

## STATE OF MINNESOTA

## EIGHTY-FIFTH SESSION — 2007

## SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, JANUARY 18, 2007

The House of Representatives convened at 10:00 a.m. and was called to order by Margaret Anderson Kelliher, Speaker of the House.

Prayer was offered by Sister Susan Oeffling, Sisters of St. Joseph, St. Paul, 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	Dittrich	Hilty	Lillie	Ozment	Smith
Anderson, B.	Dominguez	Holberg	Loeffler	Paulsen	Solberg
Anderson, S.	Doty	Hoppe	Madore	Paymar	Sviggum
Anzelc	Eastlund	Hornstein	Magnus	Pelowski	Swails
Atkins	Eken	Hortman	Mahoney	Peppin	Thao
Beard	Emmer	Hosch	Mariani	Peterson, A.	Thissen
Benson	Erhardt	Howes	Marquart	Peterson, N.	Tillberry
Berns	Erickson	Huntley	Masin	Peterson, S.	Tingelstad
Bigham	Faust	Jaros	McFarlane	Poppe	Tschumper
Bly	Fritz	Johnson	McNamara	Rukavina	Urdahl
Brod	Gardner	Juhnke	Moe	Ruth	Wagenius
Brown	Garofalo	Kahn	Morgan	Ruud	Walker
Brynaert	Gottwalt	Kalin	Morrow	Sailer	Ward
Buesgens	Greiling	Knuth	Mullery	Scalze	Wardlow
Bunn	Gunther	Koenen	Murphy, E.	Seifert	Walti
Carlson	Hackbarth	Kranz	Murphy, M.	Sertich	Westrom
Cornish	Hamilton	Laine	Nelson	Severson	Winkler
Dean	Hansen	Lanning	Nornes	Shimanski	Wollschlager
DeLaForest	Hausman	Lenczewski	Norton	Simon	Zellers
Demmer	Haws	Lesch	Olin	Simpson	Spk. Kelliher
Dettmer	Heidgerken	Liebling	Olson	Slawik	
Dill	Hilstrom	Lieder	Otremba	Slocum	

A quorum was present.

Clark, Davnie, Finstad and Kohls were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Hansen 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 STANDING COMMITTEES

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

H. F. No. 110, A bill for an act relating to waters; enacting the Great Lakes -- St. Lawrence River Basin Water Resources Compact; proposing coding for new law in Minnesota Statutes, chapter 103G.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Governmental Operations, Reform, Technology and Elections.

The report was adopted.

## INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Heidgerken, Hackbarth, Dill, Eken, Hamilton, Urdahl, Otremba, Howes, McFarlane and McNamara introduced:

H. F. No. 191, A bill for an act relating to game and fish; allowing the use of two lines and two hooks for angling; amending Minnesota Statutes 2006, section 97C.315.

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

Urdahl, Shimanski and Hosch introduced:

H. F. No. 192, A bill for an act relating to human services; placing nursing facilities in the county of Meeker into a different geographic group; amending Minnesota Statutes 2006, section 256B.431, subdivision 2b.

The bill was read for the first time and referred to the Committee on Health and Human Services.

DeLaForest and Paulsen introduced:

H. F. No. 193, A bill for an act relating to taxation; eliminating the imposition and refund of sales tax on capital equipment; eliminating an obsolete provision; amending Minnesota Statutes 2006, sections 297A.68, subdivision 5; 297A.75.

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

Norton, Demmer, Welti and Liebling introduced:

H. F. No. 194, A bill for an act relating to economic development; appropriating money for biotechnology and medical genomics research; requiring a report.

The bill was read for the first time and referred to the Committee on Biosciences and Emerging Technology.

Paulsen introduced:

H. F. No. 195, A bill for an act relating to elections; presidential electors; providing for designation of certain presidential electors and specifying the duties of presidential electors; amending Minnesota Statutes 2006, sections 208.03; 208.08.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Greiling; Clark; Rukavina; Walker; Paymar; Hosch; Otremba; Huntley; Lenczewski; Ward; Haws; Murphy, E.; Lieder; Slocum; Gardner; Kelliher and Bly introduced:

H. F. No. 196, A bill for an act relating to human services; changing mental health provisions; requiring mental health assessments for certain inmates; establishing children's mental health grants and training; requiring students of higher education to carry health insurance; creating a loan forgiveness program; establishing the Crisis Intervention Team State Council; making changes to mental health funding provisions; establishing pilot projects; authorizing grant funding; requiring reports; appropriating money; amending Minnesota Statutes 2006, sections 245.462, subdivision 20; 245.50, subdivision 5; 245.696, by adding a subdivision; 256B.038; 256B.0623, subdivisions 2, 8, 12; 256B.0625, subdivisions 38, 43, 46, by adding subdivisions; 256B.0943, subdivisions 1, 2, by adding subdivisions; 256B.69, subdivisions 5g, 5h; 256B.761; 256B.763; 256D.03, subdivisions 3, 4; 256D.44, subdivision 5; 256L.03, subdivisions 1, 5; 256L.035; 256L.07, subdivision 3; 256L.12, subdivision 9a; 609.115, by adding a subdivision; 609.135, by adding a subdivision; 641.15, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 135A; 243; 245; 245A; 256; 641.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Hackbarth introduced:

H. F. No. 197, A bill for an act relating to game and fish; adding trapping to the small game and sporting lifetime licenses; amending Minnesota Statutes 2006, section 97A.473, subdivisions 3, 5.

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

Hackbarth introduced:

H. F. No. 198, A bill for an act relating to game and fish; establishing an access to the outdoors program; proposing coding for new law in Minnesota Statutes, chapter 84.

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

Brod, Kohls, Zellers and Westrom introduced:

H. F. No. 199, A bill for an act proposing an amendment to the Minnesota Constitution, article IV, section 4; providing staggered terms of office for senators.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Brod, Kohls and Zellers introduced:

H. F. No. 200, A bill for an act relating to the conduct of elections; reducing the number of personal vouches allowed for any one individual; requiring training for election judges on the conduct of partisan challengers; providing training for partisan challengers; requiring voters to show approved identification on election day; amending Minnesota Statutes 2006, sections 201.061, subdivision 3; 204B.25, subdivision 2; 204C.07, by adding a subdivision; 204C.10.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Brod introduced:

H. F. No. 201, A bill for an act relating to elections; moving the state primary from September to August; making conforming changes; amending Minnesota Statutes 2006, sections 10A.31, subdivision 6; 10A.321; 10A.322, subdivision 1; 10A.323; 204B.33; 204D.03, subdivision 1; 205.065, subdivision 1; 205A.03, subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Thissen and Walker introduced:

H. F. No. 202, A bill for an act relating to human services; expanding eligibility for the chemical dependency treatment fund; amending Minnesota Statutes 2006, section 254B.04, subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Mariani introduced:

H. F. No. 203, A bill for an act relating to state government; adding legislative members to the Capitol Area Architectural and Planning Board; amending Minnesota Statutes 2006, section 15B.03, subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Mullery introduced:

H. F. No. 204, A bill for an act relating to education; allowing the removal of members of the special independent school district of Minneapolis school board; amending Minnesota Statutes 2006, section 128D.14.

The bill was read for the first time and referred to the Committee on E-12 Education.

Mullery introduced:

H. F. No. 205, A bill for an act relating to environment; establishing the Environmental Justice Act; proposing coding for new law in Minnesota Statutes, chapter 116B.

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

Hilstrom, Ruud, Benson, Madore, Dittrich, Kranz, Fritz, Wollschlager, Bigham, Koenen, Gardner, Ward and Laine introduced:

H. F. No. 206, A bill for an act relating to taxation; eliminating the imposition and refund of sales tax on capital equipment; eliminating an obsolete provision; amending Minnesota Statutes 2006, sections 297A.68, subdivision 5; 297A.75.

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

Peppin, Dean, Dettmer and Doty introduced:

H. F. No. 207, A bill for an act relating to public safety; creating new penalties for criminal neglect of a vulnerable adult; amending Minnesota Statutes 2006, section 609.233, subdivision 1, by adding a subdivision.

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

Rukavina, Solberg, Sertich, Dill and Anzelc introduced:

H. F. No. 208, A bill for an act relating to education finance; allowing school districts to levy for health care costs; amending Minnesota Statutes 2006, section 126C.41, by adding a subdivision.

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

Rukavina, Sailer, Anzelc, Howes, Moe, Hilty, Sertich, Doty, Solberg, Dill, Faust and Ward introduced:

H. F. No. 209, A bill for an act relating to economic development; appropriating money for a grant to the Iron Range Resources and Rehabilitation Board.

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

Thao, Otremba, Abeler, Tschumper and Walker introduced:

H. F. No. 210, A bill for an act relating to health occupations; modifying dental licensure provisions for applicants from nonaccredited programs; amending Minnesota Statutes 2006, section 150A.06, subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Zellers; Anderson, S.; Berns and Simpson introduced:

H. F. No. 211, A bill for an act relating to mortgage lending; prohibiting sale of information provided on a mortgage application; amending Minnesota Statutes 2006, sections 13C.01, by adding a subdivision; 58.13, subdivision 1.

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

Liebling, Welti, Norton and Demmer introduced:

H. F. No. 212, A bill for an act relating to health occupations; permitting certain foreign medical school graduates to use a credentials verification service; amending Minnesota Statutes 2006, section 147.037, subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Anzelc and Solberg introduced:

H. F. No. 213, A bill for an act relating to local government; authorizing the creation of the Lakeview Cemetery Association; authorizing a tax levy.

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

Solberg introduced:

H. F. No. 214, A bill for an act relating to transportation; appropriating money for safety improvements at railroad crossings in Grand Rapids.

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

Rukavina and Atkins introduced:

H. F. No. 215, A bill for an act relating to insurance; no-fault auto; regulating benefit terminations or denials; proposing coding for new law in Minnesota Statutes, chapter 65B.

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

Paulsen; Pelowski; Tingelstad; Brod; Eastlund; Severson; Gottwalt; Erickson; Abeler; Kohls; Berns; Wardlow; Anderson, B.; Shimanski; Sviggum; Buesgens and Zellers introduced:

H. F. No. 216, A bill for an act proposing an amendment to the Minnesota Constitution; adding a section to article IV to provide for initiative and referendum; providing procedures for initiative and referendum; providing penalties; amending Minnesota Statutes 2006, sections 204C.33, subdivisions 1, 3; 204D.11, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 3B.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Walker, Thissen and Otremba introduced:

H. F. No. 217, A bill for an act relating to human rights; clarifying the definition of disability; amending Minnesota Statutes 2006, section 363A.03, subdivision 12.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Walker, Thissen and Otremba introduced:

H. F. No. 218, A bill for an act relating to health-related licensing boards; amending Minnesota Statutes 2006, section 214.103, subdivision 2.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Walker introduced:

H. F. No. 219, A bill for an act relating to employment; modifying use of personal sick leave benefits; amending Minnesota Statutes 2006, section 181.9413.

The bill was read for the first time and referred to the Higher Education and Work Force Development Policy and Finance Division.

Nornes introduced:

H. F. No. 220, A bill for an act relating to the military, firearms, and employment; clarifying that a statute ensuring the continuation of state licenses and certificates of registration for any trade, employment, occupation, or profession while soldiers and certain essential employees are engaged in active military service applies to licenses and certificates of registration requiring firearms safety and usage training; amending Minnesota Statutes 2006, section 326.56, subdivision 2.

The bill was read for the first time and referred to the Committee on Agriculture, Rural Economies and Veterans Affairs.

Urdahl introduced:

H. F. No. 221, A bill for an act relating to human services; increasing the rate reimbursement for a day training and habilitation provider in Meeker County; requiring the Department of Human Services to draft legislation addressing the disparity between per diem rate reimbursements for day training and habilitation providers across the state.

The bill was read for the first time and referred to the Committee on Health and Human Services.

Tillberry and Kranz introduced:

H. F. No. 222, A bill for an act relating to retiree health insurance coverage; providing for the inclusion of certain former University of Minnesota steam plant employees in the state health insurance group; amending Minnesota Statutes 2006, section 43A.27, subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Thisen and Slocum introduced:

H. F. No. 223, A bill for an act relating to transportation; adding requirements for regular route transit provided by Metropolitan Council; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Kahn, Urdahl, Hilty, Jaros and Hausman introduced:

H. F. No. 224, A bill for an act relating to the state; appointing a poet laureate; appropriating gift or grant money received; proposing coding for new law in Minnesota Statutes, chapter 138.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Walker; Murphy, E.; Norton; Greiling; Clark and Fritz introduced:

H. F. No. 225, A bill for an act proposing an amendment to the Minnesota Constitution, article I, by adding a section; providing for equality of rights under the law for men and women.

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

Rukavina, Solberg, Anzelc, Sertich and Dill introduced:

H. F. No. 226, A bill for an act relating to state government; appropriating money to the Minnesota minerals 21st century fund to restore previously unallotted money.

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

Kahn, Hilty, Jaros, Hausman and DeLaForest introduced:

H. F. No. 227, A bill for an act relating to the legislature; changing the timing for payment of compensation to legislators; authorizing payments for additional travel during special sessions; amending Minnesota Statutes 2006, sections 3.099, subdivision 1; 3.103.

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

## **MOTIONS AND RESOLUTIONS**

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

Solberg moved that the name of Kahn be added as an author on H. F. No. 68. The motion prevailed.

Hansen moved that the name of Kahn be added as an author on H. F. No. 74. The motion prevailed.

Hortman moved that the names of Kranz and Lieder be added as authors on H. F. No. 105. The motion prevailed.

Thissen moved that the names of Lillie and Kahn be added as authors on H. F. No. 106. The motion prevailed.

Loeffler moved that the name of Simon be added as an author on H. F. No. 111. The motion prevailed.

Solberg moved that the name of Moe be added as an author on H. F. No. 114. The motion prevailed.

Atkins moved that the name of Moe be added as an author on H. F. No. 116. The motion prevailed.

Fritz moved that the names of Mahoney and Bly be added as authors on H. F. No. 118. The motion prevailed.

Rukavina moved that the name of Moe be added as an author on H. F. No. 122. The motion prevailed.

Slawik moved that the name of Moe be added as an author on H. F. No. 123. The motion prevailed.

Hilstrom moved that the name of Moe be added as an author on H. F. No. 131. The motion prevailed.

Mahoney moved that the name of Lillie be added as an author on H. F. No. 132. The motion prevailed.

Hilstrom moved that the name of Moe be added as an author on H. F. No. 133. The motion prevailed.

Simon moved that the name of Moe be added as an author on H. F. No. 138. The motion prevailed.

Kranz moved that the name of Simon be added as an author on H. F. No. 139. The motion prevailed.

Madore moved that the name of Simon be added as an author on H. F. No. 140. The motion prevailed.

Haws moved that the name of Scalze be added as an author on H. F. No. 141. The motion prevailed.

Hansen moved that the names of Kahn and Kalin be added as authors on H. F. No. 145. The motion prevailed.

DeLaForest moved that the names of Hackbarth and Moe be added as authors on H. F. No. 151. The motion prevailed.

Urdahl moved that the name of Moe be added as an author on H. F. No. 153. The motion prevailed.

Bigham moved that the name of Simon be added as an author on H. F. No. 155. The motion prevailed.

Morgan moved that the names of Simon, Lillie and Lesch be added as authors on H. F. No. 157. The motion prevailed.

Urdahl moved that the name of Moe be added as an author on H. F. No. 158. The motion prevailed.

Kahn moved that the name of Lillie be added as an author on H. F. No. 159. The motion prevailed.

Hilty moved that the name of Kahn be added as an author on H. F. No. 160. The motion prevailed.

Haws moved that the name of Scalze be added as an author on H. F. No. 162. The motion prevailed.

Thissen moved that the name of Moe be added as an author on H. F. No. 167. The motion prevailed.

Slawik moved that the name of Moe be added as an author on H. F. No. 169. The motion prevailed.

Hackbarth moved that the names of Simpson and Dettmer be added as authors on H. F. No. 171. The motion prevailed.

DeLaForest moved that the names of Simpson and Dettmer be added as authors on H. F. No. 174. The motion prevailed.

Thissen moved that the name of Simon be added as an author on H. F. No. 176. The motion prevailed.

DeLaForest moved that the names of Dettmer and Kahn be added as authors on H. F. No. 189. The motion prevailed.

DeLaForest moved that the names of Simpson, Dettmer and Paulsen be added as authors on H. F. No. 190. The motion prevailed.

Hilty moved that H. F. No. 160 be recalled from the Committee on Finance and be re-referred to the Committee on Governmental Operations, Reform, Technology and Elections. The motion prevailed.

#### ADJOURNMENT

Sertich moved that when the House adjourns today it adjourn until 12:30 p.m., Monday, January 22, 2007. The motion prevailed.

Sertich moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:30 p.m., Monday, January 22, 2007.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives