

Subd. 3. [DISCLOSURE.] A copy of these rights must be provided to an individual at the time hospice care is initiated. The copy shall contain the address and telephone number of the Office of Health Facility Complaints and the Office of the Ombudsman for Older Minnesotans and a brief statement describing how to file a complaint with these offices. Information about how to contact the Office of the Ombudsman for Older Minnesotans shall be included in notices of change in ~~client~~ provider fees and in notices where hospice providers initiate transfer or discontinuation of services."

Page 5, line 29, delete "2" and insert "3" and delete "2006" and insert "2007"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, delete "subdivision 1" and insert "subdivisions 1, 3"

With the recommendation that when so amended the bill pass and be placed on the Consent Calendar.

The report was adopted.

Hackbarth from the Committee on Environment and Natural Resources to which was referred:

H. F. No. 868, A bill for an act relating to *Canis latrans*; providing a coyote conflict management option; proposing coding for new law in Minnesota Statutes, chapter 348.

Reported the same back with the following amendments:

Page 1, line 8, delete "destruction" and insert "taking" and before the period, insert "by all legal methods"

With the recommendation that when so amended the bill pass.

The report was adopted.

## **SECOND READING OF HOUSE BILLS**

H. F. Nos. 371, 590, 647, 675 and 868 were read for the second time.

## **SECOND READING OF SENATE BILLS**

S. F. Nos. 171 and 392 were read for the second time.

## **INTRODUCTION AND FIRST READING OF HOUSE BILLS**

The following House Files were introduced:

Davids, Blaine, Pelowski, Abeler, Clark and Urdahl introduced:

H. F. No. 1050, A bill for an act relating to agriculture; appropriating money for a grant to Second Harvest food banks for the purchase of milk.

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

Kelliher, Hornstein, Erhardt, Huntley, Entenza and Davnie introduced:

H. F. No. 1051, A bill for an act relating to health; establishing a right to reproductive privacy; 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.

Sieben, Thissen, Hornstein, Ellison and Abeler introduced:

H. F. No. 1052, A bill for an act relating to telecommunication; charges after cancellation; amending Minnesota Statutes 2004, section 237.74, by adding a subdivision.

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

Severson, Wardlow, Emmer, Opatz, Marquart and DeLaForest introduced:

H. F. No. 1053, A bill for an act relating to drivers' licenses; authorizing commissioner of public safety to waive road test for licensed military personnel; amending Minnesota Statutes 2004, section 171.13, subdivision 1a.

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

Knoblach; Klinzing; Erickson; Johnson, J.; Buesgens and Otremba introduced:

H. F. No. 1054, A bill for an act relating to education; authorizing an education tax credit for tuition expenses for certain school attendance; eliminating the family cap on the education tax credit; amending Minnesota Statutes 2004, section 290.0674, subdivisions 1, 2.

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

Lenczewski and Svinggum introduced:

H. F. No. 1055, A bill for an act relating to lobbyists; prohibiting former legislators, constitutional officers, agency heads, and certain legislative employees from lobbying for legislative or administrative action for one year after leaving office; proposing coding for new law in Minnesota Statutes, chapter 10A.

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

Nornes introduced:

H. F. No. 1056, A bill for an act relating to human services; modifying child care assistance provider reimbursement rate categories; amending Minnesota Statutes 2004, section 119B.13, subdivision 1.

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

Thao introduced:

H. F. No. 1057, A bill for an act relating to capital investment; authorizing spending to acquire and better public land and buildings and public improvements of a capital nature with conditions; appropriating money for Summit University Teen Center in St. Paul; authorizing the issuance of general obligation bonds.

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. 1058, A bill for an act relating to health; extending approval for a nursing facility moratorium exception proposal approved under the competitive exception process; amending Minnesota Statutes 2004, section 144A.073, by adding a subdivision.

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

Pelowski introduced:

H. F. No. 1059, A bill for an act relating to human services; allowing PACE programs to be covered under alternative integrated long-term care services; amending Minnesota Statutes 2004, section 256B.69, subdivision 23.

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

Davnie; Johnson, R.; Heidgerken; Sykora and Greiling introduced:

H. F. No. 1060, A bill for an act relating to education policy; providing for resident participation in individual education plan development and tuition billing; amending Minnesota Statutes 2004, section 125A.05.

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

Thissen introduced:

H. F. No. 1061, A bill for an act relating to courts; modifying personal jurisdiction over foreign corporations and nonresident individuals in certain matters; amending Minnesota Statutes 2004, section 543.19, subdivision 1.

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

Thissen and Larson introduced:

H. F. No. 1062, A bill for an act relating to economic development; creating the airport areas development fund; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Thissen introduced:

H. F. No. 1063, A bill for an act relating to airports; expanding scope of airport zoning provisions to include control of uses incompatible with present and future airport use; amending Minnesota Statutes 2004, sections 360.061, by adding subdivisions; 360.064, subdivision 1; 360.065; 360.066, subdivisions 1, 1a; 360.074; proposing coding for new law in Minnesota Statutes, chapter 360.

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

Thissen and Larson introduced:

H. F. No. 1064, A bill for an act relating to Minneapolis-St. Paul International Airport; providing for the impact of expansion of the Minneapolis-St. Paul International Airport; authorizing airport mitigation planning and the establishment of airport impact zones in the cities of Bloomington, Burnsville, Eagan, Mendota Heights, Minneapolis, Richfield, and St. Paul; creating an airport impact mitigation fund in the state treasury; authorizing certain related activities by the Department of Employment and Economic Development; authorizing a metropolitan area credit enhancement program including a contingent metropolitan area property tax levy; appropriating money.

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

Davnie, Tingelstad, Eken, Ellison and Heidgerken introduced:

H. F. No. 1065, A bill for an act relating to elections; providing for fair and clean elections; increasing disclosure of campaign contributions to candidates; encouraging candidates to accept only clean money for their political campaigns; limiting campaign contributions and expenditures; increasing public subsidies for state candidates who agree to limit the sources and amounts of contributions to their campaigns; providing a throwback rule for the corporate franchise tax; appropriating money; amending Minnesota Statutes 2004, sections 10A.01, subdivision 1; 10A.02, subdivisions 8, 10, 11, 11a, 12, 13; 10A.025, subdivisions 1, 2; 10A.071, subdivision 3; 10A.34; 10A.37; 129D.13, by adding a subdivision; 129D.14, by adding a subdivision; 204B.11, subdivision 1; 211A.13; 211B.12; 211B.15, subdivision 16; 290.191, subdivision 5; 340A.404, subdivision 10; 353.03, subdivision 1; 383B.042, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 204B; 211B; proposing coding for new law as Minnesota Statutes, chapter 10B; repealing Minnesota Statutes 2004, sections 10A.01, subdivisions 3, 4, 6, 7, 9, 10, 11, 12, 13, 15, 16, 17, 18, 20, 23, 25, 26, 27, 28, 29, 30, 32, 34, 36; 10A.105; 10A.11; 10A.12; 10A.13; 10A.14; 10A.15; 10A.16; 10A.17; 10A.18; 10A.20; 10A.24; 10A.241; 10A.242; 10A.25; 10A.255; 10A.257; 10A.27; 10A.273; 10A.275; 10A.28; 10A.29; 10A.30; 10A.31; 10A.315; 10A.321; 10A.322; 10A.323; 10A.324; 290.06, subdivision 23.

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

Lenczewski introduced:

H. F. No. 1066, A bill for an act relating to property taxation; requiring municipalities to use fiscal disparities proceeds on expenditures which benefit the entire metropolitan area; amending Minnesota Statutes 2004, section 473F.01, subdivision 2; repealing Minnesota Statutes 2004, section 473F.01, subdivision 1.

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



Kohls, Sertich, Rukavina, Simpson and Krinkie introduced:

H. F. No. 1067, A bill for an act relating to unemployment insurance; modifying filing requirements for wage detail reports; amending Minnesota Statutes 2004, section 268.044, subdivisions 1, 1a, 2, 3.

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

Howes introduced:

H. F. No. 1068, A bill for an act relating to shoreland; Minnesota Common Interest Ownership Act; requiring county review and approval of subdivisions; amending Minnesota Statutes 2004, section 515B.2-112.

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

Fritz introduced:

H. F. No. 1069, A bill for an act relating to capital improvements; appropriating money for a grant to the city of Ellendale for the predesign of capital improvements to sewer and water infrastructure; authorizing the sale and issuance of general obligation bonds.

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

Holberg introduced:

H. F. No. 1070, A bill for an act relating to natural resources; modifying state park permit provisions; amending Minnesota Statutes 2004, section 85.053, subdivision 1.

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

Erickson introduced:

H. F. No. 1071, A bill for an act relating to education; ensuring that the sexually transmitted infections and diseases program include information on criminal sexual conduct; amending Minnesota Statutes 2004, section 121A.23, subdivision 1.

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

Mullery, Smith, Clark, Hausman and Gunther introduced:

H. F. No. 1072, A bill for an act relating to family law; providing for grandparent visitation rights on behalf of the child; expanding grandparent visitation rights; specifying procedures; requiring mediation; amending Minnesota Statutes 2004, section 257C.08, subdivision 1, by adding a subdivision.

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

DeLaForest introduced:

H. F. No. 1073, A bill for an act relating to traffic regulations; providing for speed limit on city streets in rural residential districts; amending Minnesota Statutes 2004, section 169.14, subdivision 2.

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

Cybart, McNamara, Powell, Hansen, Sieben and Wilkin introduced:

H. F. No. 1074, A bill for an act relating to government data; classifying certain licensing data as public; amending Minnesota Statutes 2004, section 13.46, subdivision 4.

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

Juhnke introduced:

H. F. No. 1075, A bill for an act relating to agriculture; establishing the Fertilizer Research Council; providing for a program of comprehensive research in soil fertility and fertilizer management; establishing a refundable fee on agricultural fertilizers; amending Minnesota Statutes 2004, section 18C.425, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Agriculture and Rural Development.

Kohls and Smith introduced:

H. F. No. 1076, A bill for an act relating to education; authorizing a lease levy for Independent School District No. 110, Waconia.

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

Kohls and Hoppe introduced:

H. F. No. 1077, A bill for an act relating to public safety; clarifying conditions under which peace officers and firefighters suffering disabling injuries continue to receive payments for health insurance; amending Minnesota Statutes 2004, section 299A.465, subdivision 1.

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

Kohls introduced:

H. F. No. 1078, A bill for an act relating to health; providing an exception to the moratorium on certification of nursing home beds; amending Minnesota Statutes 2004, section 144A.071, subdivision 4a.

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

Greiling, Murphy and Scalze introduced:

H. F. No. 1079, A bill for an act relating to education; making nonpublic schools subject to the pupil fair dismissal law and other requirements if families of students receiving educational services from the nonpublic school claim a tax credit for education-related expenses; amending Minnesota Statutes 2004, sections 123B.41, subdivision 1; 290.0674, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 123B.

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

Eastlund; Soderstrom; Nelson, P., and Erickson introduced:

H. F. No. 1080, A bill for an act relating to taxation; 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.

Ozment introduced:

H. F. No. 1081, A bill for an act relating to natural resources; modifying commercial fishing restrictions in infested waters; providing for a water recreation account; modifying expiration of certain committees; modifying disposition of certain unrefunded tax receipts; modifying terms of certain reports; eliminating commissioner approval of county expenditures of county timber receipts; amending Minnesota Statutes 2004, sections 84D.03, subdivision 4; 97A.055, subdivision 4b; 97A.4742, subdivision 4; 282.08; 282.38, subdivision 1; 296A.18, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 86B.

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

Simpson, Otremba, Huntley and Gazelka introduced:

H. F. No. 1082, A bill for an act relating to health; providing an exception to the nursing home moratorium; appropriating money; amending Minnesota Statutes 2004, section 144A.071, subdivision 4c.

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

Buesgens introduced:

H. F. No. 1083, A bill for an act relating to liquor; providing that the on-sale license for Elko Speedway authorizes sales for all events on all days of the week; amending Laws 2003, chapter 126, section 28.

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

Hansen, McNamara, Sieben, Wardlow and Holberg introduced:

H. F. No. 1084, A bill for an act relating to local government; permitting delegation of duties to board of adjustment; amending Minnesota Statutes 2004, section 18.83, subdivision 3.

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

Nornes introduced:

H. F. No. 1085, A bill for an act relating to higher education; Minnesota State Colleges and Universities; amending student board member selection; amending Minnesota Statutes 2004, section 136F.04, subdivision 4.

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

Powell, Erhardt, Greiling, Ruud and Abeler introduced:

H. F. No. 1086, A bill for an act relating to education finance; authorizing school districts to replace state shortfalls in regular special education funding with local levy authority; authorizing a discretionary levy; amending Minnesota Statutes 2004, section 125A.76, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 126C.

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

### **CONSENT CALENDAR**

Paulsen moved that the Consent Calendar be continued. The motion prevailed.

### **MOTIONS AND RESOLUTIONS**

Abeler moved that the name of Davids be added as an author on H. F. No. 127. The motion prevailed.

Johnson, S., moved that the name of Goodwin be added as an author on H. F. No. 299. The motion prevailed.

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

Howes moved that the name of Clark be added as an author on H. F. No. 339. The motion prevailed.

Rukavina moved that the name of Loeffler be added as an author on H. F. No. 409. The motion prevailed.

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

Opatz moved that the name of Welti be added as an author on H. F. No. 487. The motion prevailed.

Mahoney moved that the name of Kohls be added as an author on H. F. No. 510. The motion prevailed.

Demmer moved that the name of Ruud be added as an author on H. F. No. 550. The motion prevailed.

Hornstein moved that the name of Lillie be added as an author on H. F. No. 558. The motion prevailed.

Atkins moved that the name of Finstad be added as an author on H. F. No. 561. The motion prevailed.

Lesch moved that his name be stricken as an author on H. F. No. 562. The motion prevailed.

Cox moved that the name of McNamara be added as an author on H. F. No. 566. The motion prevailed.

Kelliher moved that the name of Samuelson be added as an author on H. F. No. 629. The motion prevailed.

Gazelka moved that the name of Atkins be added as an author on H. F. No. 667. The motion prevailed.

Gunther moved that the name of Kohls be added as an author on H. F. No. 689. The motion prevailed.

Clark moved that the name of Hansen be added as an author on H. F. No. 712. The motion prevailed.

Urdahl moved that the names of Dill and Kahn be added as authors on H. F. No. 724. The motion prevailed.

Samuelson moved that the name of Lillie be added as an author on H. F. No. 744. The motion prevailed.

Mahoney moved that the name of Moe be added as an author on H. F. No. 758. The motion prevailed.

Urdahl moved that the name of Abeler be added as an author on H. F. No. 795. The motion prevailed.

Westerberg moved that the name of Abeler be added as an author on H. F. No. 798. The motion prevailed.

Smith moved that the name of Abeler be added as an author on H. F. No. 808. The motion prevailed.

Peppin moved that the name of Abeler be added as an author on H. F. No. 829. The motion prevailed.

Dittrich moved that the name of Abeler be added as an author on H. F. No. 834. The motion prevailed.

Zellers moved that the name of Abeler be added as an author on H. F. No. 849. The motion prevailed.

Holberg moved that the name of Abeler be added as an author on H. F. No. 859. The motion prevailed.

Abrams moved that the name of Abeler be added as an author on H. F. No. 864. The motion prevailed.

Sykora moved that the name of Paulsen be added as an author on H. F. No. 872. The motion prevailed.

Erickson moved that the name of Samuelson be added as an author on H. F. No. 878. The motion prevailed.

Urdahl moved that the name of Nelson, P., be added as an author on H. F. No. 881. The motion prevailed.

Vandever moved that the name of Charron be added as an author on H. F. No. 887. The motion prevailed.

Vandever moved that the name of Abeler be added as an author on H. F. No. 888. The motion prevailed.

Vandever moved that the name of Abeler be added as an author on H. F. No. 890. The motion prevailed.

Klinzing moved that the name of Abeler be added as an author on H. F. No. 909. The motion prevailed.

Ellison moved that the name of Abeler be added as an author on H. F. No. 911. The motion prevailed.

Soderstrom moved that the name of Lillie be added as an author on H. F. No. 928. The motion prevailed.

Lanning moved that the name of Abeler be added as an author on H. F. No. 943. The motion prevailed.

Klinzing moved that the name of Tingelstad be added as an author on H. F. No. 947. The motion prevailed.

Clark moved that the name of Charron be added as an author on H. F. No. 949. The motion prevailed.

Westerberg moved that the name of Abeler be added as an author on H. F. No. 950. The motion prevailed.

Klinzing moved that the name of Abeler be added as an author on H. F. No. 957. The motion prevailed.

Smith moved that the names of Tingelstad, Ruud and Clark be added as authors on H. F. No. 963. The motion prevailed.

Slawik moved that the name of Abeler be added as an author on H. F. No. 976. The motion prevailed.

Abeler moved that the name of Loeffler be added as an author on H. F. No. 979. The motion prevailed.

Wilkin moved that the names of Loeffler, Cybart, Charron, Holberg, Ruud, Westerberg, Wardlow, Lillie, Ruth, Latz and Brod be added as authors on H. F. No. 980. The motion prevailed.

Cox moved that the names of McNamara, Loeffler and Kahn be added as authors on H. F. No. 981. The motion prevailed.

Sieben moved that the names of Kahn and Ruud be added as authors on H. F. No. 987. The motion prevailed.

Heidgerken moved that the names of Ruth and Welti be added as authors on H. F. No. 991. The motion prevailed.

Gazelka moved that the name of Dill be added as an author on H. F. No. 1002. The motion prevailed.

Paymar moved that the name of Clark be added as an author on H. F. No. 1017. The motion prevailed.

Kelliher moved that the name of Kahn be added as an author on H. F. No. 1022. The motion prevailed.

Zellers moved that the names of Dittrich, Ruud and Latz be added as authors on H. F. No. 1031. The motion prevailed.

#### MOTION TO FIX TIME TO CONVENE

Paulsen moved that when the House adjourns today it adjourn until 3:00 p.m., Thursday, February 17, 2005. The motion prevailed.

Paulsen moved that the House recess subject to the call of the Chair to meet with the Senate in Joint Convention to elect members of the Board of Regents of the University of Minnesota. The motion prevailed.

#### RECESS

#### RECONVENED

The House reconvened and was called to order by the Speaker.

The Sergeant at Arms announced the arrival of the members of the Senate and they were escorted to the seats reserved for them at the front of the Chamber.

#### JOINT CONVENTION

The Speaker of the House, as President of the Joint Convention, called the Joint Convention to order.

Prayer was offered by the Reverend Lonnie E. Titus, House Chaplain.

The roll being called, the following Senators answered to their names: Anderson, Bachmann and Bakk.

Senator Johnson, D. E., moved that further proceedings of the roll call be suspended. The motion prevailed and a quorum was declared present.

#### REPORT FROM THE HOUSE AND SENATE COMMITTEES ON EDUCATION

February 14, 2005

To the Honorable Steve Sviggum, Speaker of the House of Representatives, as President of the Joint Convention of the Senate and House of Representatives meeting to elect four Regents to the University of Minnesota.

The House and Senate Committees on Education make the following report:

We have selected the following named persons as a slate of nominees for Regents of the University of Minnesota, to hold office for the term specified for each, to begin upon election by the Joint Convention:

Dallas Bohnsack, Second Congressional District, Six Years  
David Larson, Third Congressional District, Six Years  
Anthony Baraga, Eighth Congressional District, Six Years  
Steven Hunter, At-Large, Six Years

We hereby submit the recommendations and the terms of said persons in nomination for the offices and the terms hereby designated.

Respectfully submitted,

SENATOR STEVE KELLEY, Chair  
Senate Education Committee  
Co-Chair of the Joint Committee

REP. MARK BUESGENS, Chair  
House Education Policy and Reform Committee  
Co-Chair of the Joint Committee

Representative Buesgens and Senator Kelley moved that the Report of the Joint Committee be adopted.

The motion prevailed and the report was adopted.

#### SUSPENSION OF JOINT RULE

Senator Kelley moved that Joint Rule 4.02, paragraph 2, be suspended and that the roll call on the election of the three Congressional District seats and the one At-Large seat be called on one ballot. The motion prevailed.

#### ELECTION OF BOARD OF REGENTS OF THE UNIVERSITY OF MINNESOTA

#### CONGRESSIONAL DISTRICT REGENTS AND AT-LARGE REGENT

Pursuant to the Joint Rules of the Senate and House of Representatives the Joint Convention proceeded to elect Regents from the three Congressional Districts and the At-Large member.

Dallas Bohnsack was nominated by the Joint Committee for the Second Congressional District Regent for a term of six years.

David Larson was nominated by the Joint Committee for the Third Congressional District Regent for a term of six years.

Anthony Baraga was nominated by the Joint Committee for the Eighth Congressional District Regent for a term of six years.

Steven Hunter was nominated by the Joint Committee for the At-Large Regent for a term of six years.

There being no further nominations, the President declared nominations closed.

The Secretary called the roll.

#### SECOND CONGRESSIONAL DISTRICT REGENT

197 members voted for Dallas Bohnsack, Second Congressional District Regent, for a six year term as follows:

#### SENATE ROLL CALL

Anderson	Cohen	Gerlach	Kelley	LeClair	Michel
Bachmann	Dibble	Hann	Kierlin	Limmer	Moua
Bakk	Dille	Higgins	Kiscaden	Lourey	Murphy
Belanger	Fischbach	Hottinger	Kleis	Marko	Neuville
Berglin	Foley	Johnson, D. E.	Koering	Marty	Nienow
Betzold	Frederickson	Johnson, D. J.	Kubly	McGinn	Olson
Chaudhary	Gaither	Jungbauer	Langseth	Metzen	Ortman



Ourada	Ranum	Rosen	Scheid	Solon	Vickerman
Pappas	Reiter	Ruud	Senjem	Sparks	Wergin
Pariseau	Rest	Sams	Skoe	Stumpf	Wiger
Pogemiller	Robling	Saxhaug	Skoglund	Tomassoni	

## HOUSE OF REPRESENTATIVES ROLL CALL

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

Representative Anderson, I., voted for Bruce Endler, Second Congressional District Regent, for a six year term.

Dallas Bohnsack, having received a majority of the votes cast, was declared elected Second Congressional District Regent, for a term of six years.

## THIRD CONGRESSIONAL DISTRICT REGENT

197 members voted for David Larson, Third Congressional District Regent, for a six year term as follows:

## SENATE ROLL CALL

Anderson	Foley	Kierlin	McGinn	Pariseau	Senjem
Bachmann	Frederickson	Kiscaden	Metzen	Pogemiller	Skoe
Bakk	Gaither	Kleis	Michel	Ranum	Skoglund
Belanger	Gerlach	Koering	Moua	Reiter	Solon
Berglin	Hann	Kubly	Murphy	Rest	Sparks
Betzold	Higgins	Langseth	Neuville	Robling	Stumpf
Chaudhary	Hottinger	LeClair	Nienow	Rosen	Tomassoni
Cohen	Johnson, D. E.	Limmer	Olson	Ruud	Vickerman
Dibble	Johnson, D. J.	Lourey	Ortman	Sams	Wergin
Dille	Jungbauer	Marko	Ourada	Saxhaug	Wiger
Fischbach	Kelley	Marty	Pappas	Scheid	

## HOUSE OF REPRESENTATIVES ROLL CALL

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	Loeffler	Peterson, A.	Thao
Brod	Entenza	Howes	Magnus	Peterson, N.	Thissen
Buesgens	Erhardt	Huntley	Mahoney	Peterson, S.	Tingelstad
Carlson	Erickson	Jaros	Mariani	Poppe	Urdahl
Charron	Finstad	Johnson, J.	Marquart	Powell	Vandever
Clark	Fritz	Johnson, R.	McNamara	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	Pres. Sviggum

Representative Kahn voted for Kate Rubin, Third Congressional District Regent, for a six year term.

David Larson, having received a majority of the votes cast, was declared elected Third Congressional District Regent, for a term of six years.

## EIGHTH CONGRESSIONAL DISTRICT REGENT

198 members voted for Anthony Baraga, Eighth Congressional District Regent, for a six year term as follows:

## SENATE ROLL CALL

Anderson	Foley	Kierlin	McGinn	Pariseau	Senjem
Bachmann	Frederickson	Kiscaden	Metzen	Pogemiller	Skoe
Bakk	Gaither	Kleis	Michel	Ranum	Skoglund
Belanger	Gerlach	Koering	Moua	Reiter	Solon
Berglin	Hann	Kubly	Murphy	Rest	Sparks
Betzold	Higgins	Langseth	Neuville	Robling	Stumpf
Chaudhary	Hottinger	LeClair	Nienow	Rosen	Tomassoni
Cohen	Johnson, D. E.	Limmer	Olson	Ruud	Vickerman
Dibble	Johnson, D. J.	Lourey	Ortman	Sams	Wergin
Dille	Jungbauer	Marko	Ourada	Saxhaug	Wiger
Fischbach	Kelley	Marty	Pappas	Scheid	

## HOUSE OF REPRESENTATIVES ROLL CALL

Abeler	Anderson, I.	Bernardy	Brod	Charron	Cox
Abrams	Atkins	Blaine	Buesgens	Clark	Cybart
Anderson, B.	Beard	Bradley	Carlson	Cornish	Davids

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

Anthony Baraga, having received a majority of the votes cast, was declared elected Eighth Congressional District Regent, for a term of six years.

#### AT-LARGE REGENT

197 members voted for Steven Hunter, At-Large Regent, for a six year term as follows:

#### SENATE ROLL CALL

Anderson	Foley	Kierlin	McGinn	Pariseau	Senjem
Bachmann	Frederickson	Kiscaden	Metzen	Pogemiller	Skoe
Bakk	Gaither	Kleis	Michel	Ranum	Skoglund
Belanger	Gerlach	Koering	Moua	Reiter	Solon
Berglin	Hann	Kubly	Murphy	Rest	Sparks
Betzold	Higgins	Langseth	Neuville	Robling	Stumpf
Chaudhary	Hottinger	LeClair	Nienow	Rosen	Tomassoni
Cohen	Johnson, D. E.	Limmer	Olson	Ruud	Vickerman
Dibble	Johnson, D. J.	Lourey	Ortman	Sams	Wergin
Dille	Jungbauer	Marko	Ourada	Saxhaug	Wiger
Fischbach	Kelley	Marty	Pappas	Scheid	

#### HOUSE OF REPRESENTATIVES ROLL CALL

Abeler	Brod	Davnie	Eastlund	Garofalo	Heidgerken
Abrams	Buesgens	Dean	Eken	Gazelka	Hilstrom
Anderson, B.	Carlson	DeLaForest	Ellison	Goodwin	Hilty
Anderson, I.	Charron	Demmer	Emmer	Greiling	Holberg
Atkins	Clark	Dempsey	Entenza	Gunther	Hoppe
Beard	Cornish	Dill	Erhardt	Hackbarth	Hornstein
Bernardy	Cox	Dittrich	Erickson	Hamilton	Hortman
Blaine	Cybart	Dorman	Finstad	Hansen	Hosch
Bradley	Davids	Dorn	Fritz	Hausman	Howes

Huntley	Larson	Moe	Pelowski	Scalze	Thissen
Jaros	Latz	Mullery	Penas	Seifert	Tingelstad
Johnson, J.	Lenczewski	Murphy	Peppin	Sertich	Urdahl
Johnson, R.	Lesch	Nelson, M.	Peterson, A.	Severson	Vandever
Johnson, S.	Liebling	Nelson, P.	Peterson, N.	Sieben	Wagenius
Juhnke	Lieder	Newman	Peterson, S.	Simon	Walker
Kelliher	Lillie	Nornes	Poppe	Simpson	Wardlow
Klinzing	Loeffler	Olson	Powell	Slawik	Welti
Knoblach	Magnus	Opatz	Rukavina	Smith	Westerberg
Koenen	Mahoney	Otremba	Ruth	Soderstrom	Westrom
Kohls	Mariani	Ozment	Ruud	Solberg	Wilkin
Krinkie	Marquart	Paulsen	Sailer	Sykora	Zellers
Lanning	McNamara	Paymar	Samuelson	Thao	Pres. Sviggum

Representative Kahn voted for Peggy Leppik, At-Large Regent, for a six year term.

Steven Hunter, having received a majority of the votes cast, was declared elected At-Large Regent, for a term of six years.

#### DECLARATION OF ELECTION

Dallas Bohnsack, Second Congressional District Regent, Six Years; David Larson, Third Congressional District Regent, Six Years; Anthony Baraga, Eighth Congressional District Regent, Six Years; Steven Hunter, At-Large Regent, Six Years; each having received a majority of the votes cast at the Joint Convention were declared by the President of the Joint Convention to be elected to the Board of Regents of the University of Minnesota.

Senator Johnson, D. E., moved that the Joint Convention arise. The motion prevailed and the President declared the Joint Convention adjourned.

#### RECONVENED

The House reconvened and was called to order by the Speaker.

#### CERTIFICATION

February 16, 2005

To the Governor  
State of Minnesota

To the Senate  
State of Minnesota

To the House of Representatives  
State of Minnesota

This is to certify that the House of Representatives and the Senate in Joint Convention on Wednesday, February 16, 2005, have elected as members of the Board of Regents of the University of Minnesota the following members each to hold office for the term specified for each to begin upon election by the Joint Convention:

Dallas Bohnsack, Second Congressional District, Six Years  
David Larson, Third Congressional District, Six Years  
Anthony Baraga, Eighth Congressional District, Six Years  
Steven Hunter, At-Large, Six Years

JAMES P. METZEN  
President of the Senate

STEVE SVIGGUM  
Speaker of the House of Representatives

#### ADJOURNMENT

Paulsen moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 3:00 p.m., Thursday, February 17, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

