

STATE OF MINNESOTA

EIGHTY-FIFTH SESSION — 2007

 FIFTIETH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 18, 2007

The House of Representatives convened at 1:00 p.m. and was called to order by Margaret Anderson Kelliher, Speaker of the House.

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

A quorum was present.

Ozment was excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Bly 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 AND DIVISIONS

Solberg from the Committee on Ways and Means to which was referred:

H. F. No. 854, A bill for an act relating to environment; providing for collection, transportation, and recycling of video display devices; providing civil penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115A.

Reported the same back with the following amendments:

Page 7, line 12, before the semicolon, insert "and transfer to the commissioner of administration for responsibilities under section 115A.1324"

With the recommendation that when so amended the bill pass.

The report was adopted.

Solberg from the Committee on Ways and Means to which was referred:

S. F. No. 1989, A bill for an act relating to higher education; appropriating money for higher education and related purposes to the Minnesota Office of Higher Education, the Board of Trustees of the Minnesota State Colleges and Universities, the board of Regents of the University of Minnesota, and the Mayo Clinic, with certain conditions; requiring certain studies; making technical changes; eliminating certain report requirements; permitting certain interest rate savings and other agreements; requiring summary statistics in required reports; repealing certain data sharing and collecting requirements; modifying financial aid programs; establishing the Minnesota GI bill program; regulating private higher education institutions; providing penalties; amending Minnesota Statutes 2006, sections 13.322, subdivision 3; 135A.01; 135A.031, subdivisions 1, 7; 135A.034, subdivision 1; 135A.14, subdivision 1; 135A.52, subdivisions 1, 2; 136A.01, subdivision 2; 136A.031, subdivision 5; 136A.0411; 136A.08, subdivision 7; 136A.101, subdivisions 4, 5a; 136A.121, subdivisions 6, 7a, by adding a subdivision; 136A.125, subdivisions 2, 4; 136A.15, subdivisions 1, 6; 136A.16, subdivisions 1, 2, 5, 8, 9, 10, by adding a subdivision; 136A.17, subdivision 1; 136A.1701, subdivisions 1, 2, 5; 136A.233, subdivision 3; 136A.29, subdivision 9; 136A.62, subdivision 3; 136A.63; 136A.65, subdivision 1, by adding a subdivision; 136A.653; 136A.657, subdivisions 1, 2, 3, by adding a subdivision; 136A.66; 136A.67; 136A.68; 136A.69; 136A.71; 136A.861, subdivisions 1, 2, 3, 6; 136F.02, subdivisions 1, 2; 136F.03, subdivision 3; 136F.42, subdivision 1; 136F.58; 136F.70, by adding a subdivision; 136F.71, subdivision 2, by adding a subdivision; 136G.11, subdivision 5; 137.0245, subdivision 4; 137.0246, subdivision 2; 141.21, subdivisions 1a, 5; 141.25, subdivisions 1, 5, 7, 9, 10, 12; 141.255, subdivision 2; 141.265, subdivision 2; 141.271, subdivisions 10, 12; 141.28, subdivision 1; 141.32; 141.35; 197.775, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A; 141; 197; repealing Minnesota Statutes 2006, sections 135A.031, subdivisions 2, 3, 5, 6; 135A.032; 135A.033; 135A.045; 135A.053; 136A.07; 136A.08, subdivision 8; 136A.1702; 136A.61; Laws 2001, First Special Session chapter 1, article 1, sections 3, subdivision 3; 4, subdivision 5.

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

The report was adopted.

Solberg from the Committee on Ways and Means to which was referred:

S. F. No. 2089, A bill for an act relating to state government; appropriating money for jobs and economic development purposes; establishing and modifying certain programs; regulating certain activities and practices; providing for accounts, assessments, and fees; modifying provisions governing contractors; requiring studies; amending Minnesota Statutes 2006, sections 13.712, by adding a subdivision; 13.7905, by adding a subdivision; 16B.61, subdivision 1a; 16B.65, subdivisions 1, 5a; 16B.70, subdivision 2; 80A.28, subdivision 1; 116J.551, subdivision 1; 116J.554, subdivision 2; 116J.555, subdivision 1; 116J.575, subdivisions 1, 1a; 116J.966, subdivision 1; 116L.17, subdivision 1; 116L.20, subdivision 1; 116M.18, subdivision 6a; 177.27, subdivisions 1, 4; 268A.01, subdivision 13, by adding a subdivision; 268A.085, subdivision 1; 268A.15, by adding a subdivision; 298.22, subdivision 2; 298.227; 326.242, subdivision 8, by adding a subdivision; 326.2441; 326.37, subdivision 1; 326.38; 326.40, subdivision 1; 326.401, subdivision 2; 326.42, subdivision 1; 326.46; 326.461, by adding a subdivision; 326.47, subdivisions 2, 6; 326.48, subdivisions 1, 2; 326.50; 326.51; 326.52; 326.975, subdivision 1; 326.992; 327.33, subdivisions 2, 6; 327B.04, subdivision 7; 462A.21, subdivision 8b; 462A.33, subdivision 3; 471.471, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 177; 181; 182; 326; proposing coding for new law as Minnesota Statutes, chapters 59C; 326B; repealing Minnesota Statutes 2006, sections 16B.747, subdivision 4; 16C.18, subdivision 2; 181.722; 183.375, subdivision 5; 183.545, subdivision 9; 326.241; 326.44; 326.52; 326.64; 326.975.

Reported the same back with the following amendments to the second unofficial engrossment:

Page 5, line 25, delete "7" and insert "3" and delete "32" and insert "33"

Page 35, after line 23, insert:

"Sec. 18. Minnesota Statutes 2006, section 179A.04, subdivision 3, is amended to read:

Subd. 3. **Other duties.** (a) The commissioner shall:

- (1) provide mediation services as requested by the parties until the parties reach agreement, and may continue to assist parties after they have submitted their final positions for interest arbitration;
- (2) issue notices, subpoenas, and orders required by law to carry out duties under sections 179A.01 to 179A.25;
- (3) assist the parties in formulating petitions, notices, and other papers required to be filed with the commissioner;
- (4) conduct elections;
- (5) certify the final results of any election or other voting procedure conducted under sections 179A.01 to 179A.25;
- (6) adopt rules relating to the administration of this chapter and the conduct of hearings and elections;
- (7) receive, catalogue, file, and make available to the public all decisions of arbitrators and panels authorized by sections 179A.01 to 179A.25, all grievance arbitration decisions, and the commissioner's orders and decisions;
- (8) adopt, subject to chapter 14, a grievance procedure that fulfills the purposes of section 179A.20, subdivision 4, that is available to any employee in a unit not covered by a contractual grievance procedure;

(9) maintain a schedule of state employee classifications or positions assigned to each unit established in section 179A.10, subdivision 2;

(10) collect fees established by rule for empanelment of persons on the labor arbitrator roster maintained by the commissioner or in conjunction with fair share fee challenges. Arbitrator application fees will be \$100 per year for initial applications and renewals effective July 1, 2007;

(11) provide technical support and assistance to voluntary joint labor-management committees established for the purpose of improving relationships between exclusive representatives and employers, at the discretion of the commissioner;

(12) provide to the parties a list of arbitrators as required by section 179A.16, subdivision 4; and

(13) maintain a list of up to 60 arbitrators for referral to employers and exclusive representatives for the resolution of grievance or interest disputes. Each person on the list must be knowledgeable about collective bargaining and labor relations in the public sector, well versed in state and federal labor law, and experienced in and knowledgeable about labor arbitration. To the extent practicable, the commissioner shall appoint members to the list so that the list is gender and racially diverse.

(b) From the names provided by representative organizations, the commissioner shall maintain a list of arbitrators to conduct teacher discharge or termination hearings according to section 122A.40 or 122A.41. The persons on the list must meet at least one of the following requirements:

(1) be a former or retired judge;

(2) be a qualified arbitrator on the list maintained by the bureau;

(3) be a present, former, or retired administrative law judge; or

(4) be a neutral individual who is learned in the law and admitted to practice in Minnesota, who is qualified by experience to conduct these hearings, and who is without bias to either party.

Each year, education Minnesota shall provide a list of up to 14 names and the Minnesota School Boards Association a list of up to 14 names of persons to be on the list. The commissioner may adopt rules about maintaining and updating the list."

Page 91, line 17, delete "MISCELLANEOUS" and insert "MINNESOTA HERITAGE"

Page 94, line 13, delete "(b)"

Page 94, line 18, delete "(c)"

Page 94, line 23, before "\$1,500,000" insert "(b)"

Page 94, line 33, before "\$500,000" insert "(c)"

Renumber the sections in sequence and correct internal references

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass.

The report was adopted.

Solberg from the Committee on Ways and Means to which was referred:

S. F. No. 2171, A bill for an act relating to state government; making changes to health and human services programs; modifying health policy; changing licensing provisions; altering provisions for mental and chemical health; modifying child care provisions; amending children and family services provisions; changing continuing care provisions; amending MinnesotaCare; adjusting child care assistance eligibility; establishing family stabilization services; enacting federal compliance requirements; expanding medical assistance coverage; providing rate increases for certain providers; modifying fees; appropriating money for human services, health, veterans nursing homes boards, the Emergency Medical Services Regulatory Board; health care boards, the Council on Disability, the ombudsman for mental health and developmental disabilities, and the ombudsman for families; requiring reports; amending Minnesota Statutes 2006, sections 13.381, by adding a subdivision; 16A.724, subdivision 2, by adding subdivisions; 47.58, subdivision 8; 62E.02, subdivision 7; 62J.07, subdivisions 1, 3; 62J.495; 62J.692, subdivisions 1, 4, 5, 8; 62J.82; 62L.02, subdivision 11; 62Q.165, subdivisions 1, 2; 62Q.80, subdivisions 3, 4, 13, 14, by adding a subdivision; 69.021, subdivision 11; 103I.101, subdivision 6; 103I.208, subdivisions 1, 2; 103I.235, subdivision 1; 119B.011, by adding a subdivision; 119B.035, subdivision 1; 119B.05, subdivision 1; 119B.09, subdivision 1; 119B.12, by adding a subdivision; 119B.13, subdivisions 1, 7; 144.123; 144.125, subdivisions 1, 2; 144.3345; 144D.03, subdivision 1; 148.5194, by adding a subdivision; 148.6445, subdivisions 1, 2; 148C.11, subdivision 1; 149A.52, subdivision 3; 149A.97, subdivision 7; 153A.14, subdivision 4a; 153A.17; 169A.70, subdivision 4; 245.465, by adding a subdivision; 245.4874; 245.771, by adding a subdivision; 245.98, subdivision 2; 245A.035; 245A.10, subdivision 2; 245A.16, subdivisions 1, 3; 245C.02, by adding a subdivision; 245C.04, subdivision 1; 245C.05, subdivisions 1, 4, 5, 7, by adding a subdivision; 245C.08, subdivisions 1, 2; 245C.10, by adding a subdivision; 245C.11, subdivisions 1, 2; 245C.12; 245C.16, subdivision 1; 245C.17, by adding a subdivision; 245C.21, by adding a subdivision; 245C.23, subdivision 2; 246.54, subdivisions 1, 2; 252.27, subdivision 2a; 252.32, subdivision 3; 253B.185, by adding a subdivision; 254B.02, subdivision 3; 256.01, subdivision 2b, by adding subdivisions; 256.482, subdivisions 1, 8; 256.969, subdivisions 3a, 9, 27, by adding a subdivision; 256.975, subdivision 7; 256B.04, subdivision 14, by adding a subdivision; 256B.056, subdivision 10; 256B.0621, subdivision 11; 256B.0622, subdivision 2; 256B.0623, subdivision 5; 256B.0625, subdivisions 17, 18a, 20, 30, by adding subdivisions; 256B.0631, subdivisions 1, 3; 256B.0655, subdivision 8; 256B.0911, subdivisions 1a, 3a, 3b, by adding a subdivision; 256B.0913, by adding a subdivision; 256B.0915, by adding a subdivision; 256B.0943, subdivision 8; 256B.0945, subdivision 4; 256B.095; 256B.0951, subdivision 1; 256B.15, by adding a subdivision; 256B.199; 256B.431, subdivisions 2e, 41; 256B.434, subdivision 4, by adding a subdivision; 256B.437, by adding a subdivision; 256B.441, subdivisions 1, 2, 5, 6, 10, 11, 13, 14, 17, 20, 24, 30, 31, 34, 38, by adding subdivisions; 256B.49, subdivisions 11, 16; 256B.5012, by adding a subdivision; 256B.69, subdivisions 2, 4, 5g, 5h; 256B.75; 256B.76; 256B.763; 256D.03, subdivisions 3, 4; 256I.04, subdivision 3; 256I.05, by adding subdivisions; 256J.01, by adding a subdivision; 256J.02, by adding a subdivision; 256J.021; 256J.08, subdivision 65; 256J.20, subdivision 3; 256J.32, subdivision 6; 256J.425, subdivisions 3, 4; 256J.49, subdivision 13; 256J.521, subdivisions 1, 2; 256J.53, subdivision 2; 256J.55, subdivision 1; 256J.626, subdivisions 1, 2, 3, 4, 5, 6; 256L.01, subdivisions 1, 4; 256L.03, subdivisions 1, 3, 5; 256L.035; 256L.04, subdivisions 1, 1a, 7, 10; 256L.05, subdivisions 1, 1b, 2, 3a; 256L.07, subdivisions 1, 2, 3, 6; 256L.09, subdivision 4; 256L.11, subdivision 7; 256L.12, subdivision 9a; 256L.15, subdivisions 1, 2, 4; 256L.17, subdivisions 2, 3, 7; 259.20, subdivision 2; 259.29, subdivision 1; 259.41; 259.53, subdivision 2; 259.57, subdivision 2; 259.67, subdivision 4; 260C.209; 260C.212, subdivision 2; 462A.05, by adding a subdivision; 518A.56, by adding a subdivision; 609.115, subdivisions 8, 9; Laws 2005, chapter 98, article 3, section 25; Laws 2005, First Special Session chapter 4, article 9, section 3, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 16C; 62J; 144; 145; 149A; 152; 156; 245; 245C; 252; 254A; 256; 256B; 256C; 256J; 256L; repealing Minnesota Statutes 2006, sections 62A.301; 62J.692, subdivision 10; 256B.0631, subdivision 4; 256B.441, subdivisions 12, 16, 21, 26, 28, 42, 45; 256J.24, subdivision 6; 256J.29; 256J.37, subdivisions 3a, 3b; 256J.626, subdivisions 7, 9; 256L.035; 256L.07, subdivision 2a; Laws 2004, chapter 288, article 6, section 27; Minnesota Rules, parts 4610.2800; 9585.0030.

Reported the same back with the following amendments to the second unofficial engrossment:

Page 140, delete section 1

Page 165, after line 14, insert:

"Sec. 23. Minnesota Statutes 2006, section 256L.01, subdivision 4, is amended to read:

Subd. 4. **Gross individual or gross family income.** (a) "Gross individual or gross family income" for nonfarm self-employed means income calculated for the six-month period of eligibility using the net profit or loss reported on the applicant's federal income tax form for the previous year and using the medical assistance families with children methodology for determining allowable and nonallowable self-employment expenses and countable income.

(b) "Gross individual or gross family income" for farm self-employed means income calculated for the six-month period of eligibility using as the baseline the adjusted gross income reported on the applicant's federal income tax form for the previous year ~~and adding back in reported depreciation amounts that apply to the business in which the family is currently engaged.~~

(c) "Gross individual or gross family income" means the total income for all family members, calculated for the six-month period of eligibility.

EFFECTIVE DATE. This section is effective July 1, 2007, or upon federal approval, whichever is later."

Page 282, delete lines 9 to 16 and insert:

"Sec. 20. **REPORT.**

The commissioner shall make a report to the legislature by January 15, 2008, regarding the transfer of funds to counties for state registered nurses employed in community mental health pilot projects as part of the assertive community treatment teams under Minnesota Statutes, section 245.4661. The report shall address the impact of the nursing shortage on replacing these positions, continuity of patient care if these positions cannot be filled, and ways to maintain state registered nurses in these positions until the nurse retires or leaves employment. No funds for state registered nurse positions may be transferred before the report date."

Page 321, delete section 37

Page 417, delete section 29

Page 474, after line 8, insert:

" <u>Environment Fund</u>	<u>300,000</u>	<u>300,000</u>	<u>600,000</u> "
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Page 481, line 13, delete "56,509,000" and insert "56,542,000" and delete "56,897,000" and insert "57,523,000"

Page 481, line 20, delete "\$9,478,000" and insert "\$10,332,000"

Page 481, line 21, delete "\$13,022,000" and insert "\$12,809,000"

Page 481, line 22, delete "\$3,332,000" and insert "\$4,080,000"

Page 481, line 23, delete "\$4,668,000" and insert "\$5,435,000"

Page 483, delete line 9

Page 483, delete line 13

Page 483, line 15, delete "\$3,583,000" and insert "\$1,262,000"

Page 483, line 16, delete "\$1,334,000" and insert "decreased by \$951,000"

Page 483, after line 17, insert:

"(e) Child Care Development Grants

General	<u>5,865,000</u>	<u>5,865,000</u>
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Child Care Services Grants. \$5,000,000 is appropriated from the general fund to the commissioner of human services for the biennium beginning July 1, 2007, for purposes of providing child care services grants under Minnesota Statutes, section 119B.21, subdivision 5. This appropriation is for the 2008-2009 biennium only, and does not increase the base funding.

Early Childhood Professional Development System. \$2,000,000 is appropriated from the general fund to the commissioner of human services for the biennium beginning July 1, 2007, for purposes of the early childhood professional development system, which increases the quality and continuum of professional development opportunities for child care practitioners. This appropriation is for the 2008-2009 biennium only, and does not increase the base funding.

Family, Friend, and Neighbor Grant Program. \$750,000 in fiscal year 2008 and \$750,000 in fiscal year 2009 are appropriated from the general fund to the commissioner of human services for the family, friend, and neighbor grant program in section 31. Any balance in the first year does not cancel but is available in the second year. This appropriation is for the 2008-2009 biennium only, and does not increase the base funding.

(f) Increased Child Care Provider Connections. (1) \$200,000 is appropriated from the general fund to the commissioner of human services for the biennium beginning July 1, 2007, for the following purposes: \$100,000 each year is for a grant to Hennepin County, and \$100,000 each year is for a grant to Ramsey County. The two counties shall each contract with a nonprofit organization to work with the contracting county and county-based licensed family child care providers to facilitate county-based information regarding family and children's resources and to make training and peer support available to licensed family child care providers consistent with clause (2). These appropriations are available until June 30, 2009, and shall not become part of base-level funding for the biennium beginning July 1, 2009.

(2) Programs to improve child care provider connections to county services shall be established in Hennepin and Ramsey counties to:

(i) improve county contact activities with county-licensed family child care providers that facilitate utilization of county educational, social service, public health, and economic assistance services by eligible families, parents, and children using licensed family child care; and

(ii) support licensed family child care providers to qualify as quality-rated child care providers through peer support and coaching networks.

Hennepin and Ramsey Counties shall contract with a nonprofit organization under clause (1) that utilizes licensed family child care providers as contacts for families using licensed family child care and to provide peer support to licensed family child care providers.

(3) Hennepin and Ramsey Counties must report back on successful strategies for increasing contact with county-based licensed family child care providers and report their findings to the appropriate legislative committees by February 15, 2010.

Base Adjustment. The general fund base is \$1,515,000 for each of fiscal years 2010 and 2011."

Page 483, line 18, delete "(e)" and "(g)"

Page 483, delete lines 28 to 33

Page 484, delete lines 1 to 35

Page 485, delete lines 1 to 34

Page 486, delete lines 1 to 9

Page 483, line 20, delete "\$8,000,000" and insert "\$5,333,000"

Page 492, after line 15, insert:

Base Adjustment. The general fund base shall be \$20,447,000 in each of fiscal years 2010 and 2011."

Page 496, line 22, delete "\$25,508,000" and insert "\$29,647,000"

Page 498, delete lines 31 to 34

Page 499, delete lines 1 and 2

Page 512, after line 34, insert:

"Environment 300,000 300,000"

Page 518, after line 35, insert:

"Community Collaboratives. Of the general fund appropriation, \$330,000 in fiscal year 2008 and \$850,000 in fiscal year 2009 are to provide grants to community collaboratives to cover the uninsured. These are onetime appropriations.

"Base Adjustment. General fund base is \$46,143,000 in each of fiscal years 2010 and 2011."

Page 521, after line 27, insert:

"Base Adjustment. The general fund base is reduced \$500,000 in each of fiscal years 2010 and 2011. The health care access fund base is \$3,456,000 in fiscal year 2010 and \$2,856,000 in fiscal year 2011."

Page 521, after line 32, insert:

"Environmental 300,000 300,000"

Amend the appropriations by the specified amounts and correct the totals and the appropriations by fund accordingly.

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 14, after the second semicolon, insert "appropriating money for various state boards and councils;"

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 854 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1989, 2089 and 2171 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Lenczewski, Simpson, DeLaForest, Lanning and Davnie introduced:

H. F. No. 2434, A bill for an act relating to tax increment financing; making technical and minor policy changes; amending Minnesota Statutes 2006, sections 469.174, subdivisions 10, 10a; 469.175, subdivision 3; 469.176, subdivisions 2, 4l, 7; 469.1761, subdivision 1; 469.177, subdivision 1; 469.178, subdivision 7; 469.1791, subdivision 3; repealing Minnesota Statutes 2006, section 469.174, subdivision 29.

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

Sviggum and Pelowski introduced:

H. F. No. 2435, A bill for an act relating to sales and use tax; providing a sales tax exemption for construction of water treatment facilities in the city of Goodview; amending Minnesota Statutes 2006, section 297A.71, by adding a subdivision.

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

Sertich 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 the Speaker.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

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

H. F. No. 1594, A bill for an act relating to the military; expanding the reenlistment bonus program; providing for certain academic awards; amending Minnesota Statutes 2006, section 192.501, subdivisions 1b, 2.

H. F. No. 448, A bill for an act relating to public safety; repealing the program that involved mailed demands that vehicle owners provide verification of auto insurance; repealing Minnesota Statutes 2006, section 169.796, subdivision 3; Laws 2005, First Special Session chapter 6, article 3, section 91.

H. F. No. 539, A bill for an act relating to highways; authorizing changes to trunk highway system; amending Minnesota Statutes 2006, section 161.115, subdivision 76; repealing Minnesota Statutes 2006, section 161.115, subdivision 193.

PATRICE DWORAK, First Assistant Secretary of the Senate

Madam Speaker:

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

S. F. Nos. 1581, 1949, 1131, 400, 758, 1069, 1464, 358, 1343, 1432, 241, 1062, 1193, 2047, 1705, 1417, 1483 and 958.

PATRICE DWORAK, First Assistant Secretary of the Senate

Madam Speaker:

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

S. F. Nos. 984, 1296, 986, 1790, 1735, 1441, 1278, 1370, 1085, 1200, 924, 1509, 1388, 1285, 322, 608, 1366 and 2053.

PATRICE DWORAK, First Assistant Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1581, A bill for an act relating to insurance; regulating continuation coverage for life insurance; regulating accelerated benefits, enacting the National Association of Insurance Commissioners model regulation; authorizing the use of certain mortality tables to calculate reserves for certain life policies; regulating life insurance policy illustrations and interest rate disclosures; requiring auto insurers to notify the commissioner of decision to withdraw from the market; regulating certain notices of cancellation and certain policy renewals; modifying a definition; amending Minnesota Statutes 2006, sections 60A.351; 61A.072; 61A.092, subdivision 6; 61A.25, subdivision 4; 65B.17, by adding a subdivision; 72A.52, subdivision 1; 72B.02, subdivision 7; proposing coding for new law in Minnesota Statutes, chapter 61A; repealing Minnesota Statutes 2006, section 45.025, subdivisions 1, 2, 3, 4, 5, 6, 8, 9, 10; Minnesota Rules, parts 2790.1750; 2790.1751.

The bill was read for the first time.

Atkins moved that S. F. No. 1581 and H. F. No. 1892, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1949, A bill for an act relating to the Minnesota Sesquicentennial Commission; changing certain duties and procedures; amending Laws 2005, First Special Session chapter 1, article 4, section 121.

The bill was read for the first time.

Loeffler moved that S. F. No. 1949 and H. F. No. 2135, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1131, A bill for an act relating to game and fish; modifying Lake Superior commercial fishing provisions; amending Minnesota Statutes 2006, section 97C.835, subdivisions 1, 3, 8; proposing coding for new law in Minnesota Statutes, chapter 97C.

The bill was read for the first time.

Dill moved that S. F. No. 1131 and H. F. No. 1021, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 400, A bill for an act relating to transportation; removing length limit for middle vehicle in recreational vehicle combination; amending Minnesota Statutes 2006, section 169.81, subdivision 3c.

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

S. F. No. 758, A bill for an act relating to elections; exempting lobbying activities related to a ballot question from campaign finance reporting requirements; amending Minnesota Statutes 2006, section 10A.01, subdivision 7.

The bill was read for the first time.

Pelowski moved that S. F. No. 758 and H. F. No. 1036, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1069, A bill for an act relating to motor fuels; requiring notice for unavailability of motor fuels; providing for a waiver of the penalty for retailers who do not carry ethanol or biodiesel blends under certain circumstances; amending Minnesota Statutes 2006, sections 239.75, subdivision 1; 239.80, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter 239.

The bill was read for the first time.

Juhnke moved that S. F. No. 1069 and H. F. No. 1300, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1464, A bill for an act relating to motor vehicles; requiring motor vehicle collision repair to include air bag repair or replacement; providing criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 325E.

The bill was read for the first time.

Tillberry moved that S. F. No. 1464 and H. F. No. 1704, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 358, A bill for an act relating to adoption; providing assistance to genetic siblings; amending Minnesota Statutes 2006, section 259.83, by adding a subdivision.

The bill was read for the first time.

Tingelstad moved that S. F. No. 358 and H. F. No. 1400, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1343, A bill for an act relating to natural resources; providing for community forest management; providing for control of forest and shade tree pests; amending Minnesota Statutes 2006, sections 18G.03, by adding a subdivision; 18G.11; 84D.14; 88.01, by adding a subdivision; 88.79, subdivisions 1, 2; 88.82; 89.001, subdivision 8, by adding subdivisions; 89.01, subdivisions 1, 2, 4; 89.51, subdivisions 1, 6, 9; 89.52; 89.53; 89.54; 89.55; 89.56, subdivisions 1, 3; 89.57; 89.58; 89.59; 89.60; 89.61; 97A.205; proposing coding for new law in Minnesota Statutes, chapter 89; repealing Minnesota Statutes 2006, sections 18G.16; 89.51, subdivision 8.

The bill was read for the first time and referred to the Environment and Natural Resources Finance Division.

S. F. No. 1432, A bill for an act relating to agriculture; providing an exception to recreational camping regulations for county fairgrounds; amending Minnesota Statutes 2006, section 327.201.

The bill was read for the first time.

Faust moved that S. F. No. 1432 and H. F. No. 1101, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 241, A bill for an act relating to commerce; prohibiting sale of certain information arising from a mortgage loan application; regulating homestead exemptions and the enforcement of judgments involving the sale of homestead property; providing limitations on actions for damages based on services or construction to improve real property; regulating the redemption of mortgaged lands by creditors; amending Minnesota Statutes 2006, sections 13C.01, by adding a subdivision; 510.02; 510.05; 541.051; 550.175, subdivisions 1, 4, by adding a subdivision; 550.18; 550.19; 550.22; 550.24; 580.24; proposing coding for new law in Minnesota Statutes, chapter 550.

The bill was read for the first time.

Zellers moved that S. F. No. 241 and H. F. No. 211, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1062, A bill for an act relating to transportation; changing definitions; granting towing authority to Department of Transportation within its metropolitan district; modifying provisions relating to hazardous materials; changing language relating to yellow arrow signal; modifying provisions related to motor carriers; directing the commissioner of transportation to enter into the Unified Carrier Registration Agreement; amending Minnesota Statutes 2006, sections 160.02, subdivision 19, by adding a subdivision; 168B.04, subdivision 2; 169.01, subdivisions 19, 20; 169.041, subdivisions 1, 2; 169.06, subdivision 5; 221.031, subdivision 6; 221.0314, by adding a subdivision; 221.033, subdivision 2d; 221.037, subdivision 1; 221.231; 221.60, subdivision 1, by adding a subdivision; repealing Minnesota Statutes 2006, sections 221.60, subdivisions 2, 3, 3a; 221.601; 221.602.

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

S. F. No. 1193, A bill for an act relating to motor fuels; updating specifications for petroleum products; modifying definitions of certain petroleum terms; amending Minnesota Statutes 2006, sections 239.761; 239.77, subdivisions 1, 2; 296A.01, subdivisions 7, 8, 14, 20, 23, 24, 25, 26, 28, 42, by adding a subdivision; repealing Minnesota Statutes 2006, section 239.101, subdivision 7.

The bill was read for the first time.

Atkins moved that S. F. No. 1193 and H. F. No. 2045, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2047, A bill for an act relating to traffic regulations; amending definition of recreational vehicle combination to include any type of towed middle vehicle; amending Minnesota Statutes 2006, section 169.01, subdivision 78.

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

S. F. No. 1705, A bill for an act relating to insurance; requiring coverage for colorectal screening tests; amending Minnesota Statutes 2006, section 62A.30, subdivision 2.

The bill was read for the first time.

Davnie moved that S. F. No. 1705 and H. F. No. 1287, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1417, A bill for an act relating to agriculture; changing certain provisions of the best management practices loan program; amending Minnesota Statutes 2006, section 17.117, subdivisions 1, 4, 11.

The bill was read for the first time.

Faust moved that S. F. No. 1417 and H. F. No. 1639, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1483, A bill for an act relating to state government; eliminating the Minnesota Council on Disability sunset; amending Minnesota Statutes 2006, section 256.482, subdivisions 1, 8.

The bill was read for the first time.

Berns moved that S. F. No. 1483 and H. F. No. 1294, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 958, A bill for an act relating to transportation; authorizing state entry onto real property for geotechnical investigation; providing for reestablishment costs limit; modifying provisions relating to bridges and culverts; regulating money allocated for rail service improvements; regulating state rail bank property; imposing penalties; amending Minnesota Statutes 2006, sections 117.041, by adding a subdivision; 117.51; 117.52, subdivision 1a; 165.01; 165.03; 222.50, subdivision 7; 222.63, subdivision 4, by adding a subdivision.

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

S. F. No. 984, A bill for an act relating to drivers' licenses; prohibiting commissioner of public safety from complying with Real ID Act.

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

S. F. No. 1296, A bill for an act relating to transportation; requiring the commissioner of transportation to utilize available federal funds in highway construction training programs; requiring reports on training programs and disadvantaged business enterprise program; amending Minnesota Statutes 2006, section 174.03, by adding subdivisions.

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

S. F. No. 986, A bill for an act relating to drivers' licenses; clarifying definition of "conviction"; amending Minnesota Statutes 2006, section 171.01, subdivision 29.

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

S. F. No. 1790, A bill for an act relating to health; changing provisions for adverse health care events reporting; amending Minnesota Statutes 2006, section 144.7065, subdivisions 4, 5, 6.

The bill was read for the first time.

Ruud moved that S. F. No. 1790 and H. F. No. 1990, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1735, A bill for an act relating to building codes; requiring adoption of certain provisions relating to radon control; amending Minnesota Statutes 2006, section 16B.61, by adding a subdivision.

The bill was read for the first time.

Norton moved that S. F. No. 1735 and H. F. No. 993, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1441, A bill for an act relating to children's environmental health; establishing requirements for paint retailers; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

S. F. No. 1278, A bill for an act relating to state government; defining best value; changing provisions for acquisition and competitive bidding; amending Minnesota Statutes 2006, sections 16C.02, by adding subdivisions; 16C.03, subdivision 3, by adding subdivisions; 16C.26; 16C.27, subdivision 1; 16C.28; 103D.811, subdivision 3; 103E.505, subdivision 5; 116A.13, subdivision 5; 123B.52, subdivision 1, by adding a subdivision; 160.17, by adding a subdivision; 160.262, by adding a subdivision; 161.32, by adding a subdivision; 161.3412, subdivision 1; 161.38, subdivision 4; 365.37, by adding a subdivision; 374.13; 375.21, by adding a subdivision; 383C.094, by adding a subdivision; 412.311; 429.041, by adding a subdivision; 458D.21, by adding a subdivision; 469.015, by adding a subdivision; 469.068, subdivision 1, by adding a subdivision; 471.345, subdivision 5, by adding subdivisions; 473.523, by adding a subdivision; 473.756, subdivision 12; proposing coding for new law in Minnesota Statutes, chapter 161.

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

S. F. No. 1370, A bill for an act relating to amusement rides; modifying provisions regulating amusement rides; defining terms; amending Minnesota Statutes 2006, sections 184B.01, subdivision 4, by adding subdivisions; 184B.02; 184B.03; 184B.05; 184B.07; proposing coding for new law in Minnesota Statutes, chapter 184B; repealing Minnesota Statutes 2006, section 184B.06.

The bill was read for the first time.

Faust moved that S. F. No. 1370 and H. F. No. 1824, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1085, A bill for an act relating to health and the environment; prohibiting the sale of certain mercury-containing products; modifying restrictions on the sale, use, and disposal of certain mercury-containing products; requiring certain consumer information; modifying lamp recycling facility operation requirements; amending Minnesota Statutes 2006, sections 115A.932, subdivision 1; 116.92, subdivisions 3, 7a, by adding subdivisions; 116.93, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 116; 121A.

The bill was read for the first time.

Hortman moved that S. F. No. 1085 and H. F. No. 1316, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1200, A bill for an act relating to energy; requiring monthly reports from utilities to the Public Utilities Commission regarding residential accounts; proposing coding for new law in Minnesota Statutes, chapter 216B.

The bill was read for the first time.

Hilty moved that S. F. No. 1200 and H. F. No. 1453, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 924, A bill for an act relating to transportation; requiring commissioner of transportation to file annual report on major highway projects; proposing coding for new law in Minnesota Statutes, chapter 174.

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

S. F. No. 1509, A bill for an act relating to Hennepin County; modifying design-build contract provisions; amending Minnesota Statutes 2006, sections 383B.158, subdivisions 1, 3, 4; 383B.1581, subdivisions 2, 3; 383B.1584; repealing Minnesota Statutes 2006, section 383B.1586.

The bill was read for the first time.

Peterson, N., moved that S. F. No. 1509 and H. F. No. 1708, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1388, A bill for an act relating to agriculture; changing certain feed law provisions; expanding applicability of certain penalties; amending Minnesota Statutes 2006, sections 17.982, subdivision 1; 17.983, subdivision 1; 25.33, subdivisions 3, 4, 5, 6, 10, 18, by adding a subdivision; 25.341, subdivision 1; 25.35; 25.39, subdivision 1.

The bill was read for the first time.

Faust moved that S. F. No. 1388 and H. F. No. 1640, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1285, A bill for an act relating to agriculture; changing certain agricultural chemical incident provisions; eliminating a fee; amending Minnesota Statutes 2006, section 18E.02, subdivisions 1, 5, by adding a subdivision; repealing Minnesota Statutes 2006, section 18C.425, subdivision 5.

The bill was read for the first time.

Welti moved that S. F. No. 1285 and H. F. No. 1787, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 322, A bill for an act relating to civil commitment; expanding early intervention services; expanding the definition of chemically dependent person; amending Minnesota Statutes 2006, sections 253B.02, subdivision 2; 253B.065, subdivision 5; 626.5561, subdivisions 1, 2; repealing Minnesota Statutes 2006, section 626.5563.

The bill was read for the first time.

Greiling moved that S. F. No. 322 and H. F. No. 738, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 608, A bill for an act relating to insurance; increasing the required minimum liability limits on aircraft insurance; amending Minnesota Statutes 2006, section 360.59, subdivision 10.

The bill was read for the first time.

Paymar moved that S. F. No. 608 and H. F. No. 772, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1366, A bill for an act relating to elections; changing special primary and special election requirements and provisions; amending Minnesota Statutes 2006, sections 204B.41; 204B.44; 204D.19, subdivision 2, by adding a subdivision; 204D.21, by adding a subdivision; 204D.24, by adding a subdivision; 206.83.

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

S. F. No. 2053, A bill for an act relating to energy; establishing propane prepurchase program in Department of Commerce; providing consumer protections to delivered-fuel customers; proposing coding for new law in Minnesota Statutes, chapters 216B; 325E.

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

FISCAL CALENDAR ANNOUNCEMENT

Pursuant to rule 1.22, Solberg announced his intention to place S. F. Nos. 1989, 2089 and 2171 on the Fiscal Calendar for Thursday, April 19, 2007.

FISCAL CALENDAR

Pursuant to rule 1.22, Solberg requested immediate consideration of H. F. No. 6.

H. F. No. 6 was reported to the House.

Greiling moved to amend H. F. No. 6, the third engrossment, as follows:

Page 63, delete sections 29 and 30

Page 144, line 21, delete "health and"

Page 193, line 13, after "services" insert "under section 25"

Page 193, line 14, after "education" insert "under section 26"

The motion prevailed and the amendment was adopted.

Abeler and Mariani moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 39, line 12, delete "description" and insert "evidence"

Page 39, line 13, after "developed" insert "or statewide"

Page 39, line 14, before the semicolon, insert ", and which shall be presented at a local public meeting convened for the purpose of presenting the evidence"

The motion prevailed and the amendment was adopted.

Abeler, Mariani and Benson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 138, after line 9, insert:

"Sec. 16. **SCHOOL NUTRITIONAL PROGRAMS.**

The commissioner of education shall review the experience of the Appleton, Wisconsin school district and other school districts as applicable where enhancements to school nutritional programs have resulted in positive impacts on special education outcomes and costs, and present recommendations to the legislature by January 15, 2008."

The motion prevailed and the amendment was adopted.

Hamilton and Magnus moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 139, after line 6, insert:

"Subd. 5. **Windom.** Notwithstanding Minnesota Statutes, section 123B.79 or 123B.80, Independent School District No. 177, Windom, on June 30, 2007, may permanently transfer up to \$50,000 from its reserved for operating capital account to the undesignated balance in its general fund."

The motion prevailed and the amendment was adopted.

Urdahl moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 38, line 18, strike "and one-half"

Page 38, line 19, after "economics" insert "and one-half credit of agriculture education."

Page 38, line 20, strike "three" and insert "two and one-half"

Page 38, line 21, after "history," insert "one-half credit of agriculture education."

Page 38, line 22, strike "agriculture education,"

The motion did not prevail and the amendment was not adopted.

Demmer moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 64, after line 33, insert:

"Sec. 33. Minnesota Statutes 2006, section 123B.749, is amended to read:

123B.749 STRUCTURALLY BALANCED SCHOOL DISTRICT BUDGETS.

Subdivision 1. Board resolution. (a) ~~Prior to~~ Before approving a collective bargaining agreement that does not result from an interest arbitration decision, a school board must determine by board resolution that the proposed agreement will not cause structural imbalance in the district's budget during the agreement period ~~of the agreement.~~

(b) A school board may ~~only~~ determine that an agreement will not cause structural imbalance only if expenditures will not exceed available funds, taking into account:

(1) current state aid formulas; and

(2) reasonable and comprehensive projections of ongoing revenues and expenditures for the period of the agreement. ~~It is expected that~~ The board must not use onetime revenue ~~may not be used~~ for ongoing expenditures. Any amount in excess of the board's resolution for the district's general fund balance is not onetime revenue under

this section. The school board must make available with the resolution a summary of the projections and calculations supporting the determination. The projections and calculations must include state aid formulas, pupil units, and employee costs, ~~including that reflect the terms of all applicable labor agreements, including the agreement under consideration, its fringe benefits, severance pay, and staff changes.~~

(c) In addition to the determination ~~required in~~ under paragraph (a), the school board must project revenues, expenditures, and fund balances for ~~one year~~ two years following the period of the agreement. The projections must include the information categories ~~of information described in~~ under paragraph (b), be reasonable and comprehensive, and reference current state aid formulas.

(d) The board must make available all projections and calculations required by this section ~~must be made available and estimated district employee terminations to the public~~ prior to and before, at, and after the meeting where the board adopts the resolution is adopted in a manner, consistent with state law on public notice and access to public data.

(e) In an interest arbitration, the district must submit, and the exclusive bargaining representative may submit, proposed determinations with supporting projections and calculations consistent with paragraph (b) of the effect of the potential decision on the structural balance of the district's budget. The arbitrator must consider the potential effect of a decision on the structural balance of the district's budget for the term of the agreement. The arbitrator's decision must describe the effect of the decision on the structural balance of the district's budget in a manner consistent with paragraph (b). The arbitrator's decision also ~~also~~ show the effect of the decision on the school budget for one year following the term of the contract at issue. Within 30 days of ~~receipt of the decision or~~ when the board receives or acts on the decision, whichever is earlier, the ~~school~~ board must by resolution determine the effect of the decision on the structural balance of its budget for the term of the agreement consistent with paragraph (b).

(f) The board must submit a copy of the resolution with the supporting projections and calculations ~~must be submitted~~ to the commissioner ~~of education~~ with the uniform collective bargaining agreement settlement document within 30 days of ~~adoption of~~ adopting the resolution. The commissioner must develop a model form for ~~use by~~ districts to use in reporting projections and calculations. The commissioner must not accept any reports that do not comply with this section. The commissioner must make all resolutions, projections, and calculations available to the public.

(g) Compliance with this section by itself is not an unfair labor practice under section 179A.13, subdivision 2.

Subd. 2. State aid penalty. (a) If a board does not submit a report to the commissioner under subdivision 1, paragraph (f), the department must reduce the state aid paid to the public employer for that fiscal year.

(b) The aid reduction must equal \$25 times the number of adjusted pupil units for the district during that fiscal year.

(c) The department must reduce general education aid; if general education aid is insufficient or not paid, the department must reduce other state aids.

EFFECTIVE DATE. This section is effective for the 2007-2008 school year and later."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Demmer amendment and the roll was called. There were 50 yeas and 83 nays as follows:

Those who voted in the affirmative were:

Abeler	DeLaForest	Gottwalt	Kranz	Peppin	Tingelstad
Anderson, B.	Demmer	Gunther	Lanning	Peterson, N.	Urdahl
Anderson, S.	Dettmer	Hackbarth	Magnus	Ruth	Wardlow
Beard	Dittrich	Hamilton	McFarlane	Seifert	Westrom
Berns	Eastlund	Heidgerken	McNamara	Severson	Zellers
Brod	Emmer	Holberg	Nornes	Shimanski	
Buesgens	Erickson	Hoppe	Olson	Simpson	
Cornish	Finstad	Howes	Paulsen	Smith	
Dean	Garofalo	Kohls	Pelowski	Sviggum	

Those who voted in the negative were:

Anzelc	Eken	Huntley	Loeffler	Olin	Solberg
Atkins	Erhardt	Jaros	Madore	Otremba	Swails
Benson	Faust	Johnson	Mahoney	Paymar	Thao
Bigham	Fritz	Juhnke	Mariani	Peterson, A.	Thissen
Bly	Gardner	Kahn	Marquart	Peterson, S.	Tillberry
Brown	Greiling	Kalin	Masin	Poppe	Tschumper
Brynaert	Hansen	Knuth	Moe	Rukavina	Wagenius
Bunn	Hausman	Koenen	Morgan	Ruud	Walker
Carlson	Haws	Laine	Morrow	Sailer	Ward
Clark	Hilstrom	Lenczewski	Mullery	Scalze	Walti
Davnie	Hilty	Lesch	Murphy, E.	Sertich	Winkler
Dill	Hornstein	Liebling	Murphy, M.	Simon	Wollschlager
Dominguez	Hortman	Lieder	Nelson	Slawik	Spk. Kelliher
Doty	Hosch	Lillie	Norton	Slocum	

The motion did not prevail and the amendment was not adopted.

Erickson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 93, line 9, after "sections" insert "120A.40;"

The motion did not prevail and the amendment was not adopted.

Slawik moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 185, line 1, reinstate the stricken language

Page 185, line 1, before the period, insert "and the provisions of Chapter 13"

The motion prevailed and the amendment was adopted.

Buesgens and Erickson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 10, lines 23 to 35, delete the new language and strike the old language

Page 11, delete lines 1 and 2

Page 11, line 3, delete the new language and insert "than 64,800 minutes, that pupil may be counted as more than 1.0, but not more than 1.5, pupils in average daily membership."

Page 12, after line 2 insert:

"(c) A school district may count a pupil who qualifies for kindergarten in the following school year, not yet enrolled in kindergarten, and participating in a learning year program as not more than .5 pupils in average daily membership for purposes of extended time revenue only. For purposes of this paragraph, the hours of instruction for a full-time pupil in average daily membership equal 850."

A roll call was requested and properly seconded.

The question was taken on the Buesgens and Erickson amendment and the roll was called. There were 45 yeas and 88 nays as follows:

Those who voted in the affirmative were:

Abeler	Demmer	Gunther	Lanning	Peppin	Tingelstad
Anderson, B.	Dettmer	Hackbarth	Magnus	Ruth	Urdahl
Beard	Eastlund	Hamilton	McFarlane	Seifert	Wardlow
Brod	Emmer	Heidgerken	McNamara	Severson	Westrom
Buesgens	Erickson	Holberg	Nornes	Shimanski	Zellers
Cornish	Finstad	Hoppe	Olson	Simpson	
Dean	Garofalo	Howes	Paulsen	Smith	
DeLaForest	Gottwalt	Kohls	Pelowski	Sviggum	

Those who voted in the negative were:

Anderson, S.	Dominguez	Hosch	Lillie	Olin	Solberg
Anzelc	Doty	Huntley	Loeffler	Otremba	Swails
Atkins	Eken	Jaros	Madore	Paymar	Thao
Benson	Erhardt	Johnson	Mahoney	Peterson, A.	Thissen
Berns	Faust	Juhnke	Mariani	Peterson, N.	Tillberry
Bigham	Fritz	Kahn	Marquart	Peterson, S.	Tschumper
Bly	Gardner	Kalin	Masin	Poppe	Wagenius
Brown	Greiling	Knuth	Moe	Rukavina	Walker
Brynaert	Hansen	Koenen	Morgan	Ruud	Ward
Bunn	Hausman	Kranz	Morrow	Sailer	Welti
Carlson	Haws	Laine	Mullery	Scalze	Winkler
Clark	Hilstrom	Lenczewski	Murphy, E.	Sertich	Wollschlager
Davnie	Hilty	Lesch	Murphy, M.	Simon	Spk. Kelliher
Dill	Hornstein	Liebling	Nelson	Slawik	
Dittrich	Hortman	Lieder	Norton	Slocum	

The motion did not prevail and the amendment was not adopted.

Holberg moves to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 63, after line 5, insert:

"Sec. 29. [123B.022] PROHIBITING SCHOOL EMPLOYEES FROM USING PUBLIC RESOURCES FOR ADVOCACY; ENDORSING TIMELY AND CURRENT FACTUAL INFORMATION.

(a) A school board must adopt and implement a districtwide policy that prohibits district employees from using district funds or other publicly funded district resources, including time, materials, equipment, facilities, and communication technologies, among other resources, to advocate for electing or defeating a candidate, passing or defeating a ballot question, or passing or defeating pending legislation. The policy must apply when the employee performs the duties assigned to the employee under the employee's employment contract with the district, and includes the periods when the employee represents the district in an official capacity, among other duties. The policy must not apply when an employee disseminates factual information consistent with the employee's contractual duties.

(b) The school board must provide the district's electorate with timely factual information about a pending ballot question.

EFFECTIVE DATE. This section is effective January 1, 2008."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Holberg amendment and the roll was called. There were 43 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Dean	Garofalo	Kohls	Peppin	Wardlow
Anderson, S.	DeLaForest	Gottwalt	Lanning	Ruth	Westrom
Beard	Demmer	Gunther	Magnus	Scalze	Zellers
Berns	Dettmer	Hackbarth	McFarlane	Seifert	
Brod	Eastlund	Hamilton	McNamara	Severson	
Buesgens	Emmer	Holberg	Nornes	Shimanski	
Bunn	Erickson	Hoppe	Olson	Simpson	
Cornish	Finstad	Howes	Paulsen	Sviggum	

Those who voted in the negative were:

Abeler	Carlson	Erhardt	Heidgerken	Johnson	Lenczewski
Anzelc	Clark	Faust	Hilstrom	Juhnke	Lesch
Atkins	Davnie	Fritz	Hilty	Kahn	Liebling
Benson	Dill	Gardner	Hornstein	Kalin	Lieder
Bigham	Dittrich	Greiling	Hortman	Knuth	Lillie
Bly	Dominguez	Hansen	Hosch	Koenen	Loeffler
Brown	Doty	Hausman	Huntley	Kranz	Madore
Brynaert	Eken	Haws	Jaros	Laine	Mahoney

Mariani	Murphy, E.	Pelowski	Sailer	Swails	Wagenius
Marquart	Murphy, M.	Peterson, A.	Sertich	Thao	Walker
Masin	Nelson	Peterson, N.	Simon	Thissen	Ward
Moe	Norton	Peterson, S.	Slawik	Tillberry	Welti
Morgan	Olin	Poppe	Slocum	Tingelstad	Winkler
Morrow	Otremba	Rukavina	Smith	Tschumper	Wollschlager
Mullery	Paymar	Ruud	Solberg	Urdahl	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

Buesgens moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Pages 6 and 7, delete section 7

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Buesgens amendment and the roll was called. There were 42 yeas and 91 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Cornish	Erickson	Holberg	Nornes	Shimanski
Anderson, S.	Dean	Finstad	Hoppe	Olson	Simpson
Beard	DeLaForest	Garofalo	Howes	Paulsen	Smith
Berns	Demmer	Gottwalt	Kohls	Peppin	Sviggum
Brod	Dettmer	Gunther	Lanning	Ruth	Urdahl
Buesgens	Eastlund	Hackbarth	Magnus	Seifert	Westrom
Bunn	Emmer	Hamilton	McNamara	Severson	Zellers

Those who voted in the negative were:

Abeler	Erhardt	Johnson	Mariani	Peterson, A.	Tillberry
Anzelc	Faust	Juhnke	Marquart	Peterson, N.	Tingelstad
Atkins	Fritz	Kahn	Masin	Peterson, S.	Tschumper
Benson	Gardner	Kalin	McFarlane	Poppe	Wagenius
Bigham	Greiling	Knuth	Moe	Rukavina	Walker
Bly	Hansen	Koenen	Morgan	Ruud	Ward
Brown	Hausman	Kranz	Morrow	Sailer	Wardlow
Brynaert	Haws	Laine	Mullery	Scalze	Welti
Carlson	Heidgerken	Lenczewski	Murphy, E.	Sertich	Winkler
Clark	Hilstrom	Lesch	Murphy, M.	Simon	Wollschlager
Davnie	Hilty	Liebling	Nelson	Slawik	Spk. Kelliher
Dill	Hornstein	Lieder	Norton	Slocum	
Dittrich	Hortman	Lillie	Olin	Solberg	
Dominguez	Hosch	Loeffler	Otremba	Swails	
Doty	Huntley	Madore	Paymar	Thao	
Eken	Jaros	Mahoney	Pelowski	Thissen	

The motion did not prevail and the amendment was not adopted.

Garofalo moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 55, delete section 20

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Garofalo amendment and the roll was called. There were 43 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	DeLaForest	Gottwalt	Lanning	Peterson, N.	Wardlow
Anderson, S.	Demmer	Gunther	Magnus	Ruth	Westrom
Beard	Dettmer	Hackbarth	McFarlane	Seifert	Zellers
Berns	Eastlund	Hamilton	McNamara	Severson	
Brod	Emmer	Holberg	Nornes	Shimanski	
Buesgens	Erickson	Hoppe	Olson	Simpson	
Cornish	Finstad	Howes	Paulsen	Smith	
Dean	Garofalo	Kohls	Peppin	Sviggum	

Those who voted in the negative were:

Abeler	Doty	Hosch	Lillie	Olin	Solberg
Anzelc	Eken	Huntley	Loeffler	Otremba	Swails
Atkins	Erhardt	Jaros	Madore	Paymar	Thao
Benson	Faust	Johnson	Mahoney	Pelowski	Thissen
Bigham	Fritz	Juhnke	Mariani	Peterson, A.	Tillberry
Bly	Gardner	Kahn	Marquart	Peterson, S.	Tingelstad
Brown	Greiling	Kalin	Masin	Poppe	Tschumper
Brynaert	Hansen	Knuth	Moe	Rukavina	Urdahl
Bunn	Hausman	Koenen	Morgan	Ruud	Wagenius
Carlson	Haws	Kranz	Morrow	Sailer	Walker
Clark	Heidgerken	Laine	Mullery	Scalze	Ward
Davnie	Hilstrom	Lenczewski	Murphy, E.	Sertich	Welti
Dill	Hilty	Lesch	Murphy, M.	Simon	Winkler
Dittrich	Hornstein	Liebling	Nelson	Slawik	Wollschlager
Dominguez	Hortman	Lieder	Norton	Slocum	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

The Speaker called Hausman to the Chair.

Sviggum moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 12, line 16, delete "\$5,125" and insert "\$5,136"

Page 12, line 17, delete "\$5,280" and insert "\$5,302"

Page 13, after line 22 insert:

"Sec. 19. Minnesota Statutes 2006, section 126C.10, subdivision 3, is amended to read:

Subd. 3. **Compensatory education revenue.** (a) The compensatory education revenue for each building in the district equals ~~the formula allowance minus \$415~~ \$4,559 times the compensation revenue pupil units computed according to section 126C.05, subdivision 3. Revenue shall be paid to the district and must be allocated according to section 126C.15, subdivision 2.

(b) When the district contracting with an alternative program under section 124D.69 changes prior to the start of a school year, the compensatory revenue generated by pupils attending the program shall be paid to the district contracting with the alternative program for the current school year, and shall not be paid to the district contracting with the alternative program for the prior school year.

(c) When the fiscal agent district for an area learning center changes prior to the start of a school year, the compensatory revenue shall be paid to the fiscal agent district for the current school year, and shall not be paid to the fiscal agent district for the prior school year.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

Re-number the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Sviggum amendment and the roll was called. There were 48 yeas and 84 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	Demmer	Gunther	Kalin	Paulsen	Smith
Beard	Dettmer	Hackbarth	Kohls	Pelowski	Sviggum
Berns	Eastlund	Hamilton	Lanning	Peppin	Urdahl
Brod	Emmer	Heidgerken	Magnus	Ruth	Wardlow
Buesgens	Erickson	Holberg	McFarlane	Seifert	Welti
Cornish	Finstad	Hoppe	McNamara	Severson	Westrom
Dean	Garofalo	Hosch	Nornes	Shimanski	Wollschlager
DeLaForest	Gottwalt	Howes	Olson	Simpson	Zellers

Those who voted in the negative were:

Abeler	Brown	Dill	Faust	Haws	Jaros
Anzelc	Brynaert	Dittrich	Fritz	Hilstrom	Johnson
Atkins	Bunn	Dominguez	Gardner	Hilty	Juhnke
Benson	Carlson	Doty	Greiling	Hornstein	Kahn
Bigham	Clark	Eken	Hansen	Hortman	Knuth
Bly	Davnie	Erhardt	Hausman	Huntley	Koenen

Kranz	Madore	Mullery	Peterson, A.	Sertich	Tillberry
Laine	Mahoney	Murphy, E.	Peterson, N.	Simon	Tingelstad
Lenczewski	Mariani	Murphy, M.	Peterson, S.	Slawik	Tschumper
Lesch	Marquart	Nelson	Poppe	Slocum	Wagenius
Liebling	Masin	Norton	Rukavina	Solberg	Walker
Lieder	Moe	Olin	Ruud	Swails	Ward
Lillie	Morgan	Otremba	Sailer	Thao	Winkler
Loeffler	Morrow	Paymar	Scalze	Thissen	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

Emmer moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 55, after line 33, insert:

"Sec. 20. Minnesota Statutes 2006, section 122A.40, subdivision 13, is amended to read:

Subd. 13. **Immediate discharge.** (a) Except as otherwise provided in paragraph (b), a board may discharge a continuing-contract teacher, effective immediately, upon any of the following grounds:

- (1) immoral conduct, insubordination, or conviction of a felony;
- (2) conduct unbecoming a teacher which requires the immediate removal of the teacher from classroom or other duties;
- (3) failure without justifiable cause to teach without first securing the written release of the school board;
- (4) gross inefficiency which the teacher has failed to correct after reasonable written notice;
- (5) willful neglect of duty; or
- (6) continuing physical or mental disability subsequent to a 12 months leave of absence and inability to qualify for reinstatement in accordance with subdivision 12.

For purposes of this paragraph, conduct unbecoming a teacher includes an unfair discriminatory practice described in section 363A.13.

Prior to discharging a teacher under this paragraph, the board must notify the teacher in writing and state its ground for the proposed discharge in reasonable detail. Within ten days after receipt of this notification the teacher may make a written request for a hearing before the board and it shall be granted before final action is taken. The board may, ~~however,~~ suspend a teacher with pay pending the conclusion of ~~such~~ the hearing and determination of the issues raised in the hearing after charges have been filed which constitute ground for discharge. If a teacher has been charged with a felony and the underlying conduct that is the subject of the felony charge is a ground for a proposed immediate discharge, the suspension pending the conclusion of the hearing and determination of the issues may be without pay. If a hearing under this paragraph is held, the board must reimburse the teacher for any salary or compensation withheld if the final decision of the board or the arbitrator does not result in a penalty on or suspension, termination, or discharge of the teacher.

(b) A board must discharge a continuing-contract teacher, effective immediately, upon receipt of notice under section 122A.20, subdivision 1, paragraph (b), that the teacher's license has been revoked due to a conviction for child abuse or sexual abuse.

EFFECTIVE DATE. This section is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail and the amendment was not adopted.

Buesgens moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 9, after line 29 insert:

"Sec. 12. Minnesota Statutes 2006, section 126C.05, subdivision 3, is amended to read:

Subd. 3. **Compensation revenue pupil units.** Compensation revenue pupil units ~~for fiscal year 1998 and thereafter~~ must be computed according to this subdivision.

(a) ~~The compensation revenue concentration percentage for each building in a district equals the product of 100 times the ratio of:~~

(1) ~~the sum of the number of pupils enrolled in the building eligible to receive free lunch plus one half of the pupils eligible to receive reduced priced lunch on October 1 of the previous fiscal year; to~~

(2) ~~the number of pupils enrolled in the building on October 1 of the previous fiscal year.~~

(b) ~~The compensation revenue pupil weighting factor for a building equals the lesser of one or the quotient obtained by dividing the building's compensation revenue concentration percentage by 80.0.~~

(~~e~~) The compensation revenue pupil units for a building equals the product of:

(1) the sum of the number of pupils enrolled in the building eligible to receive free lunch and one-half of the pupils eligible to receive reduced priced lunch on October 1 of the previous fiscal year; ~~times~~

(2) ~~the compensation revenue pupil weighting factor for the building; times~~

(3) ~~60.~~

(~~d~~) (b) Notwithstanding ~~paragraphs paragraph~~ (a) ~~to (e)~~, for charter schools and contracted alternative programs in the first year of operation, compensation revenue pupil units shall be computed using data for the current fiscal year. If the charter school or contracted alternative program begins operation after October 1, compensatory revenue pupil units shall be computed based on pupils enrolled on an alternate date determined by the commissioner, and the compensation revenue pupil units shall be prorated based on the ratio of the number of days of student instruction to 170 days.

(e) (c) The percentages in this subdivision must be based on the count of individual pupils and not on a building average or minimum.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

Page 13, after line 22 insert:

"Sec. 19. Minnesota Statutes 2006, section 126C.10, subdivision 3, is amended to read:

Subd. 3. **Compensatory education revenue.** (a) The compensatory education revenue for each building in the district equals ~~the formula allowance minus \$415~~ \$1,540 for fiscal year 2008 and \$1,591 for fiscal year 2009 times the compensation revenue pupil units computed according to section 126C.05, subdivision 3. Revenue shall be paid to the district and must be allocated according to section 126C.15, subdivision 2.

(b) When the district contracting with an alternative program under section 124D.69 changes prior to the start of a school year, the compensatory revenue generated by pupils attending the program shall be paid to the district contracting with the alternative program for the current school year, and shall not be paid to the district contracting with the alternative program for the prior school year.

(c) When the fiscal agent district for an area learning center changes prior to the start of a school year, the compensatory revenue shall be paid to the fiscal agent district for the current school year, and shall not be paid to the fiscal agent district for the prior school year.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Buesgens amendment and the roll was called. There were 43 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	Demmer	Gunther	Kohls	Ruth	Wardlow
Beard	Dettmer	Hackbarth	Lanning	Seifert	Westrom
Berns	Eastlund	Hamilton	Magnus	Severson	Zellers
Brod	Emmer	Heidgerken	McNamara	Shimanski	
Buesgens	Erickson	Holberg	Nornes	Simpson	
Cornish	Finstad	Hoppe	Olson	Smith	
Dean	Garofalo	Howes	Paulsen	Sviggum	
DeLaForest	Gottwalt	Kalin	Peppin	Urdahl	

Those who voted in the negative were:

Abeler	Benson	Brown	Carlson	Dill	Doty
Anzelc	Bigham	Brynaert	Clark	Dittrich	Eken
Atkins	Bly	Bunn	Davnie	Dominguez	Erhardt

Faust	Huntley	Lieder	Mullery	Poppe	Thissen
Fritz	Jaros	Lillie	Murphy, E.	Rukavina	Tillberry
Gardner	Johnson	Loeffler	Murphy, M.	Ruud	Tingelstad
Greiling	Juhnke	Madore	Nelson	Sailer	Tschumper
Hansen	Kahn	Mahoney	Norton	Scalze	Wagenius
Hausman	Knuth	Mariani	Olin	Sertich	Walker
Haws	Koenen	Marquart	Otremba	Simon	Ward
Hilstrom	Kranz	Masin	Paymar	Slawik	Welti
Hilty	Laine	McFarlane	Pelowski	Slocum	Winkler
Hornstein	Lenczewski	Moe	Peterson, A.	Solberg	Wollschlager
Hortman	Lesch	Morgan	Peterson, N.	Swails	Spk. Kelliher
Hosch	Liebling	Morrow	Peterson, S.	Thao	

The motion did not prevail and the amendment was not adopted.

Holberg moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 7, lines 24 to 28, reinstate the stricken language

Page 7, line 27, strike "five" and insert "seven"

Page 13, line 3, delete "\$13" and insert "\$15.50"

A roll call was requested and properly seconded.

The question was taken on the Holberg amendment and the roll was called. There were 43 yeas and 88 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Gottwalt	Kohls	Peppin	Urdahl
Beard	Demmer	Gunther	Lanning	Ruth	Westrom
Berns	Dettmer	Hackbarth	Magnus	Seifert	Zellers
Brod	Eastlund	Hamilton	McNamara	Severson	
Buesgens	Emmer	Heidgerken	Nornes	Shimanski	
Bunn	Erickson	Holberg	Olson	Simpson	
Cornish	Finstad	Hoppe	Paulsen	Smith	
Dean	Garofalo	Howes	Pelowski	Sviggum	

Those who voted in the negative were:

Abeler	Davnie	Greiling	Jaros	Lesch	McFarlane
Anzelc	Dill	Hansen	Johnson	Liebling	Moe
Atkins	Dittrich	Hausman	Juhnke	Lieder	Morgan
Benson	Dominguez	Haws	Kahn	Lillie	Morrow
Bigham	Doty	Hilstrom	Kalin	Loeffler	Mullery
Bly	Eken	Hilty	Knuth	Madore	Murphy, E.
Brown	Erhardt	Hornstein	Koenen	Mahoney	Murphy, M.
Brynaert	Faust	Hortman	Kranz	Mariani	Nelson
Carlson	Fritz	Hosch	Laine	Marquart	Norton
Clark	Gardner	Huntley	Lenczewski	Masin	Olin

Otremba	Poppe	Sertich	Thao	Wagenius	Winkler
Paymar	Rukavina	Simon	Thissen	Walker	Wollschlager
Peterson, A.	Ruud	Slocum	Tillberry	Ward	Spk. Kelliher
Peterson, N.	Sailer	Solberg	Tingelstad	Wardlow	
Peterson, S.	Scalze	Swails	Tschumper	Welti	

The motion did not prevail and the amendment was not adopted.

Sviggum moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 13, after line 22 insert:

"Sec. 19. Minnesota Statutes 2006, section 126C.10, subdivision 3, is amended to read:

Subd. 3. **Compensatory education revenue.** (a) The initial compensatory education revenue for each building in the district equals the formula allowance minus \$415 times the compensation revenue pupil units computed according to section 126C.05, subdivision 3. Revenue shall be paid to the district and must be allocated according to section 126C.15, subdivision 2. If the initial compensatory education revenue increases by more than five percent from the previous year, a district's compensatory education revenue must be proportionately reduced.

(b) When the district contracting with an alternative program under section 124D.69 changes prior to the start of a school year, the compensatory revenue generated by pupils attending the program shall be paid to the district contracting with the alternative program for the current school year, and shall not be paid to the district contracting with the alternative program for the prior school year.

(c) When the fiscal agent district for an area learning center changes prior to the start of a school year, the compensatory revenue shall be paid to the fiscal agent district for the current school year, and shall not be paid to the fiscal agent district for the prior school year.

(d) Any revenue savings occurring between the application of the initial compensatory revenue and the district's compensatory revenue in paragraph (a) must be added to the basic formula allowance for that year.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Sviggum amendment and the roll was called. There were 43 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	Buesgens	Dettmer	Finstad	Hackbarth	Hoppe
Beard	Cornish	Eastlund	Garofalo	Hamilton	Howes
Berns	Dean	Emmer	Gottwalt	Heidgerken	Kalin
Brod	Demmer	Erickson	Gunther	Holberg	Kohls

Lanning	Olson	Seifert	Smith	Welti
Magnus	Paulsen	Severson	Sviggum	Westrom
McNamara	Peppin	Shimanski	Urdahl	Zellers
Nornes	Ruth	Simpson	Wardlow	

Those who voted in the negative were:

Abeler	Dominguez	Hosch	Loeffler	Olin	Slocum
Anzelc	Doty	Huntley	Madore	Otremba	Solberg
Atkins	Eken	Jaros	Mahoney	Paymar	Swails
Benson	Erhardt	Johnson	Mariani	Pelowski	Thao
Bigham	Faust	Juhnke	Marquart	Peterson, A.	Thissen
Bly	Fritz	Kahn	Masin	Peterson, N.	Tillberry
Brown	Gardner	Knuth	McFarlane	Peterson, S.	Tingelstad
Brynaert	Greiling	Koenen	Moe	Poppe	Tschumper
Bunn	Hansen	Kranz	Morgan	Rukavina	Wagenius
Carlson	Hausman	Laine	Morrow	Ruud	Walker
Clark	Haws	Lenczewski	Mullery	Sailer	Ward
Davnie	Hilstrom	Lesch	Murphy, E.	Scalze	Winkler
DeLaForest	Hilty	Liebling	Murphy, M.	Sertich	Wollschlager
Dill	Hornstein	Lieder	Nelson	Simon	Spk. Kelliher
Dittrich	Hortman	Lillie	Norton	Slawik	

The motion did not prevail and the amendment was not adopted.

Erickson offered an amendment to H. F. No. 6, the third engrossment, as amended.

Greiling requested a division of the Erickson amendment to H. F. No. 6, the third engrossment, as amended.

The first portion of the Erickson amendment to H. F. No. 6, the third engrossment, as amended, reads as follows:

Page 85, after line 25, insert:

"Sec. 63. **ADVISORY TASK FORCE TO CONSIDER AND RECOMMEND A REDESIGN OF MIDDLE SCHOOLS.**

(a) An advisory task force of qualified experts is established to consider and recommend to the legislature a redesign of middle schools that at least addresses how best to:

(1) restructure middle school to successfully promote the intellectual and social development of young adolescent students;

(2) maximize the relationships between teachers and young adolescent students and among young adolescent students to effectively support young adolescent student achievement;

(3) provide world-class mathematics, science, and technology instruction and curriculum that capitalizes on community-based resources and reflects the learning characteristics of young adolescent students;

(4) implement a research-based educational structure and system that allows all young adolescent students to succeed;

(5) restructure the school calendar to accommodate the needs of all young adolescent students in meeting applicable academic standards and personal and institutional expectations; and

(6) emphasize the personalization of learning that, among other possibilities, extends learning opportunities in career and technical and other fields and allows young adolescent students flexibility in how they complete rigorous academic requirements.

(b) The commissioner of education shall appoint members to an advisory task force on the redesign of middle schools from each of the following entities: school principals; school administrators; school teachers including teachers teaching career and technical courses and programs; school counselors; parents of currently enrolled public middle school students; the state Board of Teaching; the Minnesota School Boards Association; the Minnesota Education Department; community-based businesses and industries; and any other representatives of entities the commissioner determines are qualified to participate. Advisory task force members' terms and other advisory task force matters are subject to Minnesota Statutes, section 15.059. The advisory task force must submit its written recommendations under paragraph (a) to the education policy and finance committees of the legislature by February 15, 2008. The Department of Education must provide technical and other assistance to the advisory task force upon request.

(c) The task force expires February 16, 2008.

EFFECTIVE DATE. This section is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the first portion of the Erickson amendment was adopted.

The second portion of the Erickson amendment to H. F. No. 6, the third engrossment, as amended, reads as follows:

Page 93, after line 7, insert:

"Subd. 24. **Middle school redesign.** For the advisory task force to recommend a redesign of middle schools:

\$20,000 2008"

Page 142, line 9, delete "\$4,500,000" and insert "\$4,480,000"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail and the second portion of the Erickson amendment was not adopted.

Dean moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 85, after line 25, insert:

"Sec. 63. **PROHIBITION AGAINST CAMPAIGNING ON SCHOOL PROPERTY OR AT SCHOOL EVENTS.**

School personnel are prohibited from campaigning for or against a candidate for any elected office on school grounds during the regular school day, at a school-sponsored function, while in the employee's official capacity."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Dean amendment and the roll was called. There were 48 yeas and 84 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	Dean	Garofalo	Hosch	Nornes	Shimanski
Beard	DeLaForest	Gottwalt	Howes	Norton	Simpson
Berns	Demmer	Gunther	Kohls	Paulsen	Smith
Brod	Dettmer	Hackbarth	Lanning	Paymar	Svigum
Brown	Eastlund	Hamilton	Liebling	Peppin	Wardlow
Buesgens	Emmer	Haws	Magnus	Ruth	Welti
Bunn	Erickson	Holberg	McFarlane	Seifert	Westrom
Cornish	Finstad	Hoppe	McNamara	Severson	Zellers

Those who voted in the negative were:

Abeler	Eken	Jaros	Madore	Otremba	Solberg
Anzelc	Erhardt	Johnson	Mahoney	Pelowski	Swails
Atkins	Faust	Juhnke	Mariani	Peterson, A.	Thao
Benson	Fritz	Kahn	Marquart	Peterson, N.	Thissen
Bigham	Gardner	Kalin	Masin	Peterson, S.	Tillberry
Bly	Greiling	Knuth	Moe	Poppe	Tingelstad
Brynaert	Hansen	Koenen	Morgan	Rukavina	Tschumper
Carlson	Hausman	Kranz	Morrow	Ruud	Urdahl
Clark	Heidgerken	Laine	Mullery	Sailer	Wagenius
Davnie	Hilstrom	Lenczewski	Murphy, E.	Scalze	Walker
Dill	Hilty	Lesch	Murphy, M.	Sertich	Ward
Dittrich	Hornstein	Lieder	Nelson	Simon	Winkler
Dominguez	Hortman	Lillie	Olin	Slawik	Wollschlager
Doty	Huntley	Loeffler	Olson	Slocum	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

Kohls moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 35, delete lines 32 to 34

A roll call was requested and properly seconded.

The question was taken on the Kohls amendment and the roll was called. There were 42 yeas and 85 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	Dean	Finstad	Howes	Olson	Simpson
Beard	DeLaForest	Garofalo	Kohls	Paulsen	Smith
Berns	Demmer	Gunther	Lanning	Peppin	Sviggum
Brod	Dettmer	Hackbarth	Liebling	Ruth	Wardlow
Buesgens	Eastlund	Hamilton	Magnus	Seifert	Welti
Bunn	Emmer	Holberg	McNamara	Severson	Westrom
Cornish	Erickson	Hoppe	Nornes	Shimanski	Zellers

Those who voted in the negative were:

Abeler	Eken	Huntley	Mahoney	Pelowski	Thissen
Anzelc	Erhardt	Jaros	Mariani	Peterson, A.	Tillberry
Atkins	Faust	Johnson	Marquart	Peterson, N.	Tingelstad
Benson	Fritz	Juhnke	Masin	Peterson, S.	Tschumper
Bigham	Gardner	Kahn	McFarlane	Poppe	Urdahl
Bly	Greiling	Kalin	Moe	Rukavina	Wagenius
Brown	Hansen	Knuth	Morgan	Ruud	Ward
Brynaert	Hausman	Koenen	Morrow	Scalze	Winkler
Carlson	Haws	Laine	Mullery	Sertich	Wollschlager
Clark	Heidgerken	Lenczewski	Murphy, E.	Simon	Spk. Kelliher
Davnie	Hilstrom	Lesch	Murphy, M.	Slawik	
Dill	Hilty	Lieder	Nelson	Slocum	
Dittrich	Hornstein	Lillie	Norton	Solberg	
Dominguez	Hortman	Loeffler	Otremba	Swails	
Doty	Hosch	Madore	Paymar	Thao	

The motion did not prevail and the amendment was not adopted.

Buesgens moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 3, after line 34 insert:

"Sec. 3. Minnesota Statutes 2006, section 124D.11, subdivision 4, is amended to read:

Subd. 4. **Building lease aid.** When a charter school finds it economically advantageous to rent or lease a building or land for any instructional purposes and it determines that the total operating capital revenue under section 126C.10, subdivision 13, is insufficient for this purpose, it may apply to the commissioner for building lease aid for this purpose. The commissioner must review and either approve or deny a lease aid application using the following criteria:

(1) the reasonableness of the price based on current market values;

(2) the extent to which the lease conforms to applicable state laws and rules; and

(3) the appropriateness of the proposed lease in the context of the space needs and financial circumstances of the charter school.

A charter school must not use the building lease aid it receives for custodial, maintenance service, utility, or other operating costs. The amount of building lease aid per pupil unit served for a charter school for any year shall not exceed the lesser of (a) 90 percent of the approved cost or (b) the product of the pupil units served for the current school year times the greater of the charter school's building lease aid per pupil unit served for fiscal year 2003, excluding the adjustment under Laws 2002, chapter 392, article 6, section 4, or ~~\$1,200~~ \$1,500."

Pages 6 and 7, delete section 7

Pages 7 and 8, delete section 8

Page 28, line 29, delete "5,654,187,000" and insert "5,648,607,000"

Page 28, line 30, delete "5,977,201,000" and insert "5,971,271,000"

Page 28, line 31, delete "\$5,122,454,000" and insert "\$5,116,874,000"

Page 29, line 1, delete "\$550,550,000" and insert "\$549,830,000"

Page 29, line 1, delete "\$5,426,651,000" and insert "\$5,432,581,000"

Page 86, line 24, delete "31,875,000" and insert "37,455,000"

Page 86, line 25, delete "36,193,000" and insert "42,123,000"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Buesgens amendment and the roll was called. There were 38 yeas and 93 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Garofalo	Howes	Peppin	Wardlow
Beard	Demmer	Gottwalt	Kalin	Seifert	Westrom
Berns	Dettmer	Gunther	Kohls	Severson	Zellers
Brod	Eastlund	Hackbarth	Magnus	Shimanski	
Buesgens	Emmer	Hamilton	Nornes	Simpson	
Cornish	Erickson	Holberg	Olson	Smith	
Dean	Finstad	Hoppe	Paulsen	Sviggum	

Those who voted in the negative were:

Abeler	Eken	Jaros	Mahoney	Pelowski	Thao
Anzelc	Erhardt	Johnson	Mariani	Peterson, A.	Thissen
Atkins	Faust	Juhnke	Marquart	Peterson, N.	Tillberry
Benson	Fritz	Kahn	Masin	Peterson, S.	Tingelstad
Bigham	Gardner	Knuth	McFarlane	Poppe	Tschumper
Bly	Greiling	Koenen	McNamara	Rukavina	Urdahl
Brown	Hansen	Kranz	Moe	Ruth	Wagenius
Brynaert	Hausman	Laine	Morgan	Ruud	Walker
Bunn	Haws	Lanning	Morrow	Sailer	Ward
Carlson	Heidgerken	Lenczewski	Mullery	Scalze	Welti
Clark	Hilstrom	Lesch	Murphy, E.	Sertich	Winkler
Davnie	Hilty	Liebling	Murphy, M.	Simon	Wollschlager
Dill	Hornstein	Lieder	Nelson	Slawik	Spk. Kelliher
Dittrich	Hortman	Lillie	Norton	Slocum	
Dominguez	Hosch	Loeffler	Olin	Solberg	
Doty	Huntley	Madore	Otremba	Swails	

The motion did not prevail and the amendment was not adopted.

Olson and Greiling moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 93, line 9, after "sections" insert "120B.233;"

Correct the title numbers accordingly

The motion prevailed and the amendment was adopted.

Slawik was excused between the hours of 7:05 p.m. and 7:45 p.m.

Seifert moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 34, after line 25, insert:

"Sec. 4. Minnesota Statutes 2006, section 120A.41, is amended to read:

120A.41 LENGTH OF SCHOOL YEAR; DAYS OF INSTRUCTION.

(a) A school board's annual school calendar must include at least the number of days of student instruction the board formally adopted as its school calendar at the beginning of the 1996-1997 school year.

(b) Consistent with paragraph (a), the length of a school day must at least equal the length of a day of student instruction in the school calendar that the school board formally adopted at the beginning of the 2006-2007 school year. A school board, at its discretion, may increase the length of a day of student instruction beyond the minimum established in this paragraph.

EFFECTIVE DATE. This section is effective for the 2007-2008 school year and later."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Seifert amendment and the roll was called. There were 56 yeas and 74 nays as follows:

Those who voted in the affirmative were:

Abeler	DeLaForest	Gunther	Magnus	Poppe	Tschumper
Anderson, S.	Demmer	Hackbarth	Mahoney	Ruth	Urdahl
Beard	Dettmer	Hamilton	McFarlane	Seifert	Wardlow
Berns	Eastlund	Heidgerken	McNamara	Severson	Welti
Brod	Emmer	Holberg	Nornes	Shimanski	Westrom
Brown	Erhardt	Hoppe	Olson	Simpson	Zellers
Buesgens	Erickson	Howes	Paulsen	Smith	
Bunn	Finstad	Huntley	Pelowski	Sviggum	
Cornish	Garofalo	Kohls	Peppin	Thissen	
Dean	Gottwalt	Lanning	Peterson, N.	Tingelstad	

Those who voted in the negative were:

Anzenc	Eken	Jaros	Loeffler	Olin	Swails
Atkins	Faust	Johnson	Madore	Otremba	Thao
Benson	Fritz	Juhnke	Mariani	Paymar	Tillberry
Bigham	Gardner	Kahn	Marquart	Peterson, A.	Wagenius
Bly	Greiling	Kalin	Masin	Peterson, S.	Walker
Brynaert	Hansen	Knuth	Moe	Rukavina	Ward
Carlson	Hausman	Koenen	Morgan	Ruud	Winkler
Clark	Haws	Kranz	Morrow	Sailer	Wollschlager
Davnie	Hilstrom	Laine	Mullery	Scalze	Spk. Kelliher
Dill	Hilty	Lenczewski	Murphy, E.	Sertich	
Dittrich	Hornstein	Lesch	Murphy, M.	Simon	
Dominguez	Hortman	Lieder	Nelson	Slocum	
Doty	Hosch	Lillie	Norton	Solberg	

The motion did not prevail and the amendment was not adopted.

Olson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 40, line 3, delete "AND INTERNATIONAL BACCALAUREATE"

Page 40, line 6, delete "and international"

Page 40, line 7, delete "baccalaureate"

Page 40, delete lines 9 to 12

Page 40, line 13, delete "(2)" and insert "(1)"

Page 40, line 16, delete "(3)" and insert "(2)"

Page 40, line 17, delete "or"

Page 40, line 18, delete "international baccalaureate"

Page 40, line 19, delete "or international baccalaureate"

Page 40, line 22, delete "or international baccalaureate"

Page 40, line 24, delete "or international baccalaureate"

Page 40, line 27, delete "or international baccalaureate"

Page 40, line 36, reinstate the stricken "or" and delete ", and international baccalaureate"

Page 41, line 4, after the first comma, insert "and" and delete ", and international baccalaureate"

Page 41, line 11, delete the comma and insert "or"

Page 41, line 12, delete ", or international baccalaureate"

Page 41, line 15, after the first comma, insert "or" and after the second comma, delete ", or"

Page 41, line 16, delete "international baccalaureate"

Page 41, line 18, after the first comma, insert "or"

Page 41, line 19, delete ", or international baccalaureate"

Page 41, line 21, delete the first comma and insert "or" and delete "or international baccalaureate"

Page 42, line 7, reinstate the stricken "and" and delete ", or international baccalaureate"

Page 42, line 8, delete the first comma and insert "or" and delete ", or international"

Page 42, line 9, delete "baccalaureate"

Page 42, line 11, after "placement" delete the comma and insert "or"

Page 42, line 12, delete ", or international baccalaureate"

Page 42, line 15, delete the comma and insert "or"

Page 42, line 16, delete ", or international baccalaureate"

Page 42, line 17, reinstate the stricken "or" and delete the comma and after "placement" delete ", or"

Page 42, line 18, delete ", or international baccalaureate"

Page 42, line 20, delete "or international baccalaureate"

Page 42, line 22, reinstate the stricken "or" and delete the comma and after "placement" delete ", or"

Page 42, line 23, delete "international baccalaureate"

Page 42, line 34, reinstate the stricken "and" and delete the comma

Page 42, line 35, delete ", and international baccalaureate"

Page 43, line 1, reinstate the stricken "and" and delete the comma and delete ", and international"

Page 43, line 2, delete "baccalaureate"

Page 89, line 17, delete "international"

Page 89, line 18, delete "baccalaureate,"

Page 89, line 19, delete "international baccalaureate,"

A roll call was requested and properly seconded.

