

STATE OF MINNESOTA

SPECIAL SESSION — 2005

SEVENTEENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, JUNE 30, 2005

The House of Representatives convened at 11:00 a.m. and was called to order by Ron Abrams, Speaker pro tempore.

Prayer was offered by Representative Dan Severson, District 14A, Sauk Rapids, 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	Hilstrom	Latz	Ozment	Slawik
Abrams	Dittrich	Hilty	Lenczewski	Paulsen	Smith
Anderson, B.	Dorman	Holberg	Lesch	Paymar	Soderstrom
Anderson, I.	Dorn	Hoppe	Liebling	Pelowski	Solberg
Atkins	Eastlund	Hornstein	Lieder	Penas	Sykora
Beard	Eken	Hortman	Lillie	Peppin	Thao
Bernardy	Ellison	Hosch	Loeffler	Peterson, A.	Thissen
Blaine	Emmer	Howes	Magnus	Peterson, N.	Tingelstad
Bradley	Entenza	Huntley	Mahoney	Peterson, S.	Urdahl
Brod	Erhardt	Jaros	Mariani	Poppe	Vandever
Buesgens	Erickson	Johnson, J.	Marquart	Powell	Wagenius
Carlson	Finstad	Johnson, R.	McNamara	Rukavina	Walker
Charron	Fritz	Johnson, S.	Meslow	Ruth	Wardlow
Clark	Garofalo	Juhnke	Moe	Ruud	Welti
Cornish	Gazelka	Kahn	Mullery	Sailer	Westerberg
Cox	Goodwin	Kelliher	Murphy	Samuelson	Westrom
Cybart	Greiling	Klinzing	Nelson, M.	Scalze	Wilkin
Davids	Gunther	Knoblach	Nelson, P.	Seifert	Zellers
Davnie	Hackbarth	Koenen	Newman	Sertich	Spk. Sviggum
Dean	Hamilton	Kohls	Nornes	Severson	
DeLaForest	Hansen	Krinkie	Olson	Sieben	
Demmer	Hausman	Lanning	Opatz	Simon	
Dempsey	Heidgerken	Larson	Otremba	Simpson	

A quorum was present.

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

Paulsen moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by Speaker pro tempore Abrams.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Peppin, Bradley and Powell introduced:

H. F. No. 115, A bill for an act relating to commerce; regulating gasoline sales below cost; amending Minnesota Statutes 2004, section 325D.01, subdivision 5; repealing Minnesota Statutes 2004, sections 325D.01, subdivisions 11, 12; 325D.71.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Hackbarth introduced:

H. F. No. 116, A bill for an act relating to natural resources; proposing an amendment to the Minnesota Constitution, by adding a section to article XI; dedicating the sales tax receipts equal to a sales tax of 1/8 of one percent on taxable sales for natural resource purposes; creating budgetary oversight; amending Minnesota Statutes 2004, sections 97A.055, subdivision 4b; 297A.94; proposing coding for new law in Minnesota Statutes, chapter 84.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Dauids introduced:

H. F. No. 117, A bill for an act relating to eminent domain; prohibiting use of eminent domain in certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 469.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Thissen introduced:

H. F. No. 118, A bill for an act relating to real property; eminent domain; providing for loss of going concern; proposing coding for new law in Minnesota Statutes, chapter 117.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Erhardt, Hornstein, Lieder and Larson introduced:

H. F. No. 119, A bill for an act relating to appropriations; appropriating money for transportation, Metropolitan Council, and public safety activities; providing for general contingent accounts and tort claims; authorizing issuance of trunk highway bonds; increasing tax on motor fuels; modifying vehicle registration tax; allocating county state-aid highway funds; allocating portion of metropolitan sales tax revenue to transit fund; modifying provisions related to state mail, state highways and bridges, county state-aid highways, county wheelage taxes, toll facilities, railroad grade crossings, traffic fine allocations, commercial motor vehicles, day activity center buses, other motor vehicles, state aviation, airport noise mitigation reporting, bridges in smaller cities, highway signs, various accounts, weight limits on highways and other traffic regulations, drivers' licenses and permits, transit facilities and operations, gasoline sales, wetland replacement near the city of Cologne, the employment status of public safety radio communications operators, the insurance verification sampling program, maximum train speeds in the city of Orr, park-and-ride lots, a restriction on ethanol requirements, deputy registrar positions in Carver and Hennepin Counties, and bicycle programs; requiring studies and reports; making technical and clarifying revisions; amending Minnesota Statutes 2004, sections 16B.49; 115A.908, subdivision 1; 160.87, by adding a subdivision; 161.14, by adding a subdivision; 161.361, subdivision 2; 162.06, subdivision 2; 162.07, subdivision 1, by adding subdivisions; 162.08, subdivision 3; 163.051; 168.011, subdivisions 3, 5, 5a, 6, 7, 25, by adding subdivisions; 168.013, subdivisions 1a, 8; 168.031; 168.09, subdivision 7; 168.091, subdivision 1; 168.10, subdivision 1c; 168.105, subdivisions 2, 3, 5; 168.12; 168.123; 168.1235; 168.124; 168.125; 168.1255; 168.127; 168.128; 168.129; 168.1291; 168.1293; 168.1296; 168.1297; 168.15, subdivision 1; 168.16; 168.27, subdivision 11; 168.31, subdivision 5; 168.33; 168.345, subdivisions 1, 2; 168.381; 168.54, subdivisions 4, 5; 168A.152, subdivision 2; 168A.29; 168A.31; 169.01, subdivisions 75, 76, 78; 169.09, subdivision 13; 169.18, subdivisions 4, 5, 11, as amended; 169.448, by adding a subdivision; 169.81, subdivision 3c; 169.824, subdivision 2; 169.851, subdivision 5; 169.86, subdivision 5; 169.87, subdivision 4; 169.99, subdivision 1b; 169A.52, subdivision 3; 169A.60, subdivision 16; 171.01, subdivisions 22, 35, 47, by adding a subdivision; 171.02, as amended; 171.03; 171.04, subdivision 2; 171.05, subdivisions 1, 2; 171.06, subdivisions 2, 2a; 171.061, subdivision 4; 171.07, subdivision 11; 171.09, as amended; 171.12, subdivisions 3, 6; 171.13, subdivisions 2, 6, by adding a subdivision; 171.165, subdivisions 1, 2, 6, as amended; 171.18, subdivision 1; 171.20, subdivision 4, as amended; 171.26, as amended; 171.29, subdivision 2; 171.36; 174.03, by adding subdivisions; 174.50, by adding a subdivision; 179A.03, subdivision 7; 179A.10, subdivision 2; 192.502, subdivision 2; 197.65; 296A.07, subdivision 3; 296A.08, subdivision 2; 297A.94; 297B.09, subdivision 1; 299D.03, subdivision 5; 473.446, subdivision 3; 473.4461; 473.604, subdivision 5; 473F.08, subdivision 3b; 609.855, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 160; 168; 169; 171; 174; 190; 219; 299A; repealing Minnesota Statutes 2004, sections 168.011, subdivision 19; 168.012, subdivision 12; 168.041, subdivision 11; 168.105, subdivision 6; 168.15, subdivision 2; 168.231; 168.345, subdivisions 3, 4; 168C.01; 168C.02; 168C.03; 168C.04; 168C.05; 168C.06; 168C.07; 168C.08; 168C.09; 168C.10; 168C.11; 168C.12; 168C.13; 170.23; 171.12, subdivision 8; 171.165, subdivisions 3, 4, 4a, 4b; 171.185; 473.408, subdivision 1; Minnesota Rules, parts 7407.0100; 7407.0200; 7407.0300; 7407.0400; 7407.0500; 7407.0600; 7407.0700; 7407.0800; 7407.0900; 7407.1000; 7407.1100; 7407.1200; 7407.1300; 7503.2400; 7800.0600; 7800.3200, subpart 1; 7805.0700; 8850.6900, subpart 20; 8855.0500, subpart 1.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

