

STATE OF MINNESOTA

EIGHTY-FOURTH SESSION — 2005

 THIRTY-FIRST DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MARCH 23, 2005

The House of Representatives convened at 11:30 a.m. and was called to order by Steve Sviggum, Speaker of the House.

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

A quorum was present.

Beard, Dorman, Erhardt, Hilstrom and Olson were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Poppe 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. 909 and H. F. No. 776, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

McNamara moved that S. F. No. 909 be substituted for H. F. No. 776 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Ozment from the Committee on Agriculture, Environment and Natural Resources Finance to which was referred:

H. F. No. 847, A bill for an act relating to game and fish; modifying certain definitions; providing for disposition and use of certain revenue; providing for special fish management tags; modifying authority to take animals causing damage; modifying use of scopes and laser sights by visually impaired hunters; modifying certain license requirements; modifying restrictions on taking waterfowl and big game; authorizing rulemaking; modifying requirements for field training hunting dogs; modifying certain seasons; modifying trapping provisions; modifying period for treeing raccoons; modifying restrictions on decoys; modifying disposition of state hatchery products; permitting use of silencers for wildlife control; modifying fishing and commercial fishing provisions; repealing authority for the Mississippi River Fish Refuge; repealing authority to issue certain orders; appropriating money; amending Minnesota Statutes 2004, sections 84.027, subdivision 13; 97A.015, subdivisions 29, 49; 97A.045, subdivision 1; 97A.071, subdivision 2; 97A.075; 97A.401, subdivision 5; 97A.405, subdivision 4, by adding a subdivision; 97A.435, subdivisions 2, 4; 97A.441, subdivision 7; 97A.451, subdivisions 3, 5; 97A.475, subdivision 7; 97A.551, by adding a subdivision; 97B.005, subdivisions 1, 3; 97B.025; 97B.031, subdivisions 1, 5; 97B.111, subdivision 2; 97B.621, subdivision 2; 97B.655, subdivision 2; 97B.711, subdivision 1; 97B.803; 97B.805, subdivision 1; 97B.811, subdivisions 3, 4a; 97C.085; 97C.203; 97C.327; 97C.395, subdivision 1; 97C.401, subdivision 2; 97C.825, subdivision 5; 609.66, subdivisions 1h, 2; proposing coding for new law in Minnesota Statutes, chapters 97B; 97C; repealing Minnesota Statutes 2004, sections 88.27; 97B.005, subdivision 4; 97B.935; 97C.015; 97C.403; 97C.825, subdivisions 6, 7, 8, 9.

Reported the same back with the following amendments:

Pages 4 to 8, delete sections 5 and 6

Page 10, line 9, strike "persons" and insert "Minnesota residents" and strike "and who live on"

Page 10, line 26, strike "person" and insert "Minnesota resident" and after "tenant" insert "of"

Page 10, line 27, strike "living and"

Page 14, line 21, after "classroom" insert "or correspondence instruction"

Page 14, delete lines 31 to 34 and insert:

"A person born after December 31, 1989, and who has not had a trapping license in a previous year may not obtain a trapping license unless the person has been issued a trapper education certificate under section 97B.025, paragraph (b).

[EFFECTIVE DATE.] This section is effective March 1, 2006."

Page 17, after line 2, insert:

"Sec. 22. [97B.326] [STANDS AND BLINDS ON PUBLIC LANDS.]

Any unoccupied permanent stand or blind on public land is public and not the property of the person who constructed it."

Pages 18 and 19, delete section 30 and insert:

"Sec. 29. Minnesota Statutes 2004, section 97B.811, subdivision 4a, is amended to read:

Subd. 4a. [RESTRICTIONS ON CERTAIN ~~MOTORIZED~~ DECOYS.] ~~From the opening day of the duck season through the Saturday nearest October 8, For the purposes of this section, "spinning or flapping wing decoy" means a motorized, mechanically operated, wind-powered, or manually powered spinning or flapping blade device that simulates wing movement. A person may not use a motorized decoy on public waters with visible, moving parts that are above the water surface spinning or flapping wing decoy to take or attempt to take migratory waterfowl, other than geese.~~

Page 19, delete sections 31 and 32

Page 23, line 11, delete "34 and 35" and insert "31 and 32"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, delete everything after the semicolon

Page 1, line 4, delete "certain revenue;"

Page 1, line 5, after the semicolon, insert "specifying status of stands and blinds on public lands;"

Page 1, lines 18 and 19, delete "appropriating money;"

Page 1, lines 21 and 22, delete "97A.071, subdivision 2; 97A.075;"

Page 1, line 30, delete "97C.085;"

Page 1, line 34, delete "chapters 97B; 97C;" and insert "chapter 97B;"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 896, A bill for an act relating to education; providing for prekindergarten through grade 12 education and early childhood and families, including general education, education excellence, special education, facilities and technology, early childhood family support, and prevention; providing for rulemaking; amending Minnesota Statutes

2004, sections 119A.46, subdivisions 1, 2, 3, 8; 120B.11, subdivisions 1, 2, 3, 4, 5, 8; 121A.06, subdivisions 2, 3; 121A.53; 122A.06, subdivision 4; 122A.09, subdivision 4; 122A.18, subdivision 2a; 123A.05, subdivision 2; 123B.143, subdivision 1; 123B.49, subdivision 4; 123B.59, subdivisions 3, 3a; 123B.63, subdivision 2; 123B.71, subdivisions 8, 12; 123B.75, by adding a subdivision; 123B.76, subdivision 3; 123B.79, subdivision 6; 123B.81, subdivision 1; 123B.82; 123B.83, subdivision 2; 124D.095, subdivision 8; 124D.10, subdivision 4; 124D.11, subdivisions 1, 6; 124D.135, subdivision 5; 124D.16, subdivision 3; 124D.68, subdivision 9; 124D.69, subdivision 1; 124D.74, subdivision 1; 124D.81, subdivision 1; 124D.84, subdivision 1; 125A.24; 125A.28; 126C.01, subdivision 11; 126C.05, by adding a subdivision; 126C.15, subdivisions 1, 2, by adding a subdivision; 126C.21, subdivision 4; 126C.48, subdivisions 2, 8; 127A.49, subdivision 3; 134.31, by adding a subdivision; 275.14; 275.16; 469.177, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 127A; repealing Minnesota Statutes 2004, sections 123B.83, subdivision 1; 126C.42, subdivisions 1, 4.

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

The report was adopted.

Johnson, J., from the Committee on Civil Law and Elections to which was referred:

H. F. No. 952, A bill for an act relating to health; providing for grants related to positive abortion alternatives; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.

Reported the same back with the following amendments:

Page 4, after line 10, insert:

"Subd. 5. [SUPREME COURT JURISDICTION.] The Minnesota Supreme Court has original jurisdiction over an action challenging the constitutionality of this section and shall expedite the resolution of the action."

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.

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

H. F. No. 1365, A bill for an act relating to local government; authorizing inverse condemnation by a mixed municipal solid waste services business when a governmental entity occupies the market; proposing coding for new law in Minnesota Statutes, chapter 117.

Reported the same back with the following amendments:

Page 2, line 6, before "A" insert "(a)"

Page 2, line 7, delete "1" and insert "2"

Page 2, line 12, after the period, insert "A person may not maintain an action under subdivision 2, if, pursuant to the terms of the contract, the political subdivision does not renew the contract for collection services."

(b)"

Page 2, line 13, delete "1" and insert "2"

Page 2, after line 17, insert:

"Subd. 4. [STATUTE OF LIMITATIONS.] An action brought under subdivision 2 must be commenced within six months of the day the political subdivision begins providing mixed municipal solid waste collection services that are alleged to be a taking."

With the recommendation that when so amended the bill pass.

The report was adopted.

Johnson, J., from the Committee on Civil Law and Elections to which was referred:

H. F. No. 1406, A bill for an act relating to public safety; requiring life without release sentences for certain egregious first degree criminal sexual conduct offenses; requiring indeterminate life sentences for certain sex offenses; increasing statutory maximum sentences for sex offenses; establishing the Minnesota Sex Offender Review Board and providing its responsibilities, including release decisions, access to data, expedited rulemaking, and the applicability to it of contested case proceedings and the Open Meeting Law; directing the Sentencing Guidelines Commission to modify the sentencing guidelines; providing criminal penalties; modifying predatory offender registration and community notification requirements; requiring victim notification for commitment of persons with sexual psychopathic personalities and sexually dangerous persons under certain circumstances; providing registration requirements for persons without a primary address under the registry; providing for registration of offenders from other states and offenders released from federal facilities under the registry; expanding Department of Human Services access to the predatory offender registry; modifying the predatory offender registry law to require registered offenders to disclose to health care facilities, upon admittance, their status as a registered predatory offender, and to require local law enforcement to disclose a registrant's status to the administration of a health care facility if a registered offender is receiving inpatient care; removing the commissioner of human services' discretion to grant variances/set-asides for persons convicted of certain violent crimes; modifying the human services criminal background check law; establishing an ongoing Sex Offender Policy Board to develop uniform supervision and professional standards; requiring the committing court to review special review board recommendations with respect to discharge of psychopathic personalities, sexual psychopathic personalities, and sexually dangerous persons; amending Minnesota Statutes 2004, sections 13.461, by adding a subdivision; 13.851, by adding a subdivision; 13D.01, subdivision 2; 144.335, by adding a subdivision; 144A.135; 241.67, subdivision 3; 242.195, subdivision 1; 243.166; 243.167; 244.05, subdivisions 4, 5, 6, 7; 244.052, subdivisions 3, 4, by adding subdivisions; 245C.03, subdivision 1; 245C.13, subdivision 2; 245C.15, subdivisions 1, 2, 3, 4; 245C.17, subdivisions 1, 2, 3; 245C.21, subdivisions 3, 4; 245C.22, by adding a subdivision; 245C.23, subdivision 1; 245C.24, subdivisions 2, 3, 4, by adding a subdivision; 245C.30, subdivisions 1, 2; 246.13; 253B.02, subdivision 4a, by adding subdivisions; 253B.08, subdivision 2; 253B.18, subdivisions 4a, 5, by adding a subdivision; 299C.093; 609.108, subdivisions 3, 4, 7; 609.109, subdivisions 2, 5, 7; 609.117, subdivisions 1, 2; 609.1351; 609.2231, subdivision 3; 609.341, by adding subdivisions; 609.342, subdivisions 2, 3; 609.343, subdivisions 2, 3; 609.344, subdivisions 2, 3; 609.345, subdivisions 2, 3; 609.347; 609.3471; 609.348; 609.353; 609.485, subdivisions 2, 4; 617.23, subdivisions 2, 3; 626.556, subdivision 3; 626.557, subdivisions 12b, 14; 631.045; proposing coding for new law in Minnesota Statutes, chapters 243; 244; 609; repealing Minnesota Statutes 2004, sections 243.166, subdivisions 1, 8; 246.017, subdivision 1; 609.108, subdivision 2.

Reported the same back with the following amendments:

Page 2, after line 30, insert:

"Section 1. Minnesota Statutes 2004, section 13.851, subdivision 5, is amended to read:

Subd. 5. [SEX OFFENDERS; CIVIL COMMITMENT DETERMINATION; COMMISSIONER OF CORRECTIONS.] Data provided to the county attorney under section 244.05, subdivision 7, and to the Minnesota Sex Offender Review Board under section 244.05, subdivision 5, are governed by that section."

Page 4, line 8, delete everything after "report"

Page 4, line 9, delete "13.851"

Page 16, delete section 2, and insert:

"Sec. 2. Minnesota Statutes 2004, section 13D.05, subdivision 2, is amended to read:

Subd. 2. [WHEN MEETING MUST BE CLOSED.] (a) Any portion of a meeting must be closed if expressly required by other law or if the following types of data are discussed:

(1) data that would identify alleged victims or reporters of criminal sexual conduct, domestic abuse, or maltreatment of minors or vulnerable adults;

(2) active investigative data as defined in section 13.82, subdivision 7, or internal affairs data relating to allegations of law enforcement personnel misconduct collected or created by a state agency, statewide system, or political subdivision; or

(3) educational data, health data, medical data, welfare data, or mental health data that are not public data under section 13.32, 13.3805, subdivision 1, 13.384, or 13.46, subdivision 2 or 7.

(b) A public body shall close one or more meetings for preliminary consideration of allegations or charges against an individual subject to its authority. If the members conclude that discipline of any nature may be warranted as a result of those specific charges or allegations, further meetings or hearings relating to those specific charges or allegations held after that conclusion is reached must be open. A meeting must also be open at the request of the individual who is the subject of the meeting.

(c) The Minnesota Sex Offender Review Board authorized by section 244.0515 must close a meeting to deliberate whether an inmate's petition meets the criteria for release established by the board. The board must identify the inmate whose petition will be deliberated. At its next open meeting, the board shall summarize its deliberations regarding the inmate's petition.

Page 42, after line 12, insert:

"Section 1. Minnesota Statutes 2004, section 13.82, is amended by adding a subdivision to read:

Subd. 28. [DISCLOSURE OF SEX OFFENDER REGISTRANT STATUS.] Law enforcement agency disclosure to health facilities of the registrant status of a registered sex offender is governed by section 244.052."

Page 58, delete lines 14 to 16 and insert "Upon admission to a health care facility, a person required to register under this section shall immediately disclose to:"

Page 58, line 27, delete "a nursing home"

Page 58, line 28, delete "licensed to serve adults under section 144A.02" and insert "nursing facilities certified for participation in the federal Medicare or Medicaid programs and licensed as a nursing home under chapter 144A, a boarding care home under sections 144.50 to 144.56"

Page 79, line 7, delete "pursuant to section 13.871"

Page 79, line 12, delete "a nursing home"

Page 79, line 13, delete everything before the comma and insert "nursing facilities certified for participation in the federal Medicare or Medicaid programs and licensed as a nursing home under chapter 144A, a boarding care home under sections 144.50 to 144.56"

Page 83, line 28, delete the second semicolon and insert ": As used in this section, criminal history data means those data maintained or used by the Department of Corrections or the Department of Public Safety that describe a person's criminal history or propensity for violence."

Page 84, line 22, delete "transfers of individuals" and insert "the custody, supervision, and transport of individuals transferred"

Page 84, after line 23, insert:

"(d) The commissioner may have access to the National Crime Information Center (NCIC) database, through the Department of Public Safety, in support of the law enforcement function described in paragraph (c)."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 43, after the semicolon, insert "13.82, by adding a subdivision;" and after "13.851," insert "subdivision 5,"

Page 1, line 44, delete "13D.01" and insert "13D.05"

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

The report was adopted.

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

H. F. No. 1458, A bill for an act relating to state government; requiring specified portraits to remain on display in the Capitol building; proposing coding for new law in Minnesota Statutes, chapter 138.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. [PORTRAITS.]

The Minnesota Historical Society must request the Smithsonian Institute to extend the period during which the portraits of Julia Finch Gilbert and Cass Gilbert are displayed in the Capitol building. In negotiating an extension of the loan period, the historical society must request that the portraits remain on display in the Capitol when they are not being publicly displayed elsewhere, but must recognize that it is desirable for the portraits to be displayed in other buildings designed by Cass Gilbert, in conjunction with centennial celebrations for those buildings.

Sec. 2. [EFFECTIVE DATE.]

Section 1 is effective the day following final enactment.

Delete the title and insert:

"A bill for an act relating to state government; requiring the Minnesota Historical Society to request the continued display of specified portraits in the Capitol building."

With the recommendation that when so amended the bill pass.

The report was adopted.

Johnson, J., from the Committee on Civil Law and Elections to which was referred:

H. F. No. 1810, A bill for an act relating to government data practices; providing for treatment of data held by the comprehensive incident-based reporting system; proposing coding for new law in Minnesota Statutes, chapter 299C.

Reported the same back with the following amendments:

Page 3, line 20, after "Apprehension" insert "or to a law enforcement agency participating in CIBRS"

Page 3, line 25, delete the first "the" and insert "a participating" and delete "that submitted the" and insert a period

Page 3, line 26, delete everything before "private" and after "data" insert "provided" and delete ", the"

Page 3, line 27, delete everything before "must" and insert "under this subdivision"

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

The report was adopted.

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

H. F. No. 1820, A bill for an act relating to the Cambridge State Hospital; naming a cemetery.

Reported the same back with the following amendments:

Page 1, line 5, after "1." insert "[246.325]"

Amend the title as follows:

Page 1, line 3, before the period, insert "; proposing coding for new law in Minnesota Statutes, chapter 246"

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

The report was adopted.

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

H. F. No. 1874, A bill for an act relating to the military; changing eligibility for certain duties; amending Minnesota Statutes 2004, sections 193.29, subdivision 3; 193.30; 193.31.

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. 1922, A bill for an act relating to state government; authorizing Minnesota Computers for School to acquire surplus property for the state; amending Minnesota Statutes 2004, section 16C.23, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2004, section 16C.23, is amended by adding a subdivision to read:

Subd. 6a. [COMPUTERS FOR SCHOOLS.] The commissioner may transfer state surplus computers to Minnesota Computers for Schools for refurbishing and distribution to any school, school system, college, or university in Minnesota."

Delete the title and insert:

"A bill for an act relating to state government; authorizing the commissioner of administration to transfer state surplus computers to Minnesota Computers for Schools; amending Minnesota Statutes 2004, section 16C.23, by adding a subdivision."

With the recommendation that when so amended the bill pass.

The report was adopted.

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

S. F. No. 471, A bill for an act relating to regional development commissions; expanding the power to get and use real or personal property; amending Minnesota Statutes 2004, section 462.391, subdivision 12.

Reported the same back with the following amendments:

Page 1, line 11, strike everything after the second "property"

Page 1, line 12, strike "state"

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 847, 896, 1365, 1458, 1820, 1874 and 1922 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 909 and 471 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Loeffler, Tingelstad and Peterson, A., introduced:

H. F. No. 2070, A bill for an act relating to state government; directing an assessment of public access to the Internet and Internet-based public information and applications.

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

Holberg and Smith introduced:

H. F. No. 2071, A bill for an act relating to public safety; crime prevention; enacting the Minnesota Safe and Secure Railroad Transportation Act of 2005; authorizing railroad company police; prohibiting trespassing on railroad tracks; imposing criminal penalties; amending Minnesota Statutes 2004, sections 13.82, subdivision 1; 609.85, subdivision 6; 626.84, subdivision 1; 626.8459; proposing coding for new law in Minnesota Statutes, chapter 219.

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

Hosch introduced:

H. F. No. 2072, A bill for an act relating to state government; providing four percent salary decreases for legislators and constitutional officers; proposing coding for new law in Minnesota Statutes, chapter 15A.

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

Hosch and Opatz introduced:

H. F. No. 2073, A bill for an act relating to the city of St. Joseph; authorizing the city to impose a local sales tax.

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

Hoppe introduced:

H. F. No. 2074, A bill for an act relating to liquor; modifying restrictions on importers of wine; prohibiting certain exclusive agreements in the sale of wine; amending Minnesota Statutes 2004, section 340A.307, subdivision 4, by adding a subdivision.

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

Dauids, Simpson, Atkins and Rukavina introduced:

H. F. No. 2075, A bill for an act relating to human services; limiting a contracting agreement between health plans or pharmacy benefits manager and pharmacies; amending Minnesota Statutes 2004, section 295.582.

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

Cybart, Holberg and Garofalo introduced:

H. F. No. 2076, A bill for an act relating to metropolitan transit; allowing municipalities to contract with the Metropolitan Council to join the metropolitan transit district; authorizing a property tax levy; amending Minnesota Statutes 2004, sections 473.446, subdivision 3; 473.4461.

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

Mullery introduced:

H. F. No. 2077, A bill for an act relating to public safety; prohibiting the possession of ammunition by a person under the age of 18; providing penalties; amending Minnesota Statutes 2004, section 609.66, subdivision 1.

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

Charron; Greiling; Meslow; Davnie; Sykora; Klinzing; Paulsen; Johnson, J.; Mullery; Simon; Lenczewski; Ruud; Latz; Abrams; Zellers; Smith and Abeler introduced:

H. F. No. 2078, A bill for an act relating to education finance; creating an education price index; amending Minnesota Statutes 2004, section 126C.10, subdivisions 2, 6; 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.

Smith introduced:

H. F. No. 2079, A bill for an act relating to public safety; establishing the fire safety surcharge on fire premiums and assessments; abolishing fire insurance tax; proposing coding for new law in Minnesota Statutes, chapter 299F; repealing Minnesota Statutes 2004, section 297I.05, subdivision 6.

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

Smith introduced:

H. F. No. 2080, A bill for an act relating to retirement; State Patrol retirement fund; modifying the definition; amending Minnesota Statutes 2004, section 352B.01, subdivision 2.

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

Westrom introduced:

H. F. No. 2081, A bill for an act relating to utilities; allowing recovery of costs of certificate of need proceedings; amending Minnesota Statutes 2004, sections 216B.02, by adding a subdivision; 216B.243, subdivision 6; 216B.62, subdivision 5, by adding a subdivision.

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

Westrom introduced:

H. F. No. 2082, A bill for an act relating to utilities; regulating electric transmission companies; making clarifying changes; amending Minnesota Statutes 2004, sections 216B.02, by adding a subdivision; 216B.2425, subdivisions 2, 7; 216B.50, subdivision 1; 216B.62, by adding a subdivision; 216B.79.

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

Abeler and Otremba introduced:

H. F. No. 2083, A bill for an act relating to health; modifying requirements for explanation of pharmacy benefits; amending Minnesota Statutes 2004, section 151.214, subdivision 1.

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

Marquart introduced:

H. F. No. 2084, A bill for an act relating to the legislature; imposing penalties for certain cellular telephone use during legislative meetings; proposing coding for new law in Minnesota Statutes, chapter 609.

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

Smith introduced:

H. F. No. 2085, A bill for an act relating to corrections; clarifying notification procedure when victim requests a test on offender; amending Minnesota Statutes 2004, section 611A.19.

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

Beard; Lieder; Severson; Larson; Anderson, B.; Hornstein; Lillie; Zellers; Eken and Ruth introduced:

H. F. No. 2086, A bill for an act relating to the Metropolitan Airports Commission; requiring senate confirmation for certain appointments; providing term limits for certain members; requiring commissioners to have aviation experience and knowledge; creating a nominating committee; modifying a reporting requirement; amending Minnesota Statutes 2004, sections 473.604, subdivision 1; 473.621, subdivision 1b.

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

Smith introduced:

H. F. No. 2087, A bill for an act relating to retirement; first class city teacher retirement fund associations; making various conforming changes to the Teachers Retirement Association provision in the extended leave of absence program; amending Minnesota Statutes 2004, section 354A.091, subdivisions 1, 2, 3, 4, 5, 6; repealing Minnesota Statutes 2004, section 354A.091, subdivisions 1a, 1b.

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

Smith introduced:

H. F. No. 2088, A bill for an act relating to retirement; first class city teacher retirement fund associations; updating the sabbatical leave service credit provision based on recent Teacher Retirement Association amendments; amending Minnesota Statutes 2004, sections 354A.011, subdivision 23; 354A.092.

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

Smith introduced:

H. F. No. 2089, A bill for an act relating to retirement; annual public pension plan administrative expense reporting; specifying itemized detail in annual reporting; amending Minnesota Statutes 2004, section 356.20, subdivision 4.

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

Smith introduced:

H. F. No. 2090, A bill for an act relating to retirement; Public Employees Retirement Association; clarifying collection procedures relating to charter schools; amending Minnesota Statutes 2004, section 353.28, subdivisions 5, 6.

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

Smith introduced:

H. F. No. 2091, A bill for an act relating to retirement; legislators retirement plan; recodifying plan provisions; amending Minnesota Statutes 2004, sections 3A.01, subdivisions 1, 2, 6, 8, by adding subdivisions; 3A.011; 3A.02, subdivisions 1, 1b, 3, 4, 5; 3A.03, subdivisions 1, 2; 3A.04, subdivisions 1, 2, 3, 4, by adding a subdivision; 3A.05; 3A.07; 3A.10, subdivision 1; 3A.12; 3A.13; repealing Minnesota Statutes 2004, sections 3A.01, subdivisions 3, 4, 6a, 7; 3A.02, subdivision 2; 3A.04, subdivision 1; 3A.09.

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

Smith introduced:

H. F. No. 2092, A bill for an act relating to retirement; elective state officers retirement plan; amending Minnesota Statutes 2004, section 352C.091, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 352C; repealing Minnesota Statutes 2004, sections 352C.01; 352C.011; 352C.021; 352C.031; 352C.033; 352C.04; 352C.051; 352C.09; 352C.091, subdivisions 2, 3.

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

Smith introduced:

H. F. No. 2093, A bill for an act relating to retirement; various statewide and major local retirement plans; clarifying exemptions from process and taxation; amending Minnesota Statutes 2004, sections 3A.13; 352.15, subdivisions 1, 3, 4; 352B.071; 353.15, subdivisions 1, 3; 354.10, subdivisions 1, 3, 4; 422A.24; 423B.17; 423C.09; 490.126, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 356; repealing Minnesota Statutes 2004, sections 352.15, subdivision 1a; 353.15, subdivision 2; 354.10, subdivision 2.

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

Smith introduced:

H. F. No. 2094, A bill for an act relating to retirement; various retirement plans; updating language usage and style in various provisions, clarifying various provisions; correcting cross-references in various provisions; amending Minnesota Statutes 2004, sections 69.011, subdivision 2b; 69.021, subdivisions 5, 11; 69.33; 69.773, subdivision 4; 352.01, subdivisions 4, 5, 21, 23; 352.021, subdivisions 1, 2, 3, 4; 352.04, subdivisions 1, 12; 352.041, subdivisions 1, 2, 3, 5; 352.22, subdivision 10; 352B.01, subdivisions 1, 2, 3; 352B.02, subdivision 1e; 352D.01; 352D.015, subdivisions 3, 4; 352D.03; 352D.05, subdivision 4; 352D.085, subdivision 1; 352D.09, subdivision 5; 352D.12; 353.01, subdivisions 32, 33; 353.025; 353.026; 353.027; 353.028; 353.14; 353.27, subdivision 11; 353.271; 353.31, subdivision 1c; 353.32, subdivision 9; 353.33, subdivision 12; 354.091; 354.33, subdivision 5; 354.39; 354.41, subdivision 2; 354.42, by adding a subdivision; 354.44, subdivision 2; 354A.021, subdivision 5; 354A.31, subdivision 5; 356A.06, subdivision 7; 422A.01, subdivision 11; 422A.06, subdivision 7; 422A.10, subdivisions 1, 2; 422A.22, subdivisions 1, 3, 4, 6; 422A.231; repealing Minnesota Statutes 2004, sections 352.119, subdivision 1; 353.34, subdivision 3b; 353.36, subdivisions 2, 2a, 2b, 2c; 353.46, subdivision 4; 353.663; 353.74; 353.75; 354.59; 422A.22, subdivisions 2, 5; 422A.221.

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

Smith introduced:

H. F. No. 2095, A bill for an act relating to retirement; first class city teacher retirement fund associations; requiring the periodic filing of updated copies of articles of incorporation and bylaws; amending Minnesota Statutes 2004, section 354A.021, by adding a subdivision.

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

Smith introduced:

H. F. No. 2096, A bill for an act relating to marriage dissolution; requiring certain information in summary real estate disposition judgments; making the judgments recordable; identifying pension plans subject to marital property division; amending Minnesota Statutes 2004, sections 518.191, subdivisions 2, 4; 518.58, subdivision 4.

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

Holberg introduced:

H. F. No. 2097, A bill for an act relating to motor vehicles; regulating registration tax refunds; modifying registration procedures; making technical and clarifying changes; amending Minnesota Statutes 2004, sections 168.011, subdivisions 3, 4, 5, 5a, 6, 7, by adding subdivisions; 168.15, subdivision 1; 168.16; 168.31, subdivision 5; repealing Minnesota Statutes 2004, sections 168.011, subdivision 19; 168.15, subdivision 2.

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

Knoblach and Opatz introduced:

H. F. No. 2098, A bill for an act relating to St. Cloud area cities; authorizing local sales taxes; modifying the use of revenues.

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

Johnson, J.; Erickson; Cox and Bradley introduced:

H. F. No. 2099, A bill for an act relating to elections; limiting vouching by an individual as part of election day registration; amending Minnesota Statutes 2004, section 201.061, subdivision 3.

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

Lesch introduced:

H. F. No. 2100, A bill for an act relating to domestic abuse; expanding the applicability of the domestic abuse no contact order; amending Minnesota Statutes 2004, section 518B.01, subdivision 22.

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

Murphy introduced:

H. F. No. 2101, A bill for an act relating to retirement; higher education individual retirement account plan; modifying an investment option provision; amending Minnesota Statutes 2004, section 354B.25, subdivision 2.

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

Liebling, Meslow, Latz, Cox, Severson and Johnson, R., introduced:

H. F. No. 2102, A bill for an act relating to child labor; regulating the employment of minors in establishments where smoking is permitted; providing civil penalties; amending Minnesota Statutes 2004, section 181A.12, subdivision 1; proposing coding for new law in Minnesota Statutes 2004, chapter 181A.

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

Powell introduced:

H. F. No. 2103, A bill for an act relating to public safety; modifying provisions relating to emergency 911 communications; amending Minnesota Statutes 2004, sections 237.70, subdivision 7; 403.02, subdivisions 7, 13, 17, 19, by adding a subdivision; 403.025, subdivisions 3, 7; 403.05, subdivisions 1, 3; 403.07, subdivision 3; 403.08, subdivision 10; 403.11, subdivisions 1, 3, 3a; 403.113, subdivision 1; repealing Minnesota Statutes 2004, section 403.025, subdivision 4.

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

Lieder and Murphy introduced:

H. F. No. 2104, A bill for an act relating to public safety; providing for community notification for out-of-state offenders; expanding the scope of community notification for offenders not sentenced to prison; amending Minnesota Statutes 2004, sections 244.052, subdivision 3, by adding a subdivision; 244.10, subdivision 2a.

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

Mullery introduced:

H. F. No. 2105, A bill for an act relating to public safety; expanding forfeiture of conveyance devices involved in drug crimes; amending Minnesota Statutes 2004, section 609.5311, subdivision 3.

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

Carlson and Greiling introduced:

H. F. No. 2106, A bill for an act relating to education finance; increasing the basic formula allowance; restoring early childhood family education program revenue; appropriating money; amending Minnesota Statutes 2004, sections 124D.135, subdivision 1; 126C.10, subdivision 2.

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

Smith introduced:

H. F. No. 2107, A bill for an act relating to family law; establishing child support guidelines; providing for a separate household adjustment; amending Minnesota Statutes 2004, section 518.551, subdivision 5, by adding a subdivision.

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

Smith introduced:

H. F. No. 2108, A bill for an act relating to public safety; crime prevention; expanding the crime of theft; amending Minnesota Statutes 2004, section 609.52, subdivision 2.

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

Smith introduced:

H. F. No. 2109, A bill for an act relating to retirement; providing exceptions to a state salary limitation for pension purposes; amending Minnesota Statutes 2004, section 356.611, subdivision 1.

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

Smith introduced:

H. F. No. 2110, A bill for an act relating to domestic abuse; returning to a safety focus when awarding custody and parenting time in the context of a domestic abuse hearing; amending Minnesota Statutes 2004, section 518B.01, subdivision 6.

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

Sailer; Eken; Huntley; Johnson, R.; Peterson, A., and Loeffler introduced:

H. F. No. 2111, A bill for an act relating to human services; modifying the division of costs for ICFs/MR; requiring an ICF/MR plan; amending Minnesota Statutes 2004, section 256B.19, subdivision 1.

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

Smith introduced:

H. F. No. 2112, A bill for an act relating to retirement; judges' retirement plan; clarifying and revising various plan provisions; eliminating obsolete provisions; amending Minnesota Statutes 2004, sections 490.025, subdivision 5; 490.121, subdivisions 1, 4, 6, 7, 13, 14, 15, 21, 22, by adding subdivisions; 490.122; 490.123, subdivisions 1, 1a, 1b, 1c, 2, 3; 490.124, subdivisions 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13; 490.125, subdivision 1; 490.126; 490.132; 490.133; proposing coding for new law as Minnesota Statutes, chapter 490A; repealing Minnesota Statutes 2004, sections 490.021; 490.025, subdivisions 1, 2, 3, 4, 6; 490.101; 490.102; 490.103; 490.105; 490.106; 490.107; 490.108; 490.109; 490.1091; 490.12; 490.121, subdivisions 2, 3, 5, 8, 9, 10, 11, 12, 16, 17, 18, 19, 20; 490.15; 490.16; 490.18.

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

Smith introduced:

H. F. No. 2113, A bill for an act relating to retirement; various statewide and major local retirement plans; clarifying references to actuarial services in determining actuarial equivalence; amending Minnesota Statutes 2004, sections 352.01, subdivision 12; 353.01, subdivision 14; 354.05, subdivision 7; 354A.011, subdivision 3a; 422A.01, subdivision 6; 490.121, subdivision 20.

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

Smith introduced:

H. F. No. 2114, A bill for an act relating to retirement; statewide and major local retirement plans; updating and clarifying omitted salary deduction provisions; amending Minnesota Statutes 2004, sections 352.04, subdivision 8; 352B.02, by adding a subdivision; 353.27, subdivisions 12, 12a, 12b; 353E.01, subdivision 4; 354.51, subdivision 5; 354A.12, subdivision 1a; 422A.10, by adding a subdivision; 490.123, by adding a subdivision.

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

Smith introduced:

H. F. No. 2115, A bill for an act relating to retirement; statewide and major public pension plans; defining final average salary; amending Minnesota Statutes 2004, sections 352.01, by adding a subdivision; 352.115, subdivisions 2, 3; 352.87, subdivision 3; 352.93, subdivision 1; 352C.021, by adding a subdivision; 353.01, by adding a subdivision; 353.29, subdivision 3; 353.33, subdivision 3; 353.651, subdivision 3; 353.656, subdivision 1; 354.05, by adding a subdivision; 354.44, subdivision 6; 354A.011, by adding a subdivision; 354A.31, subdivisions 4, 4a; 422A.01, by adding a subdivision; 422A.15, subdivision 1; 422A.16, subdivision 9; 490.121, subdivision 21; repealing Minnesota Statutes 2004, sections 352C.031, subdivision 3; 353.29, subdivision 2; 353.651, subdivision 2.

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

Emmer introduced:

H. F. No. 2116, A bill for an act relating to elections; campaign finance; increasing disclosure requirements; limiting contributions to political committees, political funds, and political party units; releasing a candidate from spending limits in case of certain independent expenditures; limiting independent expenditures by political party units; amending Minnesota Statutes 2004, sections 10A.01, by adding a subdivision; 10A.14, subdivision 1; 10A.20, by adding subdivisions; 10A.25, by adding a subdivision; 10A.28, subdivision 2; 10A.322, subdivisions 2, 4, by adding a subdivision; 290.06, subdivision 23; proposing coding for new law in Minnesota Statutes, chapter 10A.

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

Brod; Soderstrom; Sviggum; Dean; Powell; Lanning; Peterson, N.; Gazelka; Cybart; Eastlund; Ruth; Blaine; Charron; Nelson, P.; Davids and Cox introduced:

H. F. No. 2117, A bill for an act relating to human services; establishing participation in the I-Save Rx prescription drug program; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Nelson, P., introduced:

H. F. No. 2118, A bill for an act relating to elections; changing requirements for precinct summary statements; amending Minnesota Statutes 2004, section 204C.24, subdivision 1.

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

Olson; Jaros; Nelson, P.; Rukavina; Murphy; Eastlund; Huntley; Dill; Anderson, B., and Severson introduced:

H. F. No. 2119, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for a personal rapid transit safety facility at the University of Minnesota at Duluth.

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

Westrom introduced:

H. F. No. 2120, A bill for an act relating to energy; modifying the issuance of site permits and route permits for large electric energy facilities and providing for the payment of fees to the Environmental Quality Board; authorizing rulemaking; amending Minnesota Statutes 2004, section 116C.69, subdivisions 2, 2a.

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

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 1622.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1622, A bill for an act relating to the military; changing eligibility for certain duties; amending Minnesota Statutes 2004, sections 193.29, subdivision 3; 193.30; 193.31.

The bill was read for the first time.

Peppin moved that S. F. No. 1622 and H. F. No. 1874, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

CONSENT CALENDAR

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

MOTIONS AND RESOLUTIONS

Bernardy moved that the name of Abrams be added as an author on H. F. No. 726. The motion prevailed.

Dauids moved that the name of Welti be added as an author on H. F. No. 807. The motion prevailed.

Dauids moved that the name of Welti be added as an author on H. F. No. 1155. The motion prevailed.

Davnie moved that the names of Huntley; Johnson, S.; Hausman; Mahoney; Thao; Paymar; Jaros and Entenza be added as authors on H. F. No. 1180. The motion prevailed.

Sertich moved that the name of Marquart be added as an author on H. F. No. 1569. The motion prevailed.

Klinzing moved that the name of Mariani be added as an author on H. F. No. 1719. The motion prevailed.

Blaine moved that the name of Marquart be added as an author on H. F. No. 1838. The motion prevailed.

Finstad moved that the name of Nornes be added as an author on H. F. No. 1967. The motion prevailed.

Walker moved that the name of Ellison be added as an author on H. F. No. 1997. The motion prevailed.

Peterson, N., moved that his name be stricken as an author on H. F. No. 2060. The motion prevailed.

Clark moved that the name of Kahn be added as an author on H. F. No. 2067. The motion prevailed.

Smith moved that H. F. No. 1322 be recalled from the Committee on Civil Law and Elections and be re-referred to the Committee on Public Safety Policy and Finance. The motion prevailed.

ADJOURNMENT

Paulsen moved that when the House adjourns today it adjourn until 12:00 noon, Tuesday, March 29, 2005. The motion prevailed.

Paulsen moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Tuesday, March 29, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