The question was taken on the Olson amendment and the roll was called. There were 28 yeas and 102 nays as follows:

Those who voted in the affirmative were:

Beard	Dettmer	Gottwalt	Holberg	Seifert	Urdahl
Brod	Doty	Gunther	Howes	Severson	Westrom
Buesgens	Emmer	Hackbarth	Magnus	Shimanski	Zellers
Cornish	Erickson	Hamilton	Nornes	Simpson	
DeLaForest	Finstad	Heidgerken	Paulsen	Sviggum	

Those who voted in the negative were:

Abeler	Dittrich	Hortman	Lieder	Norton	Slocum
Anderson, S.	Dominguez	Hosch	Lillie	Olin	Smith
Anzelc	Eastlund	Huntley	Loeffler	Otremba	Solberg
Atkins	Eken	Jaros	Madore	Paymar	Swails
Benson	Erhardt	Johnson	Mahoney	Pelowski	Thao
Berns	Faust	Juhnke	Mariani	Peppin	Thissen
Bigham	Fritz	Kahn	Marquart	Peterson, A.	Tillberry
Bly	Gardner	Kalin	Masin	Peterson, N.	Tingelstad
Brown	Garofalo	Knuth	McFarlane	Peterson, S.	Tschumper
Brynaert	Greiling	Koenen	McNamara	Poppe	Wagenius
Bunn	Hansen	Kohls	Moe	Rukavina	Walker
Carlson	Hausman	Kranz	Morgan	Ruth	Ward
Clark	Haws	Laine	Morrow	Ruud	Wardlow
Davnie	Hilstrom	Lanning	Mullery	Sailer	Welti
Dean	Hilty	Lenczewski	Murphy, E.	Scalze	Winkler
Demmer	Hoppe	Lesch	Murphy, M.	Sertich	Wollschlager
Dill	Hornstein	Liebling	Nelson	Simon	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

Anderson, B., was excused for the remainder of today's session.

Garofalo moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Pages 56 and 57 delete section 21

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Garofalo amendment and the roll was called. There were 45 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Garofalo	Kohls	Peppin	Sviggum
Beard	Demmer	Gottwalt	Lanning	Peterson, N.	Tingelstad
Berns	Dettmer	Gunther	Magnus	Ruth	Wardlow
Brod	Eastlund	Hackbarth	McFarlane	Seifert	Westrom
Brown	Emmer	Hamilton	McNamara	Severson	Zellers
Buesgens	Erhardt	Holberg	Nornes	Shimanski	
Cornish	Erickson	Hoppe	Olson	Simpson	
Dean	Finstad	Howes	Paulsen	Smith	

Those who voted in the negative were:

Abeler	Faust	Johnson	Mahoney	Pelowski	Thissen
Anzelc	Fritz	Juhnke	Mariani	Peterson, A.	Tillberry
Atkins	Gardner	Kahn	Marquart	Peterson, S.	Tschumper
Benson	Greiling	Kalin	Masin	Poppe	Urdahl
Bigham	Hansen	Knuth	Moe	Rukavina	Wagenius
Bly	Hausman	Koenen	Morgan	Ruud	Walker
Brynaert	Haws	Kranz	Morrow	Sailer	Ward
Bunn	Heidgerken	Laine	Mullery	Scalze	Welti
Carlson	Hilstrom	Lenczewski	Murphy, E.	Sertich	Winkler
Clark	Hilty	Lesch	Murphy, M.	Simon	Wollschlager
Dill	Hornstein	Liebling	Nelson	Slawik	Spk. Kelliher
Dittrich	Hortman	Lieder	Norton	Slocum	
Dominguez	Hosch	Lillie	Olin	Solberg	
Doty	Huntley	Loeffler	Otremba	Swails	
Eken	Jaros	Madore	Paymar	Thao	

The motion did not prevail and the amendment was not adopted.

Demmer moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 76, after line 6, insert:

"Sec. 47. **[179A.145] PERIOD DURING WHICH NEGOTIATIONS ARE PROHIBITED.**

Subdivision 1. **Financial penalty.** If the school board and the exclusive representative of the teachers in a district fail to enter into a contract before the first student contact day or 90 days after the date on which the governor signs the bill providing for elementary and secondary school funding, whichever is later, unless subdivision 2 applies, the school board and the exclusive representative of the teachers must cease negotiating until April 1 of the following calendar year, and the education commissioner must withhold from the district all district general education revenue increases under section 126C.10 that are allowed over the pervious fiscal year until the school board and the exclusive representative of the teachers enter into a contract.

Subd. 2. **Exceptions.** (1) if the school board and the exclusive representative of teachers certify in writing to the commissioner of mediation services that they have entered into a tentative agreement before the first student contact day in the fall, to the extent the parties enter into a final contract based on the tentative agreement certified to the commissioner;

(2) during a period in which the school board postpones the first student contact day from the regularly scheduled starting date;

(3) if the school board and the exclusive representative agree, before the first student contact day in the fall, to binding interest arbitration of items in dispute, to the extent the parties enter into a contract to confirm the results of the arbitrator's decision; or

(4) if the teachers in the district are on strike on the district's first student contact day in the fall.

Subd. 3. **Relation to other law.** This section supersedes any conflicting provisions of other law."

Page 93, line 9, after the semicolon, insert "123B.05:"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Demmer amendment and the roll was called. There were 39 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Gottwalt	Kohls	Paulsen	Smith
Beard	Demmer	Gunther	Lanning	Peppin	Sviggum
Berns	Dettmer	Hackbarth	Magnus	Ruth	Westrom
Brod	Eastlund	Hamilton	McFarlane	Seifert	Zellers
Buesgens	Emmer	Holberg	McNamara	Severson	
Cornish	Finstad	Hoppe	Nornes	Shimanski	
Dean	Garofalo	Howes	Olson	Simpson	

Those who voted in the negative were:

Abeler	Benson	Brown	Carlson	Dill	Doty
Anzelc	Bigham	Brynaert	Clark	Dittrich	Eken
Atkins	Bly	Bunn	Davnie	Dominguez	Erhardt

Faust	Huntley	Lieder	Murphy, M.	Sailer	Urdahl
Fritz	Jaros	Lillie	Nelson	Scalze	Wagenius
Gardner	Johnson	Loeffler	Norton	Sertich	Walker
Greiling	Juhnke	Madore	Olin	Simon	Ward
Hansen	Kahn	Mahoney	Otremba	Slawik	Wardlow
Hausman	Kalin	Mariani	Paymar	Slocum	Wolti
Haws	Knuth	Marquart	Pelowski	Solberg	Winkler
Heidgerken	Koenen	Masin	Peterson, A.	Swails	Wollschlager
Hilstrom	Kranz	Moe	Peterson, N.	Thao	Spk. Kelliher
Hilty	Laine	Morgan	Peterson, S.	Thissen	
Hornstein	Lenczewski	Morrow	Poppe	Tillberry	
Hortman	Lesch	Mullery	Rukavina	Tingelstad	
Hosch	Liebling	Murphy, E.	Ruud	Tschumper	

The motion did not prevail and the amendment was not adopted.

Peppin moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 62, after line 35, insert:

"Sec. 28. **123A.47] ELECTION TO DETACH LAND FOR A NEW SCHOOL DISTRICT.**

Subdivision 1. **Detachment ballot question; school board general election.** The school board of an independent school district may, on its own motion or upon a petition signed by at least 50 electors of the district or ten percent of the votes cast in the most recent school board general election, whichever number is larger, place on the ballot at the next school district general election the question whether, as of the date when a new board can be elected and qualified under subdivision 2, to detach from the school district a clearly and accurately described land area located within the boundaries of the district and, consequently, to classify that detached area as a new independent school district for which the education commissioner must assign an identification number. If the voters approve detaching the described land area and, consequently, classifying that detached area as a new independent school district for which the education commissioner must assign an identification number, then the detachment must be accomplished according to this section.

Subd. 2. **School board elections.** (a) The county auditor of the county that contains the greatest land area for the newly constituted school district and the county auditor of the county that contains the greatest land area for the newly reconstituted school district must determine a date, not less than 30 nor more than 60 days after the voters approve the detachment ballot question under subdivision 1, to hold a special election in the district for the purpose of electing a board of six members for terms of four years and until successors are elected and qualified under the applicable provisions in chapter 205A. The provisions of section 123A.48, subdivision 20, paragraphs (a) to (e), governing school board elections in consolidating districts shall apply to the newly constituted and newly reconstituted districts under this section.

(b) Notwithstanding any law to the contrary, the terms of the board members of the school district from which land is being detached continue until the first school board members are elected and qualified under this subdivision.

(c) Notwithstanding any law to the contrary, an individual may serve on the school board of the school district from which land is being detached and subsequently, if a resident of the district, on a school board elected and qualified under this subdivision.

Subd. 3. **Tax liability for existing bonded debt.** All taxable property in the area detached under subdivision 1 remains obligated for any bonded debt of the school district from which the property was detached and to which that detached property was subject before the date of the detachment. In addition, all taxable property in a newly classified district is taxable for payment of school district obligations authorized on or after the date of the detachment by the school board or the voters of that school district.

Subd. 4. **Current assets and liabilities; distribution of assets; real property.** (a) If the voters approve detachment under subdivision 1, the commissioner shall issue an order for dividing and distributing the current assets and liabilities, real and personal, and the legally valid and enforceable claims and contractual obligations of the school district from which the property was detached, so that the two newly classified districts can independently operate.

(b) The commissioner's order under paragraph (a) must transfer the real property interests from the school district subject to the detachment to the two newly classified districts. The commissioner must determine the distribution of and the amount, if any, paid for the real property. The commissioner's order may impose in favor of one of the two newly classified districts a specified dollar amount as a claim against the other newly classified district receiving real property interests under the order. The claim must be paid and enforced according to the law governing payment of judgments against a school district.

Subd. 5. **Licensed and nonlicensed employees.** (a) The obligations of both newly classified districts to licensed employees are governed by section 123A.75.

(b) The nonlicensed employees of the school district from which the property was detached under subdivision 1 may apply to remain in the newly reconstituted district or may apply to move to the newly constituted district. The commissioner shall assign the nonlicensed employees to unfilled positions in both districts in order of seniority. All rights of and obligations to nonlicensed employees continue in the same manner as before the effective date of the detachment under subdivision 1.

EFFECTIVE DATE. (a) Subdivision 1 is effective the day following final enactment. If the voters approve the ballot question, the education commissioner shall classify the detached area as a new independent school district and also classify the area that remains after the detachment as a new independent school district, assign identification numbers to both new districts, and modify the records and any plats, petitions, and proceedings involving the affected school districts to conform with the detachment under this section.

(b) Subdivisions 2, 3, and 5 are effective the day after the voters approve the ballot question under subdivision 1.

(c) Subdivision 4 is effective the day after the voters approve the ballot question under subdivision 1 and applies to both newly classified districts."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Peppin amendment and the roll was called. There were 35 yeas and 97 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	Dean	Finstad	Hosch	Olson	Simpson
Beard	DeLaForest	Garofalo	Howes	Paulsen	Smith
Berns	Demmer	Gunther	Kohls	Peppin	Sviggum
Brod	Dettmer	Hamilton	Lanning	Ruth	Westrom
Buesgens	Emmer	Holberg	Magnus	Seifert	Zellers
Cornish	Erickson	Hoppe	Nornes	Shimanski	

Those who voted in the negative were:

Abeler	Eken	Jaros	Mariani	Peterson, A.	Tillberry
Anzelc	Erhardt	Johnson	Marquart	Peterson, N.	Tingelstad
Atkins	Faust	Juhnke	Masin	Peterson, S.	Tschumper
Benson	Fritz	Kahn	McFarlane	Poppe	Urdahl
Bigham	Gardner	Kalin	McNamara	Rukavina	Wagenius
Bly	Gottwalt	Knuth	Moe	Ruud	Walker
Brown	Greiling	Koenen	Morgan	Sailer	Ward
Brynaert	Hackbarth	Kranz	Morrow	Scalze	Wardlow
Bunn	Hansen	Laine	Mullery	Sertich	Welti
Carlson	Hausman	Lenczewski	Murphy, E.	Severson	Winkler
Clark	Haws	Lesch	Murphy, M.	Simon	Wollschlager
Davnie	Heidgerken	Liebling	Nelson	Slawik	Spk. Kelliher
Dill	Hilstrom	Lieder	Norton	Slocum	
Dittrich	Hilty	Lillie	Olin	Solberg	
Dominguez	Hornstein	Loeffler	Otremba	Swails	
Doty	Hortman	Madore	Paymar	Thao	
Eastlund	Huntley	Mahoney	Pelowski	Thissen	

The motion did not prevail and the amendment was not adopted.

The Speaker resumed the Chair.

Sviggum, Heidgerken and Urdahl moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 12, line 7, delete "location equity" and insert "small schools"

Page 13, delete section 18 and insert:

"Sec. 18. Minnesota Statutes 2006, section 126C.10, is amended by adding a subdivision to read:

Subd. 2c. **Small schools revenue.** (a) A school district's small schools revenue equals the product of:

(1) the basic formula allowance for that year;

(2) the lesser of 100 or the district's adjusted marginal cost pupil units for that year; and

(3) 0.1.

(b) The total annual revenue for this subdivision must not exceed \$500,000.

(c) If the revenue required under paragraph (b) is insufficient to fund the formula in paragraph (a), the commissioner of education must proportionately reduce each district's aid payment.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

A roll call was requested and properly seconded.

The question was taken on the Sviggum et al amendment and the roll was called. There were 37 yeas and 95 nays as follows:

Those who voted in the affirmative were:

Brod	Eken	Hosch	Olson	Severson	Westrom
Brown	Erickson	Howes	Otremba	Shimanski	Wollschlager
Buesgens	Finstad	Jaros	Peterson, A.	Simpson	
Cornish	Gottwalt	Koenen	Rukavina	Sviggum	
Demmer	Gunther	Lanning	Ruth	Urdahl	
Doty	Hamilton	Magnus	Sailer	Wardlow	
Eastlund	Heidgerken	Nornes	Seifert	Welti	

Those who voted in the negative were:

Abeler	Dettmer	Hilty	Liebling	Murphy, M.	Slocum
Anderson, S.	Dill	Holberg	Lieder	Nelson	Smith
Anzenc	Dittrich	Hoppe	Lillie	Norton	Solberg
Atkins	Dominguez	Hornstein	Loeffler	Olin	Swails
Beard	Emmer	Hortman	Madore	Paulsen	Thao
Benson	Erhardt	Huntley	Mahoney	Paymar	Thissen
Berns	Faust	Johnson	Mariani	Pelowski	Tillberry
Bigham	Fritz	Juhnke	Marquart	Peppin	Tingelstad
Bly	Gardner	Kahn	Masin	Peterson, N.	Tschumper
Brynaert	Garofalo	Kalin	McFarlane	Peterson, S.	Wagenius
Bunn	Greiling	Knuth	McNamara	Poppe	Walker
Carlson	Hackbarth	Kohls	Moe	Ruud	Ward
Clark	Hansen	Kranz	Morgan	Scalze	Winkler
Davnie	Hausman	Laine	Morrow	Sertich	Zellers
Dean	Haws	Lenczewski	Mullery	Simon	Spk. Kelliher
DeLaForest	Hilstrom	Lesch	Murphy, E.	Slawik	

The motion did not prevail and the amendment was not adopted.

Kohls moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 35, line 33, after "communities" insert ", African American communities, Asian-Pacific communities, and Hispanic communities"

A roll call was requested and properly seconded.

The question was taken on the Kohls amendment and the roll was called. There were 38 yeas and 90 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Garofalo	Kohls	Ruth	Urdahl
Beard	Demmer	Gottwalt	Lanning	Seifert	Westrom
Berns	Dettmer	Gunther	Magnus	Severson	Zellers
Brod	Dittrich	Hackbarth	McFarlane	Shimanski	
Buesgens	Eastlund	Holberg	Nornes	Simpson	
Cornish	Emmer	Hoppe	Olson	Smith	
Dean	Erickson	Howes	Peppin	Svigum	

Those who voted in the negative were:

Anzalc	Finstad	Jaros	Madore	Otremba	Solberg
Atkins	Fritz	Johnson	Mahoney	Paulsen	Swails
Benson	Gardner	Juhnke	Mariani	Pelowski	Thao
Bigham	Greiling	Kahn	Marquart	Peterson, A.	Thissen
Brown	Hamilton	Kalin	Masin	Peterson, N.	Tillberry
Brynaert	Hansen	Knuth	McNamara	Peterson, S.	Tingelstad
Bunn	Hausman	Koenen	Moe	Poppe	Tschumper
Carlson	Haws	Kranz	Morgan	Rukavina	Wagenius
Davnie	Heidgerken	Laine	Morrow	Ruud	Walker
Dill	Hilstrom	Lenczewski	Mullery	Sailer	Ward
Dominguez	Hilty	Lesch	Murphy, E.	Scalze	Wardlow
Doty	Hornstein	Liebling	Murphy, M.	Sertich	Welti
Eken	Hortman	Lieder	Nelson	Simon	Winkler
Erhardt	Hosch	Lillie	Norton	Slawik	Wollschlager
Faust	Huntley	Loeffler	Olin	Slocum	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

Eastlund moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 88, delete lines 31 and 32

Page 88, line 33, delete everything before the period and insert "(b) The appropriation under this subdivision must be allocated by the department to reflect the proportion of students that are enrolled in each program"

The motion prevailed and the amendment was adopted.

Brod moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 63, after line 33, insert:

"Sec. 31. Minnesota Statutes 2006, section 123B.36, subdivision 1, is amended to read:

Subdivision 1. **School boards may require fees.** (a) For purposes of this subdivision, "home school" means a home school as defined in sections 120A.22 and 120A.24 with five or fewer students receiving instruction.

(b) A school board is authorized to require payment of fees in the following areas:

(1) in any program where the resultant product, in excess of minimum requirements and at the pupil's option, becomes the personal property of the pupil;

(2) admission fees or charges for extracurricular activities, where attendance is optional and where the admission fees or charges a student must pay to attend or participate in an extracurricular activity is the same for all students, regardless of whether the student is enrolled in a public or a home school;

(3) a security deposit for the return of materials, supplies, or equipment;

(4) personal physical education and athletic equipment and apparel, although any pupil may personally provide it if it meets reasonable requirements and standards relating to health and safety established by the board;

(5) items of personal use or products that a student has an option to purchase such as student publications, class rings, annuals, and graduation announcements;

(6) fees specifically permitted by any other statute, including but not limited to section 171.05, subdivision 2; provided (i) driver education fees do not exceed the actual cost to the school and school district of providing driver education, and (ii) the driver education courses are open to enrollment to persons between the ages of 15 and 18 who reside or attend school in the school district;

(7) field trips considered supplementary to a district educational program;

(8) any authorized voluntary student health and accident benefit plan;

(9) for the use of musical instruments owned or rented by the district, a reasonable rental fee not to exceed either the rental cost to the district or the annual depreciation plus the actual annual maintenance cost for each instrument;

(10) transportation of pupils to and from extracurricular activities conducted at locations other than school, where attendance is optional, and transportation of charter school students participating in extracurricular activities in their resident district under section 123B.49, subdivision 4, paragraph (a), which must be charged to the charter school;

(11) transportation to and from school of pupils living within two miles from school and all other transportation services not required by law. If a district charges fees for transportation of pupils, it must establish guidelines for that transportation to ensure that no pupil is denied transportation solely because of inability to pay;

(12) motorcycle classroom education courses conducted outside of regular school hours; provided the charge must not exceed the actual cost of these courses to the school district;

(13) transportation to and from postsecondary institutions for pupils enrolled under the postsecondary enrollment options program under section 123B.88, subdivision 22. Fees collected for this service must be reasonable and must be used to reduce the cost of operating the route. Families who qualify for mileage reimbursement under section 124D.09, subdivision 22, may use their state mileage reimbursement to pay this fee. If no fee is charged, districts must allocate costs based on the number of pupils riding the route.

EFFECTIVE DATE. This section is effective for the 2007-2008 school year and later."

Page 64, after line 33, insert:

"Sec. 33. Minnesota Statutes 2006, section 123B.49, subdivision 4, is amended to read:

Subd. 4. Board control of extracurricular activities. (a) The board may take charge of and control all extracurricular activities of the teachers and children of the public schools in the district. Extracurricular activities means all direct and personal services for pupils for their enjoyment that are managed and operated under the guidance of an adult or staff member. The board shall allow all resident pupils receiving instruction in a home school as defined in section 123B.36, subdivision 1, paragraph (a), and all resident pupils receiving instruction in a charter school as defined in section 124D.10 to be eligible to fully participate in extracurricular activities on the same basis as public school students- enrolled in the district's schools. A charter school student must give the enrolling charter school and the resident school district at least a 30-day notice of the student's intent to participate in an extracurricular activity in the resident district. Before a charter school student begins participating in an extracurricular activity in the resident district, the charter school must agree in writing to pay the direct and indirect costs attributable to that student that the district may charge to the charter school under paragraph (f). A charter school student is not eligible to participate in an extracurricular activity in the resident district if that extracurricular activity is offered by the enrolling charter school or the extracurricular activity is not controlled by the high school league under chapter 128C. Charter school students participating in extracurricular activities must meet the academic and student conduct requirements of the resident district. The charter school must:

(1) collect the same information that a district collects on a student's eligibility to participate in an extracurricular activity;

(2) transmit that information to the district at least ten days before a student begins to participate in the extracurricular activity; and

(3) immediately transmit to the district any additional information affecting the student's eligibility.

(b) Extracurricular activities have all of the following characteristics:

(1) they are not offered for school credit nor required for graduation;

(2) they are generally conducted outside school hours, or if partly during school hours, at times agreed by the participants, and approved by school authorities;

(3) the content of the activities is determined primarily by the pupil participants under the guidance of a staff member or other adult.

(c) If the board does not take charge of and control extracurricular activities, these activities shall be self-sustaining with all expenses, except direct salary costs and indirect costs of the use of school facilities, met by dues, admissions, or other student fund-raising events. The general fund must reflect only those salaries directly related to and readily identified with the activity and paid by public funds. Other revenues and expenditures for extra curricular activities must be recorded according to the Manual for Activity Fund Accounting. Extracurricular activities not under board control must have an annual financial audit and must also be audited annually for compliance with this section.

(d) If the board takes charge of and controls extracurricular activities, any or all costs of these activities may be provided from school revenues and all revenues and expenditures for these activities shall be recorded in the same manner as other revenues and expenditures of the district.

(e) If the board takes charge of and controls extracurricular activities, the teachers or pupils in the district must not participate in such activity, nor shall the school name or any allied name be used in connection therewith, except by consent and direction of the board.

(f) School districts may charge charter schools their proportional share of the direct and indirect costs of the extracurricular activities that are not covered by student fees under section 123B.36, subdivision 1, ticket revenues, fund-raising efforts, sponsorships, or other income generated for those activities for which the charter school is charged. A district may charge charter school students the same fees it charges enrolled students to participate in an extracurricular activity. All charges to a charter school and charter school students must be paid when the charter school students are selected to participate in the activity. A district is not required to provide transportation from the charter school to the resident district for a charter school student who participates in an extracurricular activity in the resident district.

EFFECTIVE DATE. This section is effective for the 2007-2008 school year and later."

Page 71, after line 17, insert:

"Sec. 40. Minnesota Statutes 2006, section 124D.10, subdivision 8, is amended to read:

Subd. 8. **State and local requirements.** (a) A charter school shall meet all applicable state and local health and safety requirements.

(b) A school sponsored by a school board may be located in any district, unless the school board of the district of the proposed location disapproves by written resolution.

(c) A charter school must be nonsectarian in its programs, admission policies, employment practices, and all other operations. A sponsor may not authorize a charter school or program that is affiliated with a nonpublic sectarian school or a religious institution.

(d) Charter schools must not be used as a method of providing education or generating revenue for students who are being home-schooled.

(e) The primary focus of a charter school must be to provide a comprehensive program of instruction for at least one grade or age group from five through 18 years of age. Instruction may be provided to people younger than five years and older than 18 years of age.

(f) A charter school may not charge tuition.

(g) A charter school is subject to and must comply with chapter 363A and section 121A.04.

(h) A charter school is subject to and must comply with the Pupil Fair Dismissal Act, sections 121A.40 to 121A.56, and the Minnesota Public School Fee Law, sections 123B.34 to 123B.39.

(i) A charter school is subject to the same financial audits, audit procedures, and audit requirements as a district. Audits must be conducted in compliance with generally accepted governmental auditing standards, the Federal Single Audit Act, if applicable, and section 6.65. A charter school is subject to and must comply with sections 15.054; 118A.01; 118A.02; 118A.03; 118A.04; 118A.05; 118A.06; 123B.52, subdivision 5; 471.38; 471.391; 471.392; 471.425; 471.87; 471.88, subdivisions 1, 2, 3, 4, 5, 6, 12, 13, and 15; 471.881; and 471.89. The audit must comply with the requirements of sections 123B.75 to 123B.83, except to the extent deviations are necessary because of the program at the school. Deviations must be approved by the commissioner. The Department of Education, state auditor, or legislative auditor may conduct financial, program, or compliance audits. A charter school determined to be in statutory operating debt under sections 123B.81 to 123B.83 must submit a plan under section 123B.81, subdivision 4.

(j) A charter school is a district for the purposes of tort liability under chapter 466.

(k) A charter school must comply with sections 13.32; 120A.22, subdivision 7; 121A.75; and 260B.171, subdivisions 3 and 5.

(l) A charter school is subject to the Pledge of Allegiance requirement under section 121A.11, subdivision 3.

(m) A charter school is subject to sections 123B.36, subdivision 1, paragraph (b), clause (10), and 123B.49, subdivision 4, paragraphs (a) and (f), when its students participate in extracurricular activities in their resident district.

EFFECTIVE DATE. This section is effective for the 2007-2008 school year and later."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Eastlund and Hackbarth moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 26, after line 30, insert:

"Section 1. Minnesota Statutes 2006, section 205A.05, subdivision 1, is amended to read:

Subdivision 1. **Questions.** Special elections must be held for a school district on a question on which the voters are authorized by law to pass judgment. The school board may on its own motion call a special election to vote on any matter requiring approval of the voters of a district. Upon petition of 50 or more voters of the school district or five percent of the number of voters voting at the preceding ~~regular~~ school district general election, whichever is greater, the school board shall by resolution call a special election to vote on any matter requiring approval of the voters of a district. A question is carried only with the majority in its favor required by law. The election officials for a special election are the same as for the most recent school district general election unless changed according to law. Otherwise, special elections must be conducted and the returns made in the manner provided for the school district general election. A special election may not be held during the 30 days before and the 30 days after the state primary, during the 30 days before and the 40 days after the state general election. In addition, a special election may not be held during the 20 days before and the 20 days after any regularly scheduled election of a municipality wholly or partially within the school district. Notwithstanding any other law to the contrary, the time period in which a special election must be conducted under any other law may be extended by the school board to conform with the requirements of this subdivision.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to petitions for special election submitted 30 days after that date and later."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Olson; Wardlow; Sviggum; Emmer; Severson; Eastlund; Beard; Cornish; Shimanski; Brod; Dean; Anderson, B.; Zellers and Hackbarth moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 40, line 4, after the second period, insert "(a)"

Page 40, after line 28, insert:

"(b) To be eligible for funding under this section, an international baccalaureate course or program must replace all curriculum and instruction on the Declaration of Human Rights with curriculum and instruction on the United States Declaration of Independence."

A roll call was requested and properly seconded.

The question was taken on the Olson et al amendment and the roll was called. There were 42 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Abeler	DeLaForest	Gottwalt	Kohls	Paulsen	Smith
Beard	Demmer	Gunther	Lanning	Peppin	Sviggum
Brod	Dettmer	Hackbarth	Magnus	Ruth	Tingelstad
Buesgens	Eastlund	Hamilton	McFarlane	Seifert	Urdahl
Bunn	Emmer	Heidgerken	Nornes	Severson	Wardlow
Cornish	Erickson	Holberg	Norton	Shimanski	Westrom
Dean	Finstad	Hoppe	Olson	Simpson	Zellers

Those who voted in the negative were:

Anderson, S.	Doty	Howes	Lillie	Olin	Slocum
Anzelc	Eken	Huntley	Loeffler	Otremba	Solberg
Atkins	Erhardt	Jaros	Madore	Paymar	Swails
Benson	Faust	Johnson	Mahoney	Pelowski	Thao
Berns	Fritz	Juhnke	Mariani	Peterson, A.	Thissen
Bigham	Gardner	Kahn	Marquart	Peterson, N.	Tillberry
Bly	Greiling	Kalin	Masin	Peterson, S.	Tschumper
Brown	Hansen	Knuth	McNamara	Poppe	Wagenius
Brynaert	Hausman	Koenen	Moe	Rukavina	Walker
Carlson	Haws	Kranz	Morgan	Ruud	Ward
Clark	Hilstrom	Laine	Morrow	Sailer	Welti
Davnie	Hilty	Lenczewski	Mullery	Scalze	Winkler
Dill	Hornstein	Lesch	Murphy, E.	Sertich	Wollschlager
Dittrich	Hortman	Liebling	Murphy, M.	Simon	Spk. Kelliher
Dominguez	Hosch	Lieder	Nelson	Slawik	

The motion did not prevail and the amendment was not adopted.

Holberg moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 53, after line 11, insert:

"Sec. 17. **[121A.24] NOTICE REQUIREMENTS FOR STUDENT SURVEYS AND SIMILAR INSTRUMENTS.**

(a) A school district must obtain prior written informed consent from a parent or guardian of a minor or dependent child before administering an academic or nonacademic student survey, assessment, analysis, evaluation, or similar instrument that solicits information about the student or the student's family concerning:

(1) political affiliations or beliefs;

(2) mental or psychological problems;

(3) sexual behavior or attitudes;

(4) illegal, antisocial, self-incriminating, or demeaning behavior;

(5) critical appraisals of another individual with whom a student has a close family relationship;

(6) legally recognized privileged or analogous relationships, such as those with a lawyer, physician, or minister;

(7) religious practices, affiliations, or beliefs; or

(8) income or other income-related information required by law to determine eligibility to participate in or receive financial assistance under a program.

(b) When asking a parent or guardian to provide informed written consent, the school district must:

(1) make a copy of the instrument readily accessible to the parent or guardian at a convenient location and reasonable time; and

(2) specifically identify the information in paragraph (a) that will be solicited through the instrument.

The district must request the consent of the parent or guardian at least 14 days before administering the instrument.

(c) A parent or guardian seeking to compel a school district to comply with this section has available the civil remedies under section 13.08, subdivision 4, in addition to other remedies provided by law.

EFFECTIVE DATE. This section is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Holberg amendment and the roll was called. There were 51 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Abeler	Berns	Bunn	DeLaForest	Eastlund	Erickson
Anderson, S.	Brod	Cornish	Demmer	Eken	Finstad
Beard	Buesgens	Dean	Dettmer	Emmer	Garofalo

Gottwalt	Heidgerken	Kohls	Otremba	Shimanski	Wardlow
Gunther	Holberg	Magnus	Paulsen	Simpson	Westrom
Hackbarth	Hoppe	McNamara	Peppin	Smith	Zellers
Hamilton	Hosch	Morgan	Ruth	Sviggum	
Hansen	Howes	Nornes	Seifert	Tingelstad	
Haws	Juhnke	Olson	Severson	Urdahl	

Those who voted in the negative were:

Anzelc	Erhardt	Kalin	Mariani	Peterson, A.	Thao
Atkins	Faust	Knuth	Marquart	Peterson, N.	Thissen
Benson	Fritz	Koenen	Masin	Peterson, S.	Tillberry
Bigham	Gardner	Kranz	McFarlane	Poppe	Tschumper
Bly	Greiling	Laine	Moe	Rukavina	Wagenius
Brown	Hausman	Lanning	Morrow	Ruud	Walker
Brynaert	Hilstrom	Lenczewski	Mullery	Sailer	Ward
Carlson	Hilty	Lesch	Murphy, E.	Scalze	Welti
Clark	Hornstein	Liebling	Murphy, M.	Sertich	Winkler
Davnie	Hortman	Lieder	Nelson	Simon	Wollschlager
Dill	Huntley	Lillie	Norton	Slawik	Spk. Kelliher
Dittrich	Jaros	Loeffler	Olin	Slocum	
Dominguez	Johnson	Madore	Paymar	Solberg	
Doty	Kahn	Mahoney	Pelowski	Swails	

The motion did not prevail and the amendment was not adopted.

Olson, Erickson, Cornish and Hackbarth moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 20, line 29, after "tools," insert "which shall not include psychiatric or socioemotional screening instruments."

Page 21, after line 15, insert:

"(d) For the purposes of this section, suicide and violence prevention measures shall not employ psychiatric screening instruments or assess, screen, label, or categorize students as potentially violent solely based on attitudes, values, or beliefs."

A roll call was requested and properly seconded.

The question was taken on the Olson et al amendment and the roll was called. There were 40 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Garofalo	Hoppe	Peppin	Sviggum
Beard	Demmer	Gottwalt	Howes	Ruth	Urdahl
Berns	Dettmer	Gunther	Kohls	Seifert	Wardlow
Brod	Eastlund	Hackbarth	Magnus	Severson	Westrom
Buesgens	Emmer	Hamilton	Nornes	Shimanski	Zellers
Cornish	Erickson	Heidgerken	Olson	Simpson	
Dean	Finstad	Holberg	Paulsen	Smith	

Those who voted in the negative were:

Abeler	Eken	Johnson	Mahoney	Paymar	Thao
Anzelc	Erhardt	Juhnke	Mariani	Pelowski	Thissen
Atkins	Faust	Kahn	Marquart	Peterson, A.	Tillberry
Benson	Fritz	Kalin	Masin	Peterson, N.	Tingelstad
Bigham	Gardner	Knuth	McFarlane	Peterson, S.	Tschumper
Bly	Greiling	Koenen	McNamara	Poppe	Wagenius
Brown	Hansen	Kranz	Moe	Rukavina	Walker
Brynaert	Hausman	Laine	Morgan	Ruud	Ward
Bunn	Haws	Lanning	Morrow	Sailer	Welti
Carlson	Hilstrom	Lenczewski	Mullery	Scalze	Winkler
Clark	Hilty	Lesch	Murphy, E.	Sertich	Wollschlager
Davnie	Hornstein	Liebling	Murphy, M.	Simon	Spk. Kelliher
Dill	Hortman	Lieder	Nelson	Slawik	
Dittrich	Hosch	Lillie	Norton	Slocum	
Dominguez	Huntley	Loeffler	Olin	Solberg	
Doty	Jaros	Madore	Otremba	Swails	

The motion did not prevail and the amendment was not adopted.

The Speaker called Juhnke to the Chair.

Gottwalt moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 175, after line 34, insert:

"Sec. 4. Minnesota Statutes 2006, section 121A.17, subdivision 5, is amended to read:

Subd. 5. **Developmental screening program information.** The board must inform each resident family with a child eligible to participate in the developmental screening program about:

(1) the availability of the program and the state's requirement that a child receive a developmental screening or provide health records indicating that the child received a comparable developmental screening from a public or private health care organization or individual health care provider not later than 30 days after the first day of attending kindergarten in a public school; and

(2) that if a statement signed by the child's parent or guardian is submitted to the administrator or other person having general control and supervision of the school that the child has not been screened because of conscientiously held beliefs of the parent or guardian, the screening is not required.

A school district must inform all resident families with eligible children under age seven that their children may receive a developmental screening conducted either by the school district or by a public or private health care organization or individual health care provider.

EFFECTIVE DATE. This section is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail and the amendment was not adopted.

The Speaker resumed the Chair.

Olson, Erickson, Emmer and Heidgerken moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 43, after line 21, insert:

"Sec. 10. **[120B.234] ENGLISH LANGUAGE EDUCATION.**

In order to ensure our citizens are able to be informed and form a cohesive society among many diverse cultures and become a highly productive workforce, a school district must give first priority to ensuring that all district students are able to communicate effectively in English and clearly understand that English is America's first language."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Mariani moved to amend the Olson et al amendment to H. F. No. 6, the third engrossment, as amended, as follows:

Page 1, line 6, delete everything after "must" and insert "strive to ensure English proficiency for all students."

Page 1, delete line 7

A roll call was requested and properly seconded.

The question was taken on the amendment to the amendment and the roll was called. There were 88 yeas and 43 nays as follows:

Those who voted in the affirmative were:

Anzelc	Eken	Huntley	Loeffler	Otremba	Swails
Atkins	Erhardt	Jaros	Madore	Paymar	Thao
Benson	Faust	Johnson	Mahoney	Pelowski	Thissen
Bigham	Fritz	Juhnke	Mariani	Peterson, A.	Tillberry
Bly	Gardner	Kahn	Marquart	Peterson, S.	Tingelstad
Brown	Greiling	Kalin	Masin	Poppe	Tschumper
Brynaert	Hamilton	Knuth	Moe	Rukavina	Wagenius
Bunn	Hansen	Koenen	Morgan	Ruud	Walker
Carlson	Hausman	Kranz	Morrow	Sailer	Ward
Clark	Haws	Laine	Mullery	Scalze	Welti
Davnie	Hilstrom	Lenczewski	Murphy, E.	Sertich	Winkler
Dill	Hilty	Lesch	Murphy, M.	Simon	Wollschlager
Dittrich	Hornstein	Liebling	Nelson	Slawik	Spk. Kelliher
Dominguez	Hortman	Lieder	Norton	Slocum	
Doty	Hosch	Lillie	Olin	Solberg	

Those who voted in the negative were:

Abeler	DeLaForest	Gottwalt	Magnus	Ruth	Wardlow
Anderson, S.	Demmer	Gunther	McFarlane	Seifert	Westrom
Beard	Dettmer	Hackbarth	McNamara	Severson	Zellers
Berns	Eastlund	Heidgerken	Nornes	Shimanski	
Brod	Emmer	Holberg	Olson	Simpson	
Buesgens	Erickson	Hoppe	Paulsen	Smith	
Cornish	Finstad	Kohls	Peppin	Sviggum	
Dean	Garofalo	Lanning	Peterson, N.	Urdahl	

The motion prevailed and the amendment to the amendment was adopted.

Olson temporarily withdrew his amendment, as amended, to H. F. No. 6, the third engrossment, as amended.

Severson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 31, line 17, delete "one significant individual." and insert "an individual"

Page 31, line 29, delete "significant" and insert "an"

Page 32, line 3, delete "significant" and insert "an"

Page 32, line 5, delete everything after the period

Page 32, delete line 6

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Gottwalt moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 51, line 26, delete "make reasonable arrangements with school"

Page 51, line 27, delete "personnel for alternative instruction" and insert "provide an abstinence-until-marriage curriculum"

Page 51, line 29, delete "the alternative" and insert "that"

Page 51, line 30, delete "the alternative" and insert "that"

A roll call was requested and properly seconded.

The question was taken on the Gottwalt amendment and the roll was called. There were 57 yeas and 74 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Gunther	Kohls	Pelowski	Swails
Anderson, S.	Doty	Hackbarth	Lanning	Peppin	Tingelstad
Beard	Eastlund	Hamilton	Lenczewski	Peterson, N.	Urdahl
Berns	Eken	Haws	Magnus	Ruth	Ward
Brod	Emmer	Heidgerken	McNamara	Seifert	Wardlow
Buesgens	Erickson	Holberg	Murphy, M.	Severson	Westrom
Cornish	Finstad	Hoppe	Nornes	Shimanski	Zellers
Dean	Fritz	Hosch	Olson	Simpson	
DeLaForest	Garofalo	Howes	Otremba	Smith	
Demmer	Gottwalt	Koenen	Paulsen	Sviggum	

Those who voted in the negative were:

Anzelc	Dominguez	Johnson	Mahoney	Peterson, A.	Thissen
Atkins	Erhardt	Juhnke	Mariani	Peterson, S.	Tillberry
Benson	Faust	Kahn	Marquart	Poppe	Tschumper
Bigham	Gardner	Kalin	Masin	Rukavina	Wagenius
Bly	Greiling	Knuth	Moe	Ruud	Walker
Brown	Hansen	Kranz	Morgan	Sailer	Welti
Brynaert	Hausman	Laine	Morrow	Scalze	Winkler
Bunn	Hilstrom	Lesch	Mullery	Sertich	Wollschlager
Carlson	Hilty	Liebling	Murphy, E.	Simon	Spk. Kelliher
Clark	Hornstein	Lieder	Nelson	Slawik	
Davnie	Hortman	Lillie	Norton	Slocum	
Dill	Huntley	Loeffler	Olin	Solberg	
Dittrich	Jaros	Madore	Paymar	Thao	

The motion did not prevail and the amendment was not adopted.

Walker, Mariani, Davnie and Greiling moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 51, lines 24 and 25, delete "offer a responsible family life and sexuality education program under this section to a pupil only with" and insert "develop a policy requiring"

Page 51, line 26, delete "A school district" and insert "If a school district develops a policy, it"

The motion prevailed and the amendment was adopted.

Erickson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Pages 50 to 53, delete section 16

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Erickson amendment and the roll was called. There were 46 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Gottwalt	Koenen	Paulsen	Sviggum
Anderson, S.	Eastlund	Gunther	Kohls	Pelowski	Tingelstad
Beard	Eken	Hackbarth	Lanning	Peppin	Urdahl
Brod	Emmer	Hamilton	Magnus	Ruth	Wardlow
Buesgens	Erickson	Heidgerken	McNamara	Seifert	Westrom
Cornish	Finstad	Holberg	Nornes	Severson	Zellers
Dean	Fritz	Hoppe	Olson	Shimanski	
Demmer	Garofalo	Howes	Otremba	Smith	

Those who voted in the negative were:

Anzenc	Dominguez	Jaros	Mahoney	Peterson, A.	Thao
Atkins	Doty	Johnson	Mariani	Peterson, N.	Thissen
Benson	Erhardt	Juhnke	Marquart	Peterson, S.	Tillberry
Berns	Faust	Kahn	Masin	Poppe	Tschumper
Bigham	Gardner	Kalin	McFarlane	Rukavina	Wagenius
Bly	Greiling	Knuth	Moe	Ruud	Walker
Brown	Hansen	Kranz	Morgan	Sailer	Ward
Brynaert	Hausman	Laine	Morrow	Scalze	Welti
Bunn	Haws	Lenczewski	Mullery	Sertich	Winkler
Carlson	Hilstrom	Lesch	Murphy, E.	Simon	Wollschlager
Clark	Hilty	Liebling	Murphy, M.	Simpson	Spk. Kelliher
Davnie	Hornstein	Lieder	Nelson	Slawik	
DeLaForest	Hortman	Lillie	Norton	Slocum	
Dill	Hosch	Loeffler	Olin	Solberg	
Dittrich	Huntley	Madore	Paymar	Swails	

The motion did not prevail and the amendment was not adopted.

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 98 yeas and 34 nays as follows:

Those who voted in the affirmative were:

Abeler	Eken	Howes	Madore	Paymar	Swails
Anzelc	Erhardt	Huntley	Magnus	Pelowski	Thao
Atkins	Faust	Jaros	Mahoney	Peterson, A.	Thissen
Benson	Finstad	Johnson	Mariani	Peterson, N.	Tillberry
Bigham	Fritz	Juhnke	Marquart	Peterson, S.	Tschumper
Bly	Gardner	Kahn	Masin	Poppe	Urdahl
Brown	Greiling	Kalin	McNamara	Rukavina	Wagenius
Brynaert	Gunther	Knuth	Moe	Ruud	Walker
Carlson	Hansen	Koenen	Morgan	Sailer	Ward
Clark	Hausman	Kranz	Morrow	Scalze	Welti
Davnie	Haws	Laine	Mullery	Sertich	Winkler
Dean	Heidgerken	Lenczewski	Murphy, E.	Simon	Wollschlager
Dettmer	Hilstrom	Lesch	Murphy, M.	Simpson	Spk. Kelliher
Dill	Hilty	Liebling	Nelson	Slawik	
Dittrich	Hornstein	Lieder	Norton	Slocum	
Dominguez	Hortman	Lillie	Olin	Smith	
Doty	Hosch	Loeffler	Otremba	Solberg	

Those who voted in the negative were:

Anderson, S.	Cornish	Garofalo	Kohls	Peppin	Tingelstad
Beard	DeLaForest	Gottwalt	Lanning	Ruth	Wardlow
Berns	Demmer	Hackbarth	McFarlane	Seifert	Westrom
Brod	Eastlund	Hamilton	Nornes	Severson	Zellers
Buesgens	Emmer	Holberg	Olson	Shimanski	
Bunn	Erickson	Hoppe	Paulsen	Sviggum	

The motion prevailed.

Hamilton, Urdahl and Heidgerken moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 9, after line 29 insert:

"Sec. 12. Minnesota Statutes 2006, section 126C.05, subdivision 5, is amended to read:

Subd. 5. **Adjusted pupil units.** (a) Adjusted pupil units for a district or charter school means the sum of:

(1) the number of pupil units served, according to subdivision 7, plus

(2) pupil units according to subdivision 1 for whom the district or charter school pays tuition under section 123A.18, 123A.22, 123A.30, 123A.32, 123A.44, 123A.488, 123B.88, subdivision 4, 124D.04, 124D.05, 125A.03 to 125A.24, 125A.51, or 125A.65, minus

(3) pupil units according to subdivision 1 for whom the district or charter school receives tuition under section 123A.18, 123A.22, 123A.30, 123A.32, 123A.44, 123A.488, 123B.88, subdivision 4, 124D.04, 124D.05, 125A.03 to 125A.24, 125A.51, or 125A.65.

(b) Adjusted marginal cost pupil units means the greater of:

(1) the sum of ~~.77~~ .66 times the pupil units defined in paragraph (a) for the current school year and ~~.23~~ .34 times the pupil units defined in paragraph (a) for the previous school year; or

(2) the number of adjusted pupil units defined in paragraph (a) for the current school year.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008.

Sec. 13. Minnesota Statutes 2006, section 126C.05, subdivision 6, is amended to read:

Subd. 6. **Resident pupil units.** (a) Resident pupil units for a district means the number of pupil units according to subdivision 1 residing in the district.

(b) Resident marginal cost pupil units means the greater of:

(1) the sum of ~~.77~~ .66 times the pupil units defined in paragraph (a) for the current year and ~~.23~~ .34 times the pupil units defined in paragraph (a) for the previous school year; or

(2) the number of resident pupil units defined in paragraph (a) for the current school year.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

Page 28, line 29, delete "5,654,187,000" and insert "5,664,087,000"

Page 28, line 30, delete "5,977,201,000" and insert "5,988,201,000"

Page 28, line 31, delete "\$5,122,454,000" and insert "\$5,132,354,000"

Page 29, line 1, delete "\$550,550,000" and insert "\$551,650,000"

Page 29, line 1, delete "\$5,426,651,000" and insert "\$5,436,551,000"

Page 30, delete lines 18 to 32

Page 31, delete lines 1 to 4

Page 89, delete lines 29 to 35

Page 90, delete lines 1 to 33

Page 91, delete lines 1 to 4

Page 92, delete lines 6 to 35

Page 93, delete lines 1 to 7

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Hamilton et al amendment and the roll was called. There were 29 yeas and 103 nays as follows:

Those who voted in the affirmative were:

Brod	Eastlund	Hamilton	Nornes	Severson	Ward
Brown	Erickson	Heidgerken	Olson	Shimanski	Welti
Buesgens	Finstad	Howes	Otremba	Simpson	Westrom
Cornish	Fritz	Lanning	Ruth	Sviggum	Wollschlager
Demmer	Gunther	Magnus	Seifert	Urdahl	

Those who voted in the negative were:

Abeler	Dittrich	Hoppe	Lieder	Olin	Solberg
Anderson, S.	Dominguez	Hornstein	Lillie	Paulsen	Swails
Anzenc	Doty	Hortman	Loeffler	Paymar	Thao
Atkins	Eken	Hosch	Madore	Pelowski	Thissen
Beard	Emmer	Huntley	Mahoney	Peppin	Tillberry
Benson	Erhardt	Jaros	Mariani	Peterson, A.	Tingelstad
Berns	Faust	Johnson	Marquart	Peterson, N.	Tschumper
Bigham	Gardner	Juhnke	Masin	Peterson, S.	Wagenius
Bly	Garofalo	Kahn	McFarlane	Poppe	Walker
Brynaert	Gottwalt	Kalin	McNamara	Rukavina	Wardlow
Bunn	Greiling	Knuth	Moe	Ruud	Winkler
Carlson	Hackbarth	Koenen	Morgan	Sailer	Zellers
Clark	Hansen	Kohls	Morrow	Scalze	Spk. Kelliher
Davnie	Hausman	Kranz	Mullery	Sertich	
Dean	Haws	Laine	Murphy, E.	Simon	
DeLaForest	Hilstrom	Lenczewski	Murphy, M.	Slawik	
Dettmer	Hilty	Lesch	Nelson	Slocum	
Dill	Holberg	Liebling	Norton	Smith	

The motion did not prevail and the amendment was not adopted.

Erickson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 52, line 25, after "HIV" insert ", Chlamydia."

Page 52, line 31, after "HIV" insert ", Chlamydia."

Page 52, line 34, after "HIV" insert ", Chlamydia."

Page 53, line 2, after "HIV" insert ", Chlamydia."

The motion prevailed and the amendment was adopted.

The Speaker called Juhnke to the Chair.

Olson, Erickson, Cornish and Hackbarth moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 21, line 15, after the period, insert "A district under clause (5) of this paragraph must obtain the informed prior written consent of a child's parent or guardian before using a suicide prevention tool with that child. When seeking to obtain such consent, the district first must provide the parent or guardian with a copy of all questions the child may be asked as a result of the district's use of the suicide prevention tool and inform the parent or guardian that there is no obligation to accept or comply with a recommendation or referral resulting from the district's use of the suicide prevention tool."

A roll call was requested and properly seconded.

The question was taken on the Olson et al amendment and the roll was called. There were 41 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Anderson, S.	DeLaForest	Garofalo	Hoppe	Paulsen	Smith
Beard	Demmer	Gottwalt	Kohls	Peppin	Sviggum
Brod	Dettmer	Gunther	Lanning	Ruth	Urdahl
Buesgens	Eastlund	Hackbarth	Magnus	Seifert	Wardlow
Bunn	Emmer	Hamilton	McNamara	Severson	Westrom
Cornish	Erickson	Heidgerken	Nornes	Shimanski	Zellers
Dean	Finstad	Holberg	Olson	Simpson	

Those who voted in the negative were:

Anzelc	Eken	Huntley	Loeffler	Olin	Slocum
Atkins	Erhardt	Jaros	Madore	Otremba	Solberg
Benson	Faust	Johnson	Mahoney	Paymar	Swails
Berns	Fritz	Juhnke	Mariani	Pelowski	Thao
Bigham	Gardner	Kahn	Marquart	Peterson, A.	Thissen
Bly	Greiling	Kalin	Masin	Peterson, N.	Tillberry
Brown	Hansen	Knuth	McFarlane	Peterson, S.	Tschumper
Brynaert	Hausman	Koenen	Moe	Poppe	Wagenius
Carlson	Haws	Kranz	Morgan	Rukavina	Walker
Clark	Hilstrom	Laine	Morrow	Ruud	Ward
Davnie	Hilty	Lenczewski	Mullery	Sailer	Welti
Dill	Hornstein	Lesch	Murphy, E.	Scalze	Winkler
Dittrich	Hortman	Liebling	Murphy, M.	Sertich	Wollschlager
Dominguez	Hosch	Lieder	Nelson	Simon	Spk. Kelliher
Doty	Howes	Lillie	Norton	Slawik	

The motion did not prevail and the amendment was not adopted.

Dettmer, Wardlow, Urdahl and Sviggum moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2006, section 126C.10, subdivision 2, is amended to read:

Subd. 2. **Basic revenue.** (a) The basic revenue for each district equals the formula allowance times the adjusted marginal cost pupil units for the school year. The formula allowance for fiscal year 2005 is \$4,601. The formula allowance for fiscal year 2006 is \$4,783. The formula allowance for fiscal year 2007 and subsequent years is \$4,974.

(b) The basic formula allowance in paragraph (a) is increased by \$255 for fiscal year 2008 and by \$648 for fiscal year 2009 and later. The increase in the formula allowance under this paragraph applies only for general education basic revenue and does not affect any other school formula.

(c) At least 90 percent of the revenue received under paragraph (b) must be spent on regular classroom instruction as defined in the uniform financial and accounting standards used for school accounting.

EFFECTIVE DATE. This section is effective for revenue for fiscal year 2008."

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Dettmer et al amendment and the roll was called. There were 29 yeas and 101 nays as follows:

Those who voted in the affirmative were:

Beard	Eastlund	Hackbarth	Magnus	Seifert	Urdahl
Brod	Emmer	Heidgerken	Nornes	Severson	Wardlow
Buesgens	Erickson	Holberg	Olson	Shimanski	Westrom
Dean	Garofalo	Hoppe	Peppin	Simpson	Zellers
Dettmer	Gottwalt	Kohls	Ruth	Sviggum	

Those who voted in the negative were:

Abeler	Dittrich	Hornstein	Liebling	Nelson	Slocum
Anderson, S.	Dominguez	Hortman	Lieder	Norton	Smith
Anzelc	Doty	Hosch	Lillie	Olin	Solberg
Atkins	Eken	Howes	Loeffler	Otremba	Swails
Benson	Erhardt	Huntley	Madore	Paulsen	Thao
Berns	Faust	Jaros	Mahoney	Paymar	Thissen
Bigham	Finstad	Johnson	Mariani	Pelowski	Tillberry
Bly	Fritz	Juhnke	Marquart	Peterson, A.	Tingelstad
Brown	Gardner	Kahn	Masin	Peterson, S.	Tschumper
Brynaert	Greiling	Kalin	McFarlane	Poppe	Wagenius
Bunn	Gunther	Knuth	McNamara	Rukavina	Walker
Carlson	Hamilton	Koenen	Moe	Ruud	Ward
Clark	Hansen	Kranz	Morgan	Sailer	Welti
Davnie	Hausman	Laine	Morrow	Scalze	Winkler
DeLaForest	Haws	Lanning	Mullery	Sertich	Wollschlager
Demmer	Hilstrom	Lenczewski	Murphy, E.	Simon	Spk. Kelliher
Dill	Hilty	Lesch	Murphy, M.	Slawik	

The motion did not prevail and the amendment was not adopted.

Gottwalt moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 198, delete lines 20 to 27

A roll call was requested and properly seconded.

The question was taken on the Gottwalt amendment and the roll was called. There were 31 yeas and 98 nays as follows:

Those who voted in the affirmative were:

Beard	Dittrich	Gottwalt	Magnus	Severson	Zellers
Buesgens	Eastlund	Hackbarth	Nornes	Shimanski	
Cornish	Emmer	Holberg	Olson	Sviggum	
Dean	Erickson	Kohls	Peppin	Urdahl	
Demmer	Finstad	Kranz	Ruth	Wardlow	
Dettmer	Garofalo	Lanning	Seifert	Westrom	

Those who voted in the negative were:

Abeler	Dominguez	Hosch	Madore	Paymar	Swails
Anderson, S.	Doty	Howes	Mahoney	Pelowski	Thao
Anzelc	Eken	Huntley	Mariani	Peterson, A.	Thissen
Atkins	Erhardt	Jaros	Marquart	Peterson, N.	Tillberry
Benson	Faust	Johnson	Masin	Peterson, S.	Tingelstad
Berns	Gardner	Juhnke	McFarlane	Poppe	Tschumper
Bigham	Greiling	Kahn	McNamara	Rukavina	Wagenius
Bly	Hamilton	Kalin	Moe	Ruud	Walker
Brod	Hansen	Knuth	Morgan	Sailer	Ward
Brown	Hausman	Koenen	Morrow	Scalze	Welti
Brynaert	Haws	Laine	Murphy, E.	Sertich	Winkler
Bunn	Heidgerken	Lenczewski	Murphy, M.	Simon	Wollschlager
Carlson	Hilstrom	Lesch	Nelson	Simpson	Spk. Kelliher
Clark	Hilty	Liebling	Norton	Slawik	
Davnie	Hoppe	Lieder	Olin	Slocum	
DeLaForest	Hornstein	Lillie	Otremba	Smith	
Dill	Hortman	Loeffler	Paulsen	Solberg	

The motion did not prevail and the amendment was not adopted.

Gottwalt and Holberg moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 175, after line 34, insert:

"Sec. 4. Minnesota Statutes 2006, section 121A.17, subdivision 5, is amended to read:

Subd. 5. **Developmental screening program information.** The board must inform each resident family with a child eligible to participate in the developmental screening program about the availability of the program and the state's requirement that a child receive a developmental screening or provide health records indicating that the child received a comparable developmental screening from a public or private health care organization or individual

health care provider not later than 30 days after the first day of attending kindergarten in a public school. A school district must inform all resident families with eligible children under age seven that their children may receive a developmental screening conducted either by the school district or by a public or private health care organization or individual health care provider. The notice must also provide that the family has a right not to have the child screened if the family has conscientiously held beliefs."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Demmer moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 50, line 31, delete "must" and insert "may"

A roll call was requested and properly seconded.

The question was taken on the Demmer amendment and the roll was called. There were 48 yeas and 83 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Gunther	Kohls	Otremba	Smith
Anderson, S.	Eastlund	Hackbarth	Lanning	Paulsen	Sviggum
Beard	Emmer	Hamilton	Magnus	Peppin	Swails
Brod	Erickson	Haws	McFarlane	Ruth	Tingelstad
Buesgens	Finstad	Heidgerken	McNamara	Seifert	Urdahl
Cornish	Fritz	Holberg	Murphy, M.	Severson	Wardlow
Dean	Garofalo	Hosch	Nornes	Shimanski	Westrom
Demmer	Gottwalt	Koenen	Olson	Simpson	Zellers

Those who voted in the negative were:

Anzenc	Dittrich	Howes	Lillie	Olin	Slocum
Atkins	Dominguez	Huntley	Loeffler	Paymar	Solberg
Benson	Doty	Jaros	Madore	Pelowski	Thao
Berns	Eken	Johnson	Mahoney	Peterson, A.	Thissen
Bigham	Erhardt	Juhnke	Mariani	Peterson, N.	Tillberry
Bly	Faust	Kahn	Marquart	Peterson, S.	Tschumper
Brown	Gardner	Kalin	Masin	Poppe	Wagenius
Brynaert	Greiling	Knuth	Moe	Rukavina	Walker
Bunn	Hansen	Kranz	Morgan	Ruud	Ward
Carlson	Hausman	Laine	Morrow	Sailer	Welti
Clark	Hilstrom	Lenczewski	Mullery	Scalze	Winkler
Davnie	Hilty	Lesch	Murphy, E.	Sertich	Wollschlager
DeLaForest	Hoppe	Liebling	Nelson	Simon	Spk. Kelliher
Dill	Hornstein	Lieder	Norton	Slawik	

The motion did not prevail and the amendment was not adopted.

Garofalo moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 20, line 19, delete the new language and reinstate the stricken language

Page 21, delete lines 6 to 11

Page 21, line 12, delete "(c)" and insert "(b)"

A roll call was requested and properly seconded.

The question was taken on the Garofalo amendment and the roll was called. There were 32 yeas and 100 nays as follows:

Those who voted in the affirmative were:

Beard	Eastlund	Gottwalt	Nornes	Seifert	Wardlow
Brod	Emmer	Gunther	Olson	Severson	Zellers
Buesgens	Erhardt	Hackbarth	Paulsen	Shimanski	
Cornish	Erickson	Hamilton	Peppin	Smith	
Dean	Finstad	Holberg	Peterson, N.	Sviggum	
Dettmer	Garofalo	Kohls	Ruth	Tingelstad	

Those who voted in the negative were:

Abeler	Dittrich	Hosch	Lillie	Norton	Solberg
Anderson, S.	Dominguez	Howes	Loeffler	Olin	Swails
Anzelc	Doty	Huntley	Madore	Otremba	Thao
Atkins	Eken	Jaros	Magnus	Paymar	Thissen
Benson	Faust	Johnson	Mahoney	Pelowski	Tillberry
Berns	Fritz	Juhnke	Mariani	Peterson, A.	Tschumper
Bigham	Gardner	Kahn	Marquart	Peterson, S.	Urdahl
Bly	Greiling	Kalin	Masin	Poppe	Wagenius
Brown	Hansen	Knuth	McFarlane	Rukavina	Walker
Brynaert	Hausman	Koenen	McNamara	Ruud	Ward
Bunn	Haws	Kranz	Moe	Sailer	Welti
Carlson	Heidgerken	Laine	Morgan	Scalze	Westrom
Clark	Hilstrom	Lanning	Morrow	Sertich	Winkler
Davnie	Hilty	Lenczewski	Mullery	Simon	Wollschlager
DeLaForest	Hoppe	Lesch	Murphy, E.	Simpson	Spk. Kelliher
Demmer	Hornstein	Liebling	Murphy, M.	Slawik	
Dill	Hortman	Lieder	Nelson	Slocum	

The motion did not prevail and the amendment was not adopted.

The Speaker resumed the Chair.

Eastlund moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 53, after line 11, insert:

"Subd. 5. **Promotion of sexual activity prohibited.** Nothing in this section shall be construed to encourage sexual activity."

A roll call was requested and properly seconded.

Walker moved to amend the Eastlund amendment to H. F. No. 6, the third engrossment, as amended, as follows:

Page 1, line 4, after the period, insert "Educational programs administered under this section shall not be construed to violate this subdivision."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the amendment to the amendment and the roll was called. There were 78 yeas and 54 nays as follows:

Those who voted in the affirmative were:

Anzelc	Doty	Jaros	Madore	Paymar	Smith
Atkins	Eken	Johnson	Mahoney	Pelowski	Solberg
Benson	Erhardt	Juhnke	Mariani	Peterson, A.	Swails
Berns	Faust	Kahn	Marquart	Peterson, S.	Thao
Bigham	Fritz	Kalin	Masin	Poppe	Thissen
Bly	Gardner	Knuth	Moe	Rukavina	Tillberry
Brown	Greiling	Kranz	Morrow	Ruud	Tschumper
Brynaert	Hansen	Laine	Mullery	Sailer	Wagenius
Carlson	Hausman	Lesch	Murphy, E.	Scalze	Walker
Clark	Hilstrom	Liebling	Murphy, M.	Sertich	Ward
Davnie	Hilty	Lieder	Nelson	Simon	Winkler
Dittrich	Hornstein	Lillie	Norton	Slawik	Wollschlager
Dominguez	Huntley	Loeffler	Otremba	Slocum	Spk. Kelliher

Those who voted in the negative were:

Abeler	Demmer	Gunther	Howes	Nornes	Shimanski
Anderson, S.	Dettmer	Hackbarth	Koenen	Olin	Simpson
Beard	Dill	Hamilton	Kohls	Olson	Svigum
Brod	Eastlund	Haws	Lanning	Paulsen	Tingelstad
Buesgens	Emmer	Heidgerken	Lenczewski	Peppin	Urdahl
Bunn	Erickson	Holberg	Magnus	Peterson, N.	Wardlow
Cornish	Finstad	Hoppe	McFarlane	Ruth	Welti
Dean	Garofalo	Hortman	McNamara	Seifert	Westrom
DeLaForest	Gottwalt	Hosch	Morgan	Severson	Zellers

The motion prevailed and the amendment to the amendment was adopted.

Eastlund withdrew the Eastlund amendment, as amended, to H. F. No. 6, the third engrossment, as amended.

MOTION FOR RECONSIDERATION

Demmer moved that the vote whereby the Dettmer et al amendment to H. F. No. 6, the third engrossment, as amended, was not adopted be now reconsidered. The motion prevailed.

The Dettmer et al amendment to H. F. No. 6, the third engrossment, as amended, was again reported to the House.

Dettmer withdrew the Dettmer et al amendment to H. F. No. 6, the third engrossment, as amended.

Olson; Erickson; Severson; Cornish; Hamilton; Emmer; Heidgerken; Beard; Eastlund; Anderson, B.; Shimanski and Finstad moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 34, line 31, after "science" insert ", including the theory of biological evolution and the acknowledged biological origin of man referenced in the Declaration of Independence. Schools must allocate an equal amount of time for the discussion of each"

A roll call was requested and properly seconded.

The question was taken on the Olson et al amendment and the roll was called. There were 22 yeas and 109 nays as follows:

Those who voted in the affirmative were:

Beard	Emmer	Gunther	Holberg	Severson	Wardlow
Buesgens	Erickson	Hackbarth	Olson	Shimanski	Zellers
Cornish	Garofalo	Hamilton	Peppin	Sviggum	
Eastlund	Gottwalt	Heidgerken	Seifert	Urdahl	

Those who voted in the negative were:

Anderson, S.	Dean	Greiling	Juhnke	Loeffler	Murphy, M.
Anzelc	DeLaForest	Hansen	Kahn	Madore	Nelson
Atkins	Demmer	Hausman	Kalin	Magnus	Nornes
Benson	Dettmer	Haws	Knuth	Mahoney	Norton
Berns	Dill	Hilstrom	Koenen	Mariani	Olin
Bigham	Dittrich	Hilty	Kohls	Marquart	Otremba
Bly	Dominguez	Hoppe	Kranz	Masin	Paulsen
Brod	Doty	Hornstein	Laine	McFarlane	Paymar
Brown	Eken	Hortman	Lanning	McNamara	Pelowski
Brynaert	Erhardt	Hosch	Lenczewski	Moe	Peterson, A.
Bunn	Faust	Howes	Lesch	Morgan	Peterson, N.
Carlson	Finstad	Huntley	Liebling	Morrow	Peterson, S.
Clark	Fritz	Jaros	Lieder	Mullery	Poppe
Davnie	Gardner	Johnson	Lillie	Murphy, E.	Rukavina

Ruth	Simon	Solberg	Tingelstad	Welti
Ruud	Simpson	Swails	Tschumper	Westrom
Sailer	Slawik	Thao	Wagenius	Winkler
Scalze	Slocum	Thissen	Walker	Wollschlager
Sertich	Smith	Tillberry	Ward	Spk. Kelliher

The motion did not prevail and the amendment was not adopted.

Olson moved to amend H. F. No. 6, the third engrossment, as amended, as follows:

Page 43, after line 21, insert:

"Sec. 10. **[120B.234] ENGLISH LANGUAGE EDUCATION.**

In order to ensure our citizens are able to be informed and form a cohesive society among many diverse cultures and become a highly productive workforce, a school district must strive to ensure that all students become proficient in the English language."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail and the amendment was not adopted.

H. F. No. 6, A bill for an act relating to education; providing for early childhood, family, adult, and prekindergarten through grade 12 education including general education, education excellence, special programs, facilities and technology, nutrition and accounting, libraries, state agencies, forecast adjustments, technical and conforming amendments, pupil transportation standards, and early childhood and adult programs; providing for task force and advisory groups; requiring school districts to give employees who are veterans the option to take personal leave on Veteran's Day and encouraging private employers to give employees who are veterans a day off with pay on Veteran's Day; requiring reports; authorizing rulemaking; funding parenting time centers; funding lead hazard reduction; appropriating money; amending Minnesota Statutes 2006, sections 13.32, by adding a subdivision; 16A.152, subdivision 2; 119A.50, by adding a subdivision; 119A.52; 119A.535; 120A.22, subdivision 7; 120B.021, subdivision 1; 120B.023, subdivision 2; 120B.024; 120B.11, subdivision 5; 120B.132; 120B.15; 120B.30; 120B.31, subdivision 3; 120B.36, subdivision 1; 121A.17, subdivision 5; 121A.22, subdivisions 1, 3, 4; 122A.16; 122A.18, by adding a subdivision; 122A.20, subdivision 1; 122A.414, subdivisions 1, 2; 122A.415, subdivision 1; 122A.60, subdivision 3; 122A.61, subdivision 1; 122A.628, subdivision 2; 122A.72, subdivision 5; 123A.73, subdivision 8; 123B.02, by adding a subdivision; 123B.10, subdivision 1, by adding a subdivision; 123B.143, subdivision 1; 123B.36, subdivision 1; 123B.37, subdivision 1; 123B.49, subdivision 4; 123B.53, subdivisions 1, 4, 5; 123B.54; 123B.57, subdivision 3; 123B.63, subdivision 3; 123B.77, subdivision 4; 123B.79, subdivisions 6, 8, by adding a subdivision; 123B.81, subdivisions 2, 4, 7; 123B.83, subdivision 2; 123B.88, subdivision 12; 123B.90, subdivision 2; 123B.92, subdivisions 1, 3, 5; 124D.095, subdivisions 2, 3, 4, 7; 124D.10, subdivisions 4, 8, 23a, 24; 124D.11, subdivision 1; 124D.111, subdivision 1; 124D.128, subdivisions 1, 2, 3; 124D.13, subdivisions 1, 2, 11, by adding a subdivision; 124D.135, subdivisions 1, 3, 5; 124D.16, subdivision 2; 124D.175; 124D.34, subdivision 7; 124D.4531; 124D.454, subdivisions 2, 3; 124D.531, subdivisions 1, 4; 124D.55; 124D.56, subdivisions 1, 2, 3; 124D.59, subdivision 2; 124D.65, subdivisions 5, 11; 124D.84, subdivision 1; 125A.11, subdivision 1; 125A.13;

125A.14; 125A.39; 125A.42; 125A.44; 125A.45; 125A.63, by adding a subdivision; 125A.75, subdivisions 1, 4; 125A.76, subdivisions 1, 2, 4, 5, by adding a subdivision; 125A.79, subdivisions 1, 5, 6, 8; 125B.15; 126C.01, subdivision 9, by adding subdivisions; 126C.05, subdivisions 1, 8, 15; 126C.10, subdivisions 1, 2, 2a, 2b, 4, 13a, 18, 24, 34, by adding a subdivision; 126C.126; 126C.13, subdivision 4; 126C.15, subdivision 2; 126C.17, subdivisions 6, 9; 126C.21, subdivisions 3, 5; 126C.41, by adding a subdivision; 126C.44; 126C.48, subdivisions 2, 7; 127A.441; 127A.47, subdivisions 7, 8; 127A.48, by adding a subdivision; 127A.49, subdivisions 2, 3; 128D.11, subdivision 3; 134.31, by adding a subdivision; 134.34, subdivision 4; 134.355, subdivision 9; 169.01, subdivision 6, by adding a subdivision; 169.443, by adding a subdivision; 169.447, subdivision 2; 169.4501, subdivisions 1, 2; 169.4502, subdivision 5; 169.4503, subdivisions 13, 20; 171.02, subdivisions 2, 2a; 171.321, subdivision 4; 205A.03, subdivision 1; 205A.05, subdivision 1; 205A.06, subdivision 1a; 272.029, by adding a subdivision; 273.11, subdivision 1a; 273.1393; 275.065, subdivisions 1, 1a, 3; 275.07, subdivision 2; 275.08, subdivision 1b; 276.04, subdivision 2; 517.08, subdivision 1c; Laws 2005, First Special Session chapter 5, article 1, sections 50, subdivision 2; 54, subdivisions 2, as amended, 4, 5, as amended, 6, as amended, 7, as amended, 8, as amended; article 2, sections 81, as amended; 84, subdivisions 2, as amended, 3, as amended, 4, as amended, 6, as amended, 10, as amended; article 3, section 18, subdivisions 2, as amended, 3, as amended, 4, as amended, 6, as amended; article 4, section 25, subdivisions 2, as amended, 3, as amended; article 5, section 17, subdivision 3, as amended; article 7, section 20, subdivisions 2, as amended, 3, as amended, 4, as amended; article 8, section 8, subdivisions 2, as amended, 5, as amended; article 9, section 4, subdivision 2; Laws 2006, chapter 263, article 3, section 15; Laws 2006, chapter 282, article 2, section 28, subdivision 4; article 3, section 4, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 119A; 121A; 122A; 123B; 124D; 135A; repealing Minnesota Statutes 2006, sections 120B.233; 121A.23; 123A.22, subdivision 11; 123B.81, subdivision 8; 124D.06; 124D.081, subdivisions 1, 2, 3, 4, 5, 6, 9; 124D.454, subdivisions 4, 5, 6, 7; 124D.531, subdivision 5; 124D.62; 125A.10; 125A.75, subdivision 6; 125A.76, subdivision 3; 169.4502, subdivision 15; 169.4503, subdivisions 17, 18, 26.

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

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 13 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Heidgerken	Liebling	Norton	Smith
Anderson, S.	Dill	Hilstrom	Lieder	Olin	Solberg
Anzenc	Dittrich	Hilty	Lillie	Otremba	Swails
Atkins	Dominguez	Hornstein	Loeffler	Paulsen	Thao
Beard	Doty	Hortman	Madore	Paymar	Thissen
Benson	Eastlund	Hosch	Magnus	Pelowski	Tillberry
Berns	Eken	Howes	Mahoney	Peterson, A.	Tingelstad
Bigham	Erhardt	Huntley	Mariani	Peterson, N.	Tschumper
Bly	Faust	Jaros	Marquart	Peterson, S.	Urdahl
Brod	Finstad	Johnson	Masin	Poppe	Wagenius
Brown	Fritz	Juhnke	McFarlane	Rukavina	Walker
Brynaert	Gardner	Kahn	McNamara	Ruth	Ward
Bunn	Garofalo	Kalin	Moe	Ruud	Wardlow
Carlson	Gottwalt	Knuth	Morgan	Sailer	Welti
Clark	Greiling	Koenen	Morrow	Scalze	Westrom
Cornish	Gunther	Kranz	Mullery	Sertich	Winkler
Davnie	Hamilton	Laine	Murphy, E.	Simon	Wollschlager
Dean	Hansen	Lanning	Murphy, M.	Simpson	Zellers
DeLaForest	Hausman	Lenczewski	Nelson	Slawik	Spk. Kelliher
Demmer	Haws	Lesch	Nornes	Slocum	

Those who voted in the negative were:

Buesgens	Hackbarth	Kohls	Seifert	Sviggum
Emmer	Holberg	Olson	Severson	
Erickson	Hoppe	Peppin	Shimanski	

The bill was passed, as amended, and its title agreed to.

CALENDAR FOR THE DAY

Sertich moved that the Calendar for the Day be continued. The motion prevailed.

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 946, A bill for an act relating to transportation finance; appropriating money for transportation, Metropolitan Council, and public safety activities; providing for fund transfers, general contingent accounts, tort claims, and state land sales; authorizing sale and issuance of trunk highway bonds for highways and transit facilities; modifying motor fuels and registration taxes; allocating motor vehicle sales tax revenue; modifying county state-aid allocation formula; modifying county wheelage tax; authorizing local transportation sales and use taxes; modifying provisions relating to various transportation-related funds and accounts; modifying fees for license plates, drivers' licenses, identification cards, and state patrol escort and flight services; prohibiting future toll facilities; making technical and clarifying changes; amending Minnesota Statutes 2006, sections 16A.88; 161.04, subdivision 3, by adding a subdivision; 162.06; 162.07, subdivision 1, by adding subdivisions; 163.051; 168.011, subdivision 6; 168.013, subdivisions 1, 1a; 168.017, subdivision 3; 168.12, subdivision 5; 168A.29, subdivision 1; 171.02, subdivision 3; 171.06, subdivision 2; 171.07, subdivisions 3a, 11; 171.20, subdivision 4; 296A.07, subdivision 3; 296A.08, subdivision 2; 297A.94; 297B.09, subdivision 1; 299D.09; 473.388, subdivision 4; 473.446, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 160; 297A; repealing Minnesota Statutes 2006, section 174.32.

The Senate has appointed as such committee:

Senators Murphy, Dibble, Sieben, Carlson and Bonoff.

Said House File is herewith returned to the House.

PATRICE DWORAK, First Assistant Secretary of the Senate

Madam Speaker:

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

S. F. Nos. 739, 1902, 2030, 642, 218, 289, 44, 1260, 1377, 1528, 1755, 1161, 2043, 1165, 1597, 1675, 683, 1338 and 1266.

PATRICE DWORAK, First Assistant Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 739, A bill for an act relating to natural resources; modifying all-terrain vehicle operating provisions; amending Minnesota Statutes 2006, sections 84.9256, subdivision 2, by adding a subdivision; 84.9257; 84.926, by adding a subdivision; 84.928, subdivision 1; 169A.35, subdivision 1; repealing Minnesota Statutes 2006, section 84.928, subdivision 8.

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

S. F. No. 1902, A bill for an act relating to state government; including definition terms for energy forward pricing mechanisms; amending Minnesota Statutes 2006, section 16C.143, subdivision 1.

The bill was read for the first time.

Simon moved that S. F. No. 1902 and H. F. No. 1555, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2030, A bill for an act relating to state government; providing rulemaking authority for surplus property; amending Minnesota Statutes 2006, section 16C.03, subdivision 2.

The bill was read for the first time.

Simon moved that S. F. No. 2030 and H. F. No. 1493, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 642, A bill for an act relating to natural resources; modifying requirements for ditch buffers; requiring annual drainage authority reports; modifying drainage repair and inspection requirements; amending Minnesota Statutes 2006, sections 103E.021, subdivisions 1, 2, 3, by adding a subdivision; 103E.315, subdivision 8; 103E.321, subdivision 1; 103E.701, by adding a subdivision; 103E.705, subdivisions 1, 2, 3; 103E.728, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 103E.

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

S. F. No. 218, A bill for an act relating to airport zoning regulations; establishing disclosure duties regarding airport zoning; amending Minnesota Statutes 2006, sections 82.22, subdivision 8; 513.56, subdivision 3; repealing Minnesota Statutes 2006, section 360.065, subdivision 3.

The bill was read for the first time.

Beard moved that S. F. No. 218 and H. F. No. 556, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 289, A bill for an act relating to transportation; changing expiration date of Mississippi River Parkway Commission to 2012; amending Minnesota Statutes 2006, section 161.1419, subdivision 8.

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

S. F. No. 44, A bill for an act relating to health occupations; changing a medical practice licensing provision for United States or Canadian medical school graduates; modifying the time period in which applicants applying for a license to practice medicine must take and pass the United States Medical Licensing Examination; permitting certain foreign medical school graduates to use a credentials verification service; amending Minnesota Statutes 2006, sections 147.02, subdivision 1, by adding a subdivision; 147.037, subdivision 1.

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

S. F. No. 1260, A bill for an act relating to agriculture; changing certain food license requirements; changing certain milk requirements; eliminating a requirement on sale of bulk tanks; repealing the Dairy Trade Practices Act; clarifying certain penalties; amending Minnesota Statutes 2006, sections 28A.04, subdivision 1; 28A.06; 32.21, subdivision 4; 32.212; 32.394, subdivision 4; 32.415; repealing Minnesota Statutes 2006, section 32.213.

The bill was read for the first time.

Tschumper moved that S. F. No. 1260 and H. F. No. 1939, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1377, A bill for an act relating to state government; revising certain laws governing state boards and advisory groups; amending Minnesota Statutes 2006, sections 15.059, subdivision 5; 16B.181, subdivision 2; 16C.17; 21.112; 43A.318, subdivision 1; 62J.693, subdivision 2; 92.35; 129D.04, subdivision 1; 240.18, subdivision 4; 245.71; 245.97, by adding a subdivision; 252.282, subdivision 5; 353D.01, subdivision 1; 354C.12, subdivision 4; 356A.02, subdivision 1; Laws 1976, chapter 199, section 14, subdivision 1, as amended; repealing Minnesota Statutes 2006, sections 3.884; 16B.055; 16B.65, subdivision 5; 16B.76; 18B.305, subdivision 3; 43A.318, subdivision 3; 62J.692, subdivision 2; 115.54; 115A.9651, subdivision 5; 116C.93; 116O.091, subdivision 7; 125B.21; 127A.30; 145.9266, subdivisions 6, 7; 175.008; 241.021, subdivision 4b; 242.56, subdivision 3; 245.699; 252.282, subdivision 4; 256B.0625, subdivision 13a; 256B.77, subdivision 23; 256C.28; 299A.293; 299A.331; 326.41; 352.98, subdivision 6; 354B.25, subdivision 1a; 611A.25; 611A.361.

The bill was read for the first time.

Tingelstad moved that S. F. No. 1377 and H. F. No. 1340, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1528, A bill for an act relating to Hennepin County; clarifying the authority of the county housing and redevelopment authority; amending Minnesota Statutes 2006, section 383B.77, subdivisions 1, 2.

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

S. F. No. 1755, A bill for an act relating to local government; authorizing certain charitable organizations to participate in joint powers agreements; amending Minnesota Statutes 2006, sections 16C.03, subdivision 10; 16C.11.

The bill was read for the first time.

Pelowski moved that S. F. No. 1755 and H. F. No. 1486, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1161, A bill for an act relating to highways; regulating highway contracts; amending Minnesota Statutes 2006, section 161.32, subdivisions 1, 1b, 4.

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

S. F. No. 2043, A bill for an act relating to the city of Anoka; authorizing the city in its home rule charter to provide the procedure for the appointment of the city housing and redevelopment authority commissioners.

The bill was read for the first time.

Abeler moved that S. F. No. 2043 and H. F. No. 2223, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1165, A bill for an act relating to the open meeting law; authorizing meetings by telephone or other electronic means under certain conditions; amending Minnesota Statutes 2006, section 13D.05, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 13D.

The bill was read for the first time.

Welti moved that S. F. No. 1165 and H. F. No. 1303, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1597, A bill for an act relating to state employees; streamlining the registration process for organizations to participate in the state employee combined charities campaign; amending Minnesota Statutes 2006, sections 16A.134; 43A.04, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 43A; repealing Minnesota Statutes 2006, section 309.501.

The bill was read for the first time.

Bigham moved that S. F. No. 1597 and H. F. No. 1957, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1675, A bill for an act relating to the military; expanding uses for money in the Minnesota "Support Our Troops" account; amending Minnesota Statutes 2006, section 190.19, subdivision 2.

The bill was read for the first time.

Haws moved that S. F. No. 1675 and H. F. No. 1157, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 683, A bill for an act relating to veterans homes; authorizing certain commissary privileges; amending Minnesota Statutes 2006, section 198.075.

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

S. F. No. 1338, A bill for an act relating to public safety; permitting use of 911 data to notify the public of an emergency; providing immunity for telecommunications service providers; amending Minnesota Statutes 2006, section 403.07, subdivisions 4, 5.

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

S. F. No. 1266, A bill for an act relating to health; requiring hospital emergency rooms to provide emergency contraception, prophylactic antibiotics, and information to sexual assault victims; proposing coding for new law in Minnesota Statutes, chapter 145.

The bill was read for the first time.

Slawik moved that S. F. No. 1266 and H. F. No. 1442, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

MOTIONS AND RESOLUTIONS

Juhnke moved that the name of Otremba be added as an author on H. F. No. 944. The motion prevailed.

Moe moved that the name of Anderson, B., be added as an author on H. F. No. 1128. The motion prevailed.

Simon moved that the name of Berns be added as an author on H. F. No. 1239. The motion prevailed.

Hortman moved that the name of Otremba be added as an author on H. F. No. 1602. The motion prevailed.

Eken moved that the name of Welti be added as an author on H. F. No. 1666. The motion prevailed.

Walker moved that the name of Welti be added as an author on H. F. No. 1723. The motion prevailed.

Juhnke moved that the name of Welti be added as an author on H. F. No. 1763. The motion prevailed.

Brod moved that the name of Welti be added as an author on H. F. No. 1765. The motion prevailed.

Bunn moved that the names of Gardner and Norton be added as authors on H. F. No. 1883. The motion prevailed.

Magnus moved that the name of Ruth be added as an author on H. F. No. 2200. The motion prevailed.

Brod moved that the name of Abeler be added as an author on H. F. No. 2344. The motion prevailed.

Hausman moved that the name of Abeler be added as an author on H. F. No. 2415. The motion prevailed.

Anderson, B., moved that the name of Abeler be added as an author on H. F. No. 2419. The motion prevailed.

Marquart moved that the name of Seifert be added as an author on H. F. No. 2433. The motion prevailed.

ADJOURNMENT

Sertich moved that when the House adjourns today it adjourn until 9:30 a.m., Thursday, April 19, 2007. The motion prevailed.

Sertich moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:30 a.m., Thursday, April 19, 2007.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