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. 69.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 69, A bill for an act relating to state government; appropriating money for agricultural, environmental, natural resources, and economic development purposes; establishing and modifying certain programs; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; amending Minnesota Statutes 2004, sections 3.303, by adding a subdivision; 16A.125, subdivision 5; 17.03, subdivision 13; 17.117, subdivision 11, by adding a subdivision; 17.452, by adding a subdivision; 17.982, subdivision 1; 17.983, subdivisions 1, 3; 17B.03, subdivision 1; 18B.05, subdivision 1; 18B.08, subdivision 4; 18B.26, subdivision 3; 18B.31, subdivision 5; 18B.315, subdivision 6; 18B.32, subdivision 6; 18B.33, subdivision 7; 18B.34, subdivision 5; 18C.141, subdivisions 1, 3, 5; 18C.425, subdivision 6; 18E.03, subdivision 2; 18G.03, subdivision 1; 18G.10, subdivisions 5, 7; 18G.16, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 14; 18H.02, subdivisions 21, 22, 23, 32, 34, by adding a subdivision; 18H.05; 18H.06; 18H.07, subdivisions 1, 2, 3; 18H.09; 18H.13, subdivision 1; 18H.15; 18H.18, subdivision 1; 19.64, subdivision 1; 25.341, subdivision 2; 25.39, subdivisions 1, 4; 31.94; 35.02, subdivision 1; 35.03; 35.05; 35.155; 38.01; 38.16; 41A.09, subdivisions 2a, 3a, by adding subdivisions; 41B.046, subdivision 5; 41B.049, subdivisions 2, 4; 60A.14, subdivision 1; 60K.55, subdivision 2; 72A.20, by adding a subdivision; 72B.04, subdivision 10; 82B.05, subdivisions 1, 5; 82B.09, subdivision 1; 84.027, subdivisions 12, 15; 84.0274, by adding subdivisions; 84.0911, subdivision 2; 84.631; 84.775, subdivision 1; 84.780; 84.788, subdivision 3, by adding a subdivision; 84.789, by adding a subdivision; 84.791, subdivisions 1, 2; 84.798, subdivision 1, by adding a subdivision; 84.82, subdivision 2, by adding a subdivision; 84.8205, subdivisions 1, 3, 4, 6; 84.83, subdivisions 3, 4; 84.86, subdivision 1; 84.922, subdivision 2, by adding a subdivision; 84.925, subdivision 1, by adding a subdivision; 84.9256, subdivision 1, as amended; 84.9257; 84.926; 84.928, subdivisions 1, 2; 84D.03, subdivision 4; 85.015, subdivision 5; 85.053, subdivisions 1, 2; 85.054, subdivision 1, by adding a subdivision; 85.055, subdivision 2, by adding a subdivision; 85.42; 85.43; 86B.415, subdivisions 1, 2, 3, 4, 5, 6, by adding a subdivision; 88.17, subdivision 1, by adding subdivisions; 88.6435, subdivision 4; 89.039, subdivision 1; 89.19, subdivision 2; 89.36, subdivision 2; 89.37, subdivision 4; 90.195; 92.03, subdivision 4; 94.342, subdivisions 1, 3, 4, 5; 94.343, subdivisions 1, 3, 7, 8, 10, by adding subdivisions; 94.344, subdivisions 1, 3, 5, 8, 10, by adding a subdivision; 97A.055, subdivision 4b; 97A.061, subdivision 1; 97A.075, subdivision 3; 97A.135, subdivision 2a; 97A.4742, subdivision 4; 97A.475, subdivision 3; 97A.482; 97A.485, subdivisions 6, 7; 97A.551, by adding a subdivision; 97B.005, subdivision 1, as amended; 97B.015, subdivision 7; 97B.020; 97B.025, as amended; 97B.601, subdivision 3; 97B.605; 97B.625, as amended; 97B.641; 97B.655, subdivision 1; 97C.085; 103B.101, subdivision 9; 103E.081, by adding subdivisions; 103F.535, subdivision 1; 103G.271, subdivision 6; 103G.301, subdivision 2; 103G.615,

subdivision 2; 103I.681, subdivision 11; 115.06, subdivision 4; 115.55, subdivision 5; 115.551; 115A.072, subdivision 1; 115A.12; 115A.554; 115A.929; 115A.9565; 115B.48, subdivision 8; 115C.07, subdivision 3; 115C.09, subdivisions 3h, 3j; 115C.13; 115D.04, subdivision 3; 116.07, subdivision 7a; 116C.779, subdivision 2; 116J.551, subdivision 1; 116J.571; 116J.572; 116J.574; 116J.575, as amended; 116J.63, subdivision 2; 116J.8731, subdivision 5; 116J.8747, subdivision 2; 116J.994, subdivisions 7, 9; 116L.03, subdivision 2; 116L.05, by adding a subdivision; 116L.20, subdivisions 1, 2; 116L.666, subdivision 4; 116O.09, subdivision 1a; 116P.05, subdivision 2; 120A.40; 129D.02, subdivision 3; 160.232; 161.1419, subdivision 2, by adding a subdivision; 168.1296, subdivision 1; 168.27, by adding a subdivision; 169.733; 169.824, subdivision 2; 169.85, subdivisions 1, 6; 169.87, subdivision 4; 169A.63, subdivision 6; 174.52, subdivision 5; 176.136, subdivision 1a; 183.41, by adding a subdivision; 183.411, subdivisions 2a, 3; 183.42; 183.44, subdivision 1; 183.51, subdivision 2, by adding a subdivision; 183.545; 183.57; 216B.2424, subdivision 1a, as added; 216C.41, subdivisions 2, 5, 5a; 223.17, subdivisions 3, 6; 231.16; 232.22, subdivision 3; 236.02, subdivision 4; 237.11; 237.295, subdivisions 1, 2; 237.701, subdivision 1; 239.011, subdivision 2; 239.05, subdivision 10b, by adding a subdivision; 239.09; 239.101, subdivision 3; 239.75, subdivisions 1, 5; 239.761; 239.77, by adding a subdivision; 239.79, subdivision 4; 239.791, subdivisions 1, 7, 8, 15; 239.792; 268.19, subdivision 1; 282.04, subdivision 1; 282.08, as amended; 282.38, subdivision 1; 296A.01, subdivisions 2, 7, 8, 14, 19, 20, 22, 23, 24, 25, 26, 28; 296A.18, subdivision 2; 297H.13, subdivision 2; 298.22, by adding a subdivision; 298.28, subdivisions 9b, 10; 298.2961, by adding a subdivision; 325E.311, subdivision 6; 326.975, subdivision 1; 327.23, subdivision 2; 345.47, subdivisions 3, 3a; 353.657, subdivision 1; 357.021, subdivisions 1a, 2; 373.40, subdivisions 1, 3; 394.25, subdivision 3c; 462.355, subdivision 4, as amended; 462.357, subdivision 1e, by adding a subdivision; 462A.05, subdivision 3a; 462A.33, subdivision 2; 469.050, subdivision 5; 469.1082, subdivision 1; 469.310, subdivision 11; 469.319, subdivision 1, by adding a subdivision; 469.320, subdivision 3; 469.330, subdivision 11; 469.340, subdivision 1; 471.999; 473.197, subdivision 4; 517.08, subdivisions 1b, 1c; 609.849, as added; Laws 1998, chapter 389, article 16, section 31, subdivision 4, as amended; Laws 1999, chapter 224, section 7, as amended; Laws 2003, chapter 128, article 1, section 9, subdivision 6; Laws 2003, chapter 128, article 1, section 156; Laws 2003, chapter 128, article 1, section 167, subdivision 1; Laws 2003, chapter 128, article 1, section 172; Laws 2005, chapter 97, article 13, section 1, subdivision 3; Laws 2005, chapter 97, article 13, section 2, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 16C; 25; 35; 41B; 45; 59B; 84; 86B; 92; 93; 97C; 103F; 116L; 116P; 156; 169; 181; 237; 290; 325F; 354B; 473; repealing Minnesota Statutes 2004, sections 17.451; 17.452, subdivisions 6, 6a, 7, 10, 11, 12, 13, 13a, 14, 15, 16; 17.983, subdivision 2; 18B.065, subdivision 5; 18H.02, subdivisions 15, 19; 19.64, subdivision 4a; 35.0661, subdivision 4; 41B.046, subdivision 3; 45.0295; 84.901; 94.343, subdivision 6; 94.344, subdivision 6; 94.348; 94.349; 115A.03, subdivisions 8a, 22a; 115A.055, subdivision 1; 115D.03, subdivision 4; 116J.573; 116J.58, subdivision 3; 116L.05, subdivision 4; 178.12; 239.05, subdivisions 6a, 6b; 462C.15; 473.156; 473.197, subdivisions 1, 2, 3, 5; 473.801, subdivision 6; Laws 1999, chapter 125, section 4, as amended.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Ozment moved that the rule therein be suspended and an urgency be declared so that S. F. No. 69 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Ozment motion and the roll was called. There were 121 yeas and 12 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Ellison	Holberg	Newman	Peppin	Wilkin
Buesgens	Erickson	Krinkie	Olson	Vandev eer	Zellers

The motion prevailed.

Ozment moved that the rules of the House be so far suspended that S. F. No. 69 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Ozment motion and the roll was called. There were 120 yeas and 11 nays as follows:

Those who voted in the affirmative were:

Abeler	Bradley	Cybart	Dill	Entenza	Greiling
Abrams	Brod	Davids	Dittrich	Erhardt	Gunther
Anderson, I.	Carlson	Davnie	Dorman	Finstad	Hackbarth
Atkins	Charron	Dean	Dorn	Fritz	Hamilton
Beard	Clark	DeLaForest	Eastlund	Garofalo	Hansen
Bernardy	Cornish	Demmer	Eken	Gazelka	Hausman
Blaine	Cox	Dempsey	Ellison	Goodwin	Heidgerken

Hilstrom	Kahn	Magnus	Ozment	Sailer	Sykora
Hilty	Kelliher	Mahoney	Paulsen	Samuelson	Thao
Hoppe	Klinzing	Marquart	Paymar	Scalze	Thissen
Hornstein	Knoblach	McNamara	Pelowski	Seifert	Tingelstad
Hortman	Koenen	Meslow	Penas	Sertich	Urdahl
Hosch	Kohls	Moe	Peterson, A.	Severson	Wagenius
Howes	Lanning	Mullery	Peterson, N.	Sieben	Walker
Huntley	Larson	Murphy	Peterson, S.	Simon	Wardlow
Jaros	Latz	Nelson, M.	Poppe	Simpson	Welti
Johnson, J.	Lesch	Nelson, P.	Powell	Slawik	Westerberg
Johnson, R.	Liebling	Nornes	Rukavina	Smith	Westrom
Johnson, S.	Lieder	Opatz	Ruth	Soderstrom	Zellers
Juhnke	Loeffler	Otremba	Ruud	Solberg	Spk. Sviggum

Those who voted in the negative were:

Anderson, B.	Emmer	Holberg	Newman	Peppin	Wilkin
Buesgens	Erickson	Krinkie	Olson	Vandev eer	

The motion prevailed.

S. F. No. 69 was read for the second time.

S. F. No. 69, A bill for an act relating to state government; appropriating money for agricultural, environmental, natural resources, and economic development purposes; establishing and modifying certain programs; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; amending Minnesota Statutes 2004, sections 3.303, by adding a subdivision; 16A.125, subdivision 5; 17.03, subdivision 13; 17.117, subdivision 11, by adding a subdivision; 17.452, by adding a subdivision; 17.982, subdivision 1; 17.983, subdivisions 1, 3; 17B.03, subdivision 1; 18B.05, subdivision 1; 18B.08, subdivision 4; 18B.26, subdivision 3; 18B.31, subdivision 5; 18B.315, subdivision 6; 18B.32, subdivision 6; 18B.33, subdivision 7; 18B.34, subdivision 5; 18C.141, subdivisions 1, 3, 5; 18C.425, subdivision 6; 18E.03, subdivision 2; 18G.03, subdivision 1; 18G.10, subdivisions 5, 7; 18G.16, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 14; 18H.02, subdivisions 21, 22, 23, 32, 34, by adding a subdivision; 18H.05; 18H.06; 18H.07, subdivisions 1, 2, 3; 18H.09; 18H.13, subdivision 1; 18H.15; 18H.18, subdivision 1; 19.64, subdivision 1; 25.341, subdivision 2; 25.39, subdivisions 1, 4; 31.94; 35.02, subdivision 1; 35.03; 35.05; 35.155; 38.01; 38.16; 41A.09, subdivisions 2a, 3a, by adding subdivisions; 41B.046, subdivision 5; 41B.049, subdivisions 2, 4; 60A.14, subdivision 1; 60K.55, subdivision 2; 72A.20, by adding a subdivision; 72B.04, subdivision 10; 82B.05, subdivisions 1, 5; 82B.09, subdivision 1; 84.027, subdivisions 12, 15; 84.0274, by adding subdivisions; 84.0911, subdivision 2; 84.631; 84.775, subdivision 1; 84.780; 84.788, subdivision 3, by adding a subdivision; 84.789, by adding a subdivision; 84.791, subdivisions 1, 2; 84.798, subdivision 1, by adding a subdivision; 84.82, subdivision 2, by adding a subdivision; 84.8205, subdivisions 1, 3, 4, 6; 84.83, subdivisions 3, 4; 84.86, subdivision 1; 84.922, subdivision 2, by adding a subdivision; 84.925, subdivision 1, by adding a subdivision; 84.9256, subdivision 1, as amended; 84.9257; 84.926; 84.928, subdivisions 1, 2; 84D.03, subdivision 4; 85.015, subdivision 5; 85.053, subdivisions 1, 2; 85.054, subdivision 1, by adding a subdivision; 85.055, subdivision 2, by adding a subdivision; 85.42; 85.43; 86B.415, subdivisions 1, 2, 3, 4, 5, 6, by adding a subdivision; 88.17, subdivision 1, by adding subdivisions; 88.6435, subdivision 4; 89.039, subdivision 1; 89.19, subdivision 2; 89.36, subdivision 2; 89.37, subdivision 4; 90.195; 92.03, subdivision 4; 94.342, subdivisions 1, 3, 4, 5; 94.343, subdivisions 1, 3, 7, 8, 10, by adding subdivisions; 94.344, subdivisions 1, 3, 5, 8, 10, by adding a subdivision; 97A.055, subdivision 4b; 97A.061, subdivision 1; 97A.075, subdivision 3; 97A.135, subdivision 2a; 97A.4742, subdivision 4; 97A.475, subdivision 3; 97A.482; 97A.485, subdivisions 6, 7; 97A.551, by adding a subdivision; 97B.005, subdivision 1, as amended; 97B.015, subdivision 7; 97B.020; 97B.025, as amended; 97B.601, subdivision

3; 97B.605; 97B.625, as amended; 97B.641; 97B.655, subdivision 1; 97C.085; 103B.101, subdivision 9; 103E.081, by adding subdivisions; 103F.535, subdivision 1; 103G.271, subdivision 6; 103G.301, subdivision 2; 103G.615, subdivision 2; 103I.681, subdivision 11; 115.06, subdivision 4; 115.55, subdivision 5; 115.551; 115A.072, subdivision 1; 115A.12; 115A.554; 115A.929; 115A.9565; 115B.48, subdivision 8; 115C.07, subdivision 3; 115C.09, subdivisions 3h, 3j; 115C.13; 115D.04, subdivision 3; 116.07, subdivision 7a; 116C.779, subdivision 2; 116J.551, subdivision 1; 116J.571; 116J.572; 116J.574; 116J.575, as amended; 116J.63, subdivision 2; 116J.8731, subdivision 5; 116J.8747, subdivision 2; 116J.994, subdivisions 7, 9; 116L.03, subdivision 2; 116L.05, by adding a subdivision; 116L.20, subdivisions 1, 2; 116L.666, subdivision 4; 116O.09, subdivision 1a; 116P.05, subdivision 2; 120A.40; 129D.02, subdivision 3; 160.232; 161.1419, subdivision 2, by adding a subdivision; 168.1296, subdivision 1; 168.27, by adding a subdivision; 169.733; 169.824, subdivision 2; 169.85, subdivisions 1, 6; 169.87, subdivision 4; 169A.63, subdivision 6; 174.52, subdivision 5; 176.136, subdivision 1a; 183.41, by adding a subdivision; 183.411, subdivisions 2a, 3; 183.42; 183.44, subdivision 1; 183.51, subdivision 2, by adding a subdivision; 183.545; 183.57; 216B.2424, subdivision 1a, as added; 216C.41, subdivisions 2, 5, 5a; 223.17, subdivisions 3, 6; 231.16; 232.22, subdivision 3; 236.02, subdivision 4; 237.11; 237.295, subdivisions 1, 2; 237.701, subdivision 1; 239.011, subdivision 2; 239.05, subdivision 10b, by adding a subdivision; 239.09; 239.101, subdivision 3; 239.75, subdivisions 1, 5; 239.761; 239.77, by adding a subdivision; 239.79, subdivision 4; 239.791, subdivisions 1, 7, 8, 15; 239.792; 268.19, subdivision 1; 282.04, subdivision 1; 282.08, as amended; 282.38, subdivision 1; 296A.01, subdivisions 2, 7, 8, 14, 19, 20, 22, 23, 24, 25, 26, 28; 296A.18, subdivision 2; 297H.13, subdivision 2; 298.22, by adding a subdivision; 298.28, subdivisions 9b, 10; 298.2961, by adding a subdivision; 325E.311, subdivision 6; 326.975, subdivision 1; 327.23, subdivision 2; 345.47, subdivisions 3, 3a; 353.657, subdivision 1; 357.021, subdivisions 1a, 2; 373.40, subdivisions 1, 3; 394.25, subdivision 3c; 462.355, subdivision 4, as amended; 462.357, subdivision 1e, by adding a subdivision; 462A.05, subdivision 3a; 462A.33, subdivision 2; 469.050, subdivision 5; 469.1082, subdivision 1; 469.310, subdivision 11; 469.319, subdivision 1, by adding a subdivision; 469.320, subdivision 3; 469.330, subdivision 11; 469.340, subdivision 1; 471.999; 473.197, subdivision 4; 517.08, subdivisions 1b, 1c; 609.849, as added; Laws 1998, chapter 389, article 16, section 31, subdivision 4, as amended; Laws 1999, chapter 224, section 7, as amended; Laws 2003, chapter 128, article 1, section 9, subdivision 6; Laws 2003, chapter 128, article 1, section 156; Laws 2003, chapter 128, article 1, section 167, subdivision 1; Laws 2003, chapter 128, article 1, section 172; Laws 2005, chapter 97, article 13, section 1, subdivision 3; Laws 2005, chapter 97, article 13, section 2, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 16C; 25; 35; 41B; 45; 59B; 84; 86B; 92; 93; 97C; 103F; 116L; 116P; 156; 169; 181; 237; 290; 325F; 354B; 473; repealing Minnesota Statutes 2004, sections 17.451; 17.452, subdivisions 6, 6a, 7, 10, 11, 12, 13, 13a, 14, 15, 16; 17.983, subdivision 2; 18B.065, subdivision 5; 18H.02, subdivisions 15, 19; 19.64, subdivision 4a; 35.0661, subdivision 4; 41B.046, subdivision 3; 45.0295; 84.901; 94.343, subdivision 6; 94.344, subdivision 6; 94.348; 94.349; 115A.03, subdivisions 8a, 22a; 115A.055, subdivision 1; 115D.03, subdivision 4; 116J.573; 116J.58, subdivision 3; 116L.05, subdivision 4; 178.12; 239.05, subdivisions 6a, 6b; 462C.15; 473.156; 473.197, subdivisions 1, 2, 3, 5; 473.801, subdivision 6; Laws 1999, chapter 125, section 4, as amended.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 93 yeas and 41 nays as follows:

Those who voted in the affirmative were:

Abeler	Brod	Demmer	Eken	Hackbarth	Hosch
Anderson, I.	Carlson	Dempsey	Erhardt	Hamilton	Howes
Atkins	Cornish	Dill	Finstad	Hansen	Johnson, R.
Beard	Cox	Dittrich	Fritz	Heidgerken	Juhnke
Bernardy	Cybart	Dorman	Garofalo	Hilstrom	Kahn
Blaine	Davids	Dorn	Gazelka	Hilty	Knoblach
Bradley	Davnie	Eastlund	Gunther	Hortman	Koenen

Lanning	Mariani	Nornes	Peterson, S.	Severson	Urdahl
Larson	Marquart	Opatz	Poppe	Sieben	Wardlow
Latz	McNamara	Otremba	Rukavina	Simon	Welti
Lenczewski	Meslow	Ozment	Ruth	Simpson	Westerberg
Liebling	Moe	Paulsen	Ruud	Slawik	Westrom
Lieder	Mullery	Pelowski	Sailer	Smith	Spk. Sviggum
Lillie	Murphy	Penas	Samuelson	Soderstrom	
Magnus	Nelson, M.	Peterson, A.	Seifert	Solberg	
Mahoney	Nelson, P.	Peterson, N.	Sertich	Tingelstad	

Those who voted in the negative were:

Abrams	Ellison	Holberg	Kelliher	Olson	Thissen
Anderson, B.	Emmer	Hoppe	Klinzing	Paymar	Vandever
Buesgens	Entenza	Hornstein	Kohls	Peppin	Wagenius
Charron	Erickson	Huntley	Krinkie	Powell	Walker
Clark	Goodwin	Jaros	Lesch	Scalze	Wilkin
Dean	Greiling	Johnson, J.	Loeffler	Sykora	Zellers
DeLaForest	Hausman	Johnson, S.	Newman	Thao	

The bill was passed and its title agreed to.

Paulsen moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by Speaker pro tempore Abrams.

MOTION TO FIX TIME TO CONVENE

Paulsen moved that when the House adjourns today it adjourn until 9:00 a.m., Friday, July 1, 2005.

A roll call was requested and properly seconded.

The question was taken on the Paulsen motion and the roll was called. There were 70 yeas and 64 nays as follows:

Those who voted in the affirmative were:

Abeler	Buesgens	Demmer	Garofalo	Howes	McNamara
Abrams	Charron	Dempsey	Gazelka	Johnson, J.	Meslow
Anderson, B.	Cornish	Dorman	Gunther	Klinzing	Nelson, P.
Beard	Cox	Eastlund	Hackbarth	Knoblach	Newman
Bernardy	Cybart	Emmer	Hamilton	Kohls	Nornes
Blaine	Dauids	Erhardt	Heidgerken	Krinkie	Ozment
Bradley	Dean	Erickson	Holberg	Lanning	Paulsen
Brod	DeLaForest	Finstad	Hoppe	Magnus	

Penas	Powell	Severson	Sykora	Wardlow	Zellers
Peppin	Ruth	Simpson	Tingelstad	Westerberg	Spk. Sviggum
Peterson, N.	Samuelson	Smith	Urdahl	Westrom	
Peterson, S.	Seifert	Soderstrom	Vandevveer	Wilkin	

Those who voted in the negative were:

Anderson, I.	Fritz	Jaros	Liebling	Opatz	Sieben
Atkins	Goodwin	Johnson, R.	Lieder	Otremba	Simon
Carlson	Greiling	Johnson, S.	Lillie	Paymar	Slawik
Clark	Hansen	Juhnke	Loeffler	Pelowski	Solberg
Davnie	Hausman	Kahn	Mahoney	Peterson, A.	Thao
Dill	Hilstrom	Kelliher	Mariani	Poppe	Thissen
Dittrich	Hilty	Koenen	Marquart	Rukavina	Wagenius
Dorn	Hornstein	Larson	Moe	Ruud	Walker
Eken	Hortman	Latz	Mullery	Sailer	Wolti
Ellison	Hosch	Lenczewski	Murphy	Scalze	
Entenza	Huntley	Lesch	Nelson, M.	Sertich	

The motion prevailed.

There being no objection, the order of business reverted to Messages from the Senate.

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. 65.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 65, A bill for an act relating to the financing of state government; providing a base budget for certain agencies; appropriating money for education and health and human services with certain conditions; fixing and limiting fees; regulating the deposit of money in the state treasury; regulating transfers between appropriations and accounts; requiring certain studies and reports; ratifying amendments to commissioner's plan for unrepresented state employees; appropriating money for transportation, Metropolitan Council, and public safety activities; providing for general contingent accounts and tort claims; providing for various fees and accounts; allocating county state-aid highway funds; modifying provisions related to state mail, transportation property appraisals and eminent domain,

state highways and bridges, county state-aid highways, town road signs, railroad grade crossings and operations, traffic fine allocations, commercial motor vehicles, day activity center buses, vehicle registration plates and other motor vehicle provisions, driver and vehicle data practices; deputy motor vehicle registrars; state aviation, bridges in smaller cities, weight limits on highways and other traffic regulations, drivers' licenses and permits, the Commuter Rail Corridor Coordinating Committee, Roussain Cemetery, wetland replacement near the city of Cologne, the employment status of public safety radio communications operators, the insurance verification sampling program, maximum train speeds in the city of Orr, a restriction on ethanol requirements, and bicycle programs; requiring studies and reports; making technical and clarifying revisions; amending Minnesota Statutes 2004, sections 13.44, subdivision 3; 16B.49; 115A.908, subdivision 1; 117.036; 123B.54; 127A.49, subdivision 2; 161.14, subdivision 25, by adding subdivisions; 161.361, subdivision 2; 161.368; 161.442; 162.02, subdivisions 2, 3a; 162.06, subdivision 2; 162.08, subdivision 3; 162.09, subdivisions 2, 3a; 162.14, subdivision 6; 168.011, subdivisions 3, 5, 5a, 6, 7, 25, by adding subdivisions; 168.012, subdivision 1, as amended; 168.013, subdivision 8; 168.031; 168.09, subdivision 7; 168.091, subdivision 1; 168.10, subdivision 1c; 168.105, subdivisions 2, 3, 5; 168.12; 168.123; 168.1235; 168.124; 168.125; 168.1255; 168.127, subdivision 6; 168.128; 168.129; 168.1291; 168.1293; 168.1296; 168.1297; 168.15, subdivision 1; 168.16; 168.185; 168.27, subdivision 11; 168.31, subdivision 5; 168.33, as amended; 168.345, subdivisions 1, 2; 168.381; 168.54, subdivisions 4, 5; 168A.152, subdivision 2; 168A.20, by adding a subdivision; 168A.29; 168A.31; 169.01, subdivisions 75, 76, 78; 169.06, subdivisions 5, 6; 169.09, subdivision 13; 169.14, subdivision 2, by adding a subdivision; 169.18, subdivisions 4, 5, 11, as amended; 169.28, subdivision 2; 169.448, by adding a subdivision; 169.522; 169.733; 169.81, subdivision 3c; 169.824, subdivision 2; 169.8261; 169.85, subdivisions 1, 6; 169.851, subdivision 5; 169.86, subdivision 5; 169.87, subdivision 4; 169.99, subdivision 1b; 169A.52, subdivision 3; 169A.60, subdivision 16; 171.01, subdivisions 22, 35, 47, by adding a subdivision; 171.02; 171.03; 171.04, subdivision 2; 171.05, subdivisions 1, 2, 2b; 171.055, subdivision 2; 171.06, subdivisions 2, 2a; 171.061, subdivision 4; 171.07, subdivision 11; 171.09, as amended; 171.12, subdivisions 3, 6; 171.13, subdivisions 2, 6, by adding a subdivision; 171.165, subdivisions 1, 2, 6; 171.17, subdivision 1; 171.18, subdivision 1; 171.20, subdivision 4, as amended; 171.26, as amended; 171.29, subdivision 2; 171.30, subdivision 1; 171.36; 174.50, by adding a subdivision; 174.86, subdivision 5; 179A.03, subdivision 7, as amended; 179A.10, subdivision 2; 192.502, subdivision 2; 197.65; 219.166; 219.567; 256.975, subdivision 9; 256B.0625, subdivision 13; 256B.0911, subdivision 1a; 256M.40, subdivision 2; 299D.03, subdivision 5; 515B.1-107, as amended; proposing coding for new law in Minnesota Statutes, chapters 160; 162; 168; 169; 171; 219; 299A; repealing Minnesota Statutes 2004, sections 168.011, subdivision 19; 168.012, subdivision 12; 168.041, subdivision 11; 168.105, subdivision 6; 168.15, subdivision 2; 168.231; 168.345, subdivisions 3, 4; 168.831; 168.832; 168.833; 168.834; 168.835; 168.836; 168.837; 168C.01; 168C.02; 168C.03; 168C.04; 168C.05; 168C.06; 168C.07; 168C.08; 168C.09; 168C.10; 168C.11; 168C.12; 168C.13; 170.23; 171.12, subdivision 8; 171.165, subdivisions 3, 4, 4a, 4b; 171.185; 256.955; 473.408, subdivision 1; Minnesota Rules, parts 7407.0100; 7407.0200; 7407.0300; 7407.0400; 7407.0500; 7407.0600; 7407.0700; 7407.0800; 7407.0900; 7407.1000; 7407.1100; 7407.1200; 7407.1300; 7503.2400; 7800.0600; 7800.3200, subpart 1; 7805.0700; 8850.6900, subpart 20; 8855.0500, subpart 1.

The bill was read for the first time.

MOTION TO SUSPEND RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Sertich moved that the rule therein be suspended and an urgency be declared so that S. F. No. 65 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Sertich motion and the roll was called. There were 67 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Fritz	Jaros	Lieder	Paymar	Slawik
Atkins	Goodwin	Johnson, R.	Lillie	Pelowski	Solberg
Bernardy	Greiling	Johnson, S.	Loeffler	Peterson, A.	Thao
Carlson	Hansen	Juhnke	Mahoney	Peterson, S.	Thissen
Clark	Hausman	Kahn	Mariani	Poppe	Wagenius
Davnie	Hilstrom	Kelliher	Marquart	Rukavina	Walker
Dill	Hilty	Koenen	Moe	Ruud	Walti
Dittrich	Hornstein	Larson	Mullery	Sailer	
Dorn	Hortman	Latz	Murphy	Scalze	
Eken	Hosch	Lenczewski	Nelson, M.	Sertich	
Ellison	Howes	Lesch	Opatz	Sieben	
Entenza	Huntley	Liebling	Otremba	Simon	

Those who voted in the negative were:

Abeler	Dauids	Gazelka	Lanning	Peterson, N.	Vandever
Abrams	Dean	Gunther	Magnus	Powell	Wardlow
Anderson, B.	DeLaForest	Hackbarth	McNamara	Ruth	Westerberg
Beard	Demmer	Hamilton	Meslow	Samuelson	Westrom
Blaine	Dempsey	Heidgerken	Nelson, P.	Seifert	Wilkin
Bradley	Dorman	Holberg	Newman	Severson	Zellers
Brod	Eastlund	Hoppe	Nornes	Simpson	Spk. Sviggum
Buesgens	Emmer	Johnson, J.	Olson	Smith	
Charron	Erhardt	Klinzing	Ozment	Soderstrom	
Cornish	Erickson	Knoblach	Paulsen	Sykora	
Cox	Finstad	Kohls	Penas	Tingelstad	
Cybart	Garofalo	Krinkie	Peppin	Urdahl	

Not having received the constitutionally required two-thirds vote, the motion did not prevail.

S. F. No. 65 was referred to the Committee on Rules and Legislative Administration.

MOTIONS AND RESOLUTIONS

Carlson moved that the names of Johnson, R.; Dorn; Mullery and Sertich be added as authors on H. F. No. 99. The motion prevailed.

Holberg moved that the names of Magnus and Hamilton be added as authors on H. F. No. 106. The motion prevailed.

Knoblach moved that the names of Tingelstad, Samuelson and Abeler be added as authors on H. F. No. 112. The motion prevailed.

MOTION TO SUSPEND RULES

Olson moved that the rules be so far suspended that House Concurrent Resolution No. 6 be recalled from the Committee on Rules and Legislative Administration and be placed upon its adoption.

A roll call was requested and properly seconded.

POINT OF ORDER

Penas raised a point of order pursuant to rule 1.50 relating to Adjourning of the House. Speaker pro tempore Abrams ruled the point of order well taken.

MOTION TO ADJOURN

Paulsen moved that the House adjourn.

A roll call was requested and properly seconded.

The question was taken on the Paulsen motion and the roll was called. There were 67 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Abeler	Davids	Gazelka	Krinkie	Peterson, N.	Vandever
Abrams	Dean	Gunther	Lanning	Powell	Wardlow
Anderson, B.	DeLaForest	Hackbarth	Magnus	Ruth	Westerberg
Beard	Demmer	Hamilton	McNamara	Samuelson	Westrom
Blaine	Dempsey	Heidgerken	Meslow	Seifert	Wilkin
Bradley	Dorman	Holberg	Nelson, P.	Severson	Zellers
Brod	Eastlund	Hoppe	Newman	Simpson	Spk. Sviggum
Buesgens	Emmer	Howes	Nornes	Smith	
Charron	Erhardt	Johnson, J.	Ozment	Soderstrom	
Cornish	Erickson	Klinzing	Paulsen	Sykora	
Cox	Finstad	Knoblach	Penas	Tingelstad	
Cybart	Garofalo	Kohls	Peppin	Urdahl	

Those who voted in the negative were:

Anderson, I.	Eken	Hilty	Kahn	Lillie	Olson
Atkins	Ellison	Hornstein	Kelliher	Loeffler	Opatz
Bernardy	Entenza	Hortman	Koenen	Mahoney	Otremba
Carlson	Fritz	Hosch	Larson	Mariani	Paymar
Clark	Goodwin	Huntley	Latz	Marquart	Pelowski
Davnie	Greiling	Jaros	Lenczewski	Moe	Peterson, A.
Dill	Hansen	Johnson, R.	Lesch	Mullery	Peterson, S.
Dittrich	Hausman	Johnson, S.	Liebling	Murphy	Poppe
Dorn	Hilstrom	Juhnke	Lieder	Nelson, M.	Rukavina

Ruud	Sertich	Slawik	Thissen	Welti
Sailer	Sieben	Solberg	Wagenius	
Scalze	Simon	Thao	Walker	

The motion did not prevail.

Pursuant to rule 1.50, Sertich moved that the House be allowed to continue in session after 12:00 midnight.

A roll call was requested and properly seconded.

The question was taken on the Sertich motion and the roll was called. There were 67 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Fritz	Johnson, R.	Lillie	Paymar	Slawik
Atkins	Goodwin	Johnson, S.	Loeffler	Pelowski	Solberg
Bernardy	Greiling	Juhnke	Mahoney	Peterson, A.	Thao
Carlson	Hansen	Kahn	Mariani	Peterson, S.	Thissen
Clark	Hausman	Kelliher	Marquart	Poppe	Wagenius
Davnie	Hilstrom	Koenen	Moe	Rukavina	Walker
Dill	Hilty	Larson	Mullery	Ruud	Welti
Dittrich	Hornstein	Latz	Murphy	Sailer	
Dorn	Hortman	Lenczewski	Nelson, M.	Scalze	
Eken	Hosch	Lesch	Olson	Sertich	
Ellison	Huntley	Liebling	Opatz	Sieben	
Entenza	Jaros	Lieder	Otremba	Simon	

Those who voted in the negative were:

Abeler	Dauids	Gazelka	Krinkie	Peterson, N.	Vandevveer
Abrams	Dean	Gunther	Lanning	Powell	Wardlow
Anderson, B.	DeLaForest	Hackbarth	Magnus	Ruth	Westerberg
Beard	Demmer	Hamilton	McNamara	Samuelson	Westrom
Blaine	Dempsey	Heidgerken	Meslow	Seifert	Wilkin
Bradley	Dorman	Holberg	Nelson, P.	Severson	Zellers
Brod	Eastlund	Hoppe	Newman	Simpson	Spk. Sviggum
Buesgens	Emmer	Howes	Nornes	Smith	
Charron	Erhardt	Johnson, J.	Ozment	Soderstrom	
Cornish	Erickson	Klinzing	Paulsen	Sykora	
Cox	Finstad	Knoblach	Penas	Tingelstad	
Cybart	Garofalo	Kohls	Peppin	Urdahl	

The motion did not prevail.

Pursuant to rule 1.50, Kelliher moved that the House be allowed to continue in session after 12:00 midnight.

A roll call was requested and properly seconded.

The question was taken on the Kelliher motion and the roll was called. There were 68 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Anderson, I.	Entenza	Jaros	Lieder	Otremba	Simon
Atkins	Fritz	Johnson, R.	Lillie	Paymar	Slawik
Bernardy	Goodwin	Johnson, S.	Loeffler	Pelowski	Solberg
Carlson	Greiling	Juhnke	Mahoney	Peterson, A.	Thao
Clark	Hansen	Kahn	Mariani	Peterson, S.	Thissen
Davnie	Hausman	Kelliher	Marquart	Poppe	Wagenius
Dill	Hilstrom	Koenen	Moe	Rukavina	Walker
Dittrich	Hilty	Larson	Mullery	Ruud	Welti
Dorman	Hornstein	Latz	Murphy	Sailer	
Dorn	Hortman	Lenczewski	Nelson, M.	Scalze	
Eken	Hosch	Lesch	Olson	Sertich	
Ellison	Huntley	Liebling	Opatz	Sieben	

Those who voted in the negative were:

Abeler	Cybart	Garofalo	Knoblach	Paulsen	Soderstrom
Abrams	Davids	Gazelka	Kohls	Penas	Sykora
Anderson, B.	Dean	Gunther	Krinkie	Peppin	Tingelstad
Beard	DeLaForest	Hackbarth	Lanning	Peterson, N.	Urdahl
Blaine	Demmer	Hamilton	Magnus	Powell	Vandever
Bradley	Dempsey	Heidgerken	McNamara	Ruth	Wardlow
Brod	Eastlund	Holberg	Meslow	Samuelson	Westerberg
Buesgens	Emmer	Hoppe	Nelson, P.	Seifert	Westrom
Charron	Erhardt	Howes	Newman	Severson	Wilkin
Cornish	Erickson	Johnson, J.	Nornes	Simpson	Zellers
Cox	Finstad	Klinzing	Ozment	Smith	Spk. Sviggum

The motion prevailed.

The question recurred on the Olson motion that the rules be so far suspended that House Concurrent Resolution No. 6 be recalled from the Committee on Rules and Legislative Administration and be placed upon its adoption.

There were 63 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Abeler	Fritz	Jaros	Liebling	Paymar	Simon
Anderson, B.	Goodwin	Johnson, J.	Lillie	Pelowski	Slawik
Cox	Greiling	Johnson, R.	Loeffler	Peterson, A.	Thao
Davnie	Hamilton	Johnson, S.	Mahoney	Peterson, S.	Thissen
Demmer	Hausman	Kahn	Mariani	Poppe	Tingelstad
Dittrich	Heidgerken	Kelliher	Marquart	Rukavina	Urdahl
Dorman	Hilstrom	Knoblach	Moe	Ruud	Walker
Eken	Hornstein	Koenen	Mullery	Sailer	Welti
Ellison	Hortman	Larson	Olson	Scalze	
Entenza	Hosch	Lenczewski	Opatz	Sertich	
Erhardt	Huntley	Lesch	Otremba	Sieben	

Those who voted in the negative were:

Abrams	Cybart	Gazelka	Lanning	Paulsen	Solberg
Anderson, I.	Davids	Gunther	Latz	Penas	Sykora
Atkins	Dean	Hackbarth	Lieder	Peppin	Vandev eer
Beard	DeLaForest	Hansen	Magnus	Peterson, N.	Wagenius
Bernardy	Dempsey	Hilty	McNamara	Powell	Wardlow
Blaine	Dill	Holberg	Meslow	Ruth	Westerberg
Bradley	Dorn	Hoppe	Murphy	Samuelson	Westrom
Brod	Eastlund	Howes	Nelson, M.	Seifert	Wilkin
Buesgens	Emmer	Juhnke	Nelson, P.	Severson	Zellers
Carlson	Erickson	Klinzing	Newman	Simpson	Spk. Sviggum
Charron	Finstad	Kohls	Nornes	Smith	
Cornish	Garofalo	Krinkie	Ozment	Soderstrom	

The motion did not prevail.

MOTION TO ADJOURN

Hackbarth moved that the House adjourn.

A roll call was requested and properly seconded.

The question was taken on the Hackbarth motion and the roll was called. There were 66 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Abeler	Cybart	Garofalo	Knoblach	Paulsen	Soderstrom
Abrams	Davids	Gazelka	Kohls	Penas	Sykora
Anderson, B.	Dean	Gunther	Krinkie	Peppin	Tingelstad
Beard	DeLaForest	Hackbarth	Lanning	Peterson, N.	Urdahl
Blaine	Demmer	Hamilton	Magnus	Powell	Vandev eer
Bradley	Dempsey	Heidgerken	McNamara	Ruth	Wardlow
Brod	Eastlund	Holberg	Meslow	Samuelson	Westerberg
Buesgens	Emmer	Hoppe	Nelson, P.	Seifert	Westrom
Charron	Erhardt	Howes	Newman	Severson	Wilkin
Cornish	Erickson	Johnson, J.	Nornes	Simpson	Zellers
Cox	Finstad	Klinzing	Ozment	Smith	Spk. Sviggum

Those who voted in the negative were:

Anderson, I.	Dorn	Hilstrom	Juhnke	Lieder	Nelson, M.
Atkins	Eken	Hilty	Kahn	Lillie	Olson
Bernardy	Ellison	Hornstein	Kelliher	Loeffler	Opatz
Carlson	Entenza	Hortman	Koenen	Mahoney	Otremba
Clark	Fritz	Hosch	Larson	Mariani	Paymar
Davnie	Goodwin	Huntley	Latz	Marquart	Pelowski
Dill	Greiling	Jaros	Lenczewski	Moe	Peterson, A.
Dittrich	Hansen	Johnson, R.	Lesch	Mullery	Peterson, S.
Dorman	Hausman	Johnson, S.	Liebling	Murphy	Poppe

Rukavina	Scalze	Simon	Thao	Walker
Ruud	Sertich	Slawik	Thissen	Walti
Sailer	Sieben	Solberg	Wagenius	

The motion did not prevail.

CALL OF THE HOUSE

On the motion of Sertich and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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	

Paulsen moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees.

Meslow was excused for the remainder of today's session.

The question recurred on the Paulsen motion. The motion prevailed and it was so ordered.

MOTION TO SUSPEND RULES

Sertich moved that the rules of the House be so far suspended that H. F. No. 112 be recalled from the Committee on Rules and Legislative Administration, be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The Speaker assumed the Chair.

The question was taken on the Sertich motion and the roll was called. There were 73 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Abeler	Ellison	Huntley	Liebling	Paymar	Smith
Anderson, I.	Entenza	Jaros	Lieder	Pelowski	Solberg
Atkins	Fritz	Johnson, R.	Lillie	Peterson, A.	Thao
Bernardy	Goodwin	Johnson, S.	Loeffler	Peterson, S.	Thissen
Carlson	Greiling	Juhnke	Mahoney	Poppe	Tingelstad
Clark	Hansen	Kahn	Mariani	Rukavina	Wagenius
Davnie	Hausman	Kelliher	Marquart	Ruud	Walker
Dempsey	Hilstrom	Knoblach	Moe	Sailer	Welti
Dill	Hilty	Koenen	Mullery	Scalze	
Dittrich	Hornstein	Larson	Murphy	Sertich	
Dorman	Hortman	Latz	Nelson, M.	Sieben	
Dorn	Hosch	Lenczewski	Opatz	Simon	
Eken	Howes	Lesch	Otremba	Slawik	

Those who voted in the negative were:

Abrams	Cybart	Garofalo	Kohls	Paulsen	Soderstrom
Anderson, B.	Davids	Gazelka	Krinkie	Penas	Sykora
Beard	Dean	Gunther	Lanning	Peppin	Urdahl
Blaine	DeLaForest	Hackbarth	Magnus	Peterson, N.	Vandever
Bradley	Demmer	Hamilton	McNamara	Powell	Wardlow
Brod	Eastlund	Heidgerken	Nelson, P.	Ruth	Westerberg
Buesgens	Emmer	Holberg	Newman	Samuelson	Westrom
Charron	Erhardt	Hoppe	Nornes	Seifert	Wilkin
Cornish	Erickson	Johnson, J.	Olson	Severson	Zellers
Cox	Finstad	Klinzing	Ozment	Simpson	Spk. Sviggum

Not having received the required two-thirds vote, the motion did not prevail.

CALL OF THE HOUSE LIFTED

Paulsen moved that the call of the House be suspended. The motion prevailed and it was so ordered.

ADJOURNMENT

Paulsen moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Friday, July 1, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives