

STATE OF MINNESOTA

EIGHTY-SIXTH SESSION — 2010

EIGHTIETH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MARCH 25, 2010

The House of Representatives convened at 12:30 p.m. and was called to order by Margaret Anderson Kelliher, Speaker of the House.

Prayer was offered by the Reverend Chris Enstad, Crystal, 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	Dettmer	Haws	Lanning	Newton	Severson
Anderson, B.	Dill	Hayden	Lenczewski	Nornes	Shimanski
Anderson, P.	Dittrich	Hilstrom	Liebling	Norton	Simon
Anderson, S.	Doepke	Hilty	Lieder	Obermueller	Slawik
Anzelc	Doty	Hoppe	Lillie	Olin	Slocum
Beard	Downey	Hornstein	Loeffler	Otremba	Smith
Benson	Drazkowski	Hortman	Loon	Paymar	Solberg
Bigham	Eastlund	Hosch	Mack	Pelowski	Sterner
Bly	Eken	Howes	Magnus	Peppin	Swails
Brod	Emmer	Huntley	Mahoney	Persell	Thao
Brown	Falk	Jackson	Mariani	Peterson	Thissen
Brynaert	Faust	Johnson	Marquart	Poppe	Tillberry
Buesgens	Fritz	Juhnke	Masin	Reinert	Torkelson
Bunn	Gardner	Kahn	McFarlane	Rosenthal	Urdahl
Carlson	Garofalo	Kalin	McNamara	Rukavina	Wagenius
Champion	Gottwalt	Kath	Morgan	Ruud	Ward
Clark	Greiling	Kelly	Morrow	Sailer	Welti
Cornish	Gunther	Kiffmeyer	Mullery	Sanders	Westrom
Davids	Hackbarth	Knuth	Murdock	Scalze	Winkler
Davnie	Hamilton	Koenen	Murphy, E.	Scott	Zellers
Dean	Hansen	Kohls	Murphy, M.	Seifert	Spk. Kelliher
Demmer	Hausman	Laine	Nelson	Sertich	

A quorum was present.

Atkins was excused.

Lesch was excused until 1:25 p.m. Holberg was excused until 1:30 p.m.

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

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL 55155

March 24, 2010

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives
The State of Minnesota

Dear Speaker Kelliher:

Please be advised that I have received, approved, signed, and deposited in the Office of the Secretary of State the following House Files:

H. F. No. 2706, relating to certified public accountants; clarifying licensing requirements.

H. F. No. 3111, relating to elections; requiring use of a ballot board to process absentee ballots; permitting absentee ballots to be counted starting on the fourth day prior to an election; modifying other absentee ballot processing procedures.

Sincerely,

TIM PAWLENTY
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2010 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<i>S. F. No.</i>	<i>H. F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Time and Date Approved 2010</i>	<i>Date Filed 2010</i>
	2706	191	10:18 a.m. March 24	March 24
2439		192	10:14 a.m. March 24	March 24

2259		193	10:15 a.m. March 24	March 24
	3111	194	10:17 a.m. March 24	March 24

Sincerely,

MARK RITCHIE
Secretary of State

REPORTS OF STANDING COMMITTEES AND DIVISIONS

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

H. F. No. 2695, A bill for an act relating to economic development; encouraging job creation; allowing tax credits for small business investment and historic structure rehabilitation; expanding the use of special assessment for certain energy improvements; expanding the permitted use of tax increment financing for certain projects; repealing restrictions on city of Bloomington's development of the Mall of America site; providing for tax system and debt collection management; establishing voluntary energy improvement financing program for local governments, transportation infrastructure loans, qualified green building and sustainable design projects, a create automotive recovery zone, and tax increment financing districts; modifying apprenticeship training facility property tax exemption and minerals distributions; appropriating money; amending Minnesota Statutes 2008, sections 13.4967, by adding a subdivision; 297I.20, by adding a subdivision; 429.021, subdivision 1; 429.101, subdivision 1; 446A.085, by adding a subdivision; 469.174, by adding a subdivision; 469.175, by adding a subdivision; 469.176, subdivisions 1b, 4c, by adding subdivisions; 469.310, subdivisions 6, 11, by adding subdivisions; 469.312, subdivisions 1, 3; 469.314, subdivisions 1, 4; 469.315; Minnesota Statutes 2009 Supplement, sections 272.02, subdivision 86; 298.294; 469.153, subdivision 2; 469.312, subdivision 5; Laws 1986, chapter 391, section 1; Laws 1995, chapter 264, article 5, sections 44, subdivision 4, as amended; 45, subdivision 1, as amended; Laws 2008, chapter 366, article 5, sections 28, subdivisions 1, 2; 29, subdivisions 1, 2, 4; Laws 2009, chapter 78, article 7, section 2; proposing coding for new law in Minnesota Statutes, chapters 116J; 216C; 290; 469; repealing Laws 1996, chapter 464, article 1, section 8, subdivision 5.

Reported the same back with the following amendments:

Page 1, line 31, delete "is" and insert "are"

Page 9, line 25, delete "of this section is nonpublic data" and insert "are nonpublic data or private data on individuals"

Page 9, line 26, after "9" insert "or 12"

Page 10, line 5, after "nonpublic" insert "or private"

Page 14, line 11, delete "be provided" and insert "provide for end use of the electrical energy from an off-site facility"

Page 14, line 12, delete everything before the period

Page 15, line 25, strike "7,500" and insert "7,400"

Page 19, line 10, after the comma, insert "for refunding application fees under subdivision 3."

Page 20, after line 22, insert:

"Sec. 8. Minnesota Statutes 2008, section 297A.68, subdivision 37, is amended to read:

Subd. 37. Job opportunity building zones. (a) Purchases of tangible personal property or taxable services by a qualified business, as defined in section 469.310, are exempt if the property or services are primarily used or consumed in a job opportunity building zone designated under section 469.314. For purposes of this subdivision, an aerial camera package, including any camera, computer, and navigation device contained in the package, that is used in an aircraft that is operated under a Federal Aviation Administration Restricted Airworthiness Certificate according to Code of Federal Regulations, title 14, part 21, section 21.25(b)(3), relating to aerial surveying, and that is based, maintained, and dispatched from a job opportunity building zone, qualifies as primarily used or consumed in a job opportunity building zone if the imagery acquired from the aerial camera package is returned to the job opportunity building zone for processing. The exemption for an aerial camera package is limited as provided in this subdivision and the tax must be imposed and collected as if the rate under section 297A.62, subdivision 1, applied and then refunded in the manner provided in section 297A.75. The total amount of the aerial camera package exemption refunded for all taxpayers for all fiscal years is limited to \$50,000 in taxes.

(b) Purchase and use of construction materials and supplies used or consumed in, and equipment incorporated into, the construction of improvements to real property in a job opportunity building zone are exempt if the improvements after completion of construction are to be used in the conduct of a qualified business, as defined in section 469.310. This exemption applies regardless of whether the purchases are made by the business or a contractor.

(c) The exemptions under this subdivision apply to a local sales and use tax regardless of whether the local sales tax is imposed on the sales taxable as defined under this chapter.

(d) This subdivision applies to sales, if the purchase was made and delivery received during the duration of the zone.

(e) Notwithstanding the restriction in paragraph (a), which requires items purchased to be primarily used or consumed in the zone, purchases by a qualified business that is an electrical cooperative located in Meeker County of equipment and materials used for the generation, transmission, and distribution of electrical energy are exempt under this subdivision, except that:

(1) the exemption for materials and equipment used or consumed outside the zone must not exceed \$200,000 in taxes for all taxpayers for all fiscal years; and

(2) no sales and use tax exemption is allowed for equipment purchased for resale.

For purposes of this paragraph, the tax must be imposed and collected as if the rate under section 297A.62, subdivision 1, applied and then refunded in the manner provided in section 297A.75.

(f) For the purchase and use of construction materials and supplies used or consumed in, and equipment incorporated into property located in a create automotive recovery zone, or for the purchase of tangible personal property or taxable services by a qualified business located in a create automotive recovery zone, the tax must be imposed and collected as if the applicable rate under section 297A.62 applied and then refunded as provided in section 297A.75. The taxpayer must attach to the claim for refund information sufficient for the commissioner to determine that the improvements are being occupied by a business that has signed a business subsidy agreement. The commissioner shall not pay any refunds on taxes collected under this paragraph until after June 30, 2013.

EFFECTIVE DATE. This section is effective for purchases made after December 31, 2011.

Sec. 9. Minnesota Statutes 2009 Supplement, section 297A.75, subdivision 1, is amended to read:

Subdivision 1. **Tax collected.** The tax on the gross receipts from the sale of the following exempt items must be imposed and collected as if the sale were taxable and the rate under section 297A.62, subdivision 1, applied. The exempt items include:

- (1) capital equipment exempt under section 297A.68, subdivision 5;
- (2) building materials for an agricultural processing facility exempt under section 297A.71, subdivision 13;
- (3) building materials for mineral production facilities exempt under section 297A.71, subdivision 14;
- (4) building materials for correctional facilities under section 297A.71, subdivision 3;
- (5) building materials used in a residence for disabled veterans exempt under section 297A.71, subdivision 11;
- (6) elevators and building materials exempt under section 297A.71, subdivision 12;
- (7) building materials for the Long Lake Conservation Center exempt under section 297A.71, subdivision 17;
- (8) materials and supplies for qualified low-income housing under section 297A.71, subdivision 23;
- (9) materials, supplies, and equipment for municipal electric utility facilities under section 297A.71, subdivision 35;
- (10) equipment and materials used for the generation, transmission, and distribution of electrical energy and an aerial camera package exempt under section 297A.68, subdivision 37;
- (11) tangible personal property and taxable services and construction materials, supplies, and equipment exempt under section 297A.68, subdivision 41;
- (12) commuter rail vehicle and repair parts under section 297A.70, subdivision 3, clause (11);
- (13) materials, supplies, and equipment for construction or improvement of projects and facilities under section 297A.71, subdivision 40; ~~and~~
- (14) materials, supplies, and equipment for construction or improvement of a meat processing facility exempt under section 297A.71, subdivision 41; and
- (15) tangible personal property and taxable services and construction materials, supplies, and equipment exempt under section 297A.68, subdivision 37, paragraph (f), that are used by a qualified business in a create automotive recovery zone.

EFFECTIVE DATE. This section is effective for purchases made after December 31, 2011.

Sec. 10. Minnesota Statutes 2009 Supplement, section 297A.75, subdivision 2, is amended to read:

Subd. 2. **Refund; eligible persons.** Upon application on forms prescribed by the commissioner, a refund equal to the tax paid on the gross receipts of the exempt items must be paid to the applicant. Only the following persons may apply for the refund:

- (1) for subdivision 1, clauses (1) to (3), the applicant must be the purchaser;
- (2) for subdivision 1, clauses (4) and (7), the applicant must be the governmental subdivision;
- (3) for subdivision 1, clause (5), the applicant must be the recipient of the benefits provided in United States Code, title 38, chapter 21;
- (4) for subdivision 1, clause (6), the applicant must be the owner of the homestead property;
- (5) for subdivision 1, clause (8), the owner of the qualified low-income housing project;
- (6) for subdivision 1, clause (9), the applicant must be a municipal electric utility or a joint venture of municipal electric utilities;
- (7) for subdivision 1, clauses (10), (11), ~~and (14), and (15)~~, the owner of the qualifying business; and
- (8) for subdivision 1, clauses (12) and (13), the applicant must be the governmental entity that owns or contracts for the project or facility.

EFFECTIVE DATE. This section is effective for purchases made after December 31, 2011."

Page 21, after line 3, insert:

"Sec. 12. Minnesota Statutes 2009 Supplement, section 298.227, is amended to read:

298.227 TACONITE ECONOMIC DEVELOPMENT FUND.

(a) An amount equal to that distributed pursuant to each taconite producer's taxable production and qualifying sales under section 298.28, subdivision 9a, shall be held by the Iron Range Resources and Rehabilitation Board in a separate taconite economic development fund for each taconite and direct reduced ore producer. Money from the fund for each producer shall be released by the commissioner after review by a joint committee consisting of an equal number of representatives of the salaried employees and the nonsalaried production and maintenance employees of that producer. The District 11 director of the United States Steelworkers of America, on advice of each local employee president, shall select the employee members. In nonorganized operations, the employee committee shall be elected by the nonsalaried production and maintenance employees. The review must be completed no later than six months after the producer presents a proposal for expenditure of the funds to the committee. The funds held pursuant to this section may be released only for workforce development and associated public facility improvement, or for acquisition of plant and stationary mining equipment and facilities for the producer or for research and development in Minnesota on new mining, or taconite, iron, or steel production technology, but only if the producer provides a matching expenditure to be used for the same purpose of at least 50 percent of the distribution based on 14.7 cents per ton beginning with distributions in 2002. Effective for proposals for expenditures of money from the fund beginning May 26, 2007, the commissioner may not release the funds before the next scheduled meeting of the board. If a proposed expenditure is not approved by at least seven Iron Range Resources and Rehabilitation Board members, the funds must be deposited in the Taconite Environmental Protection Fund under sections 298.222 to 298.225. If a producer uses money which has been released from the fund prior to May 26, 2007 to procure haulage trucks, mobile equipment, or mining shovels, and the producer removes the piece of equipment from the taconite tax relief area defined in section 273.134 within ten years from the date of receipt of the money from the fund, a portion of the money granted from the fund must be repaid to the taconite economic development fund. The portion of the money to be repaid is 100 percent of the grant if the equipment is removed from the taconite tax relief area within 12 months after receipt of the money from the fund, declining by ten percent for each of the subsequent nine years during which the equipment remains within the

taconite tax relief area. If a taconite production facility is sold after operations at the facility had ceased, any money remaining in the fund for the former producer may be released to the purchaser of the facility on the terms otherwise applicable to the former producer under this section. If a producer fails to provide matching funds for a proposed expenditure within six months after the commissioner approves release of the funds, the funds are available for release to another producer in proportion to the distribution provided and under the conditions of this section. Any portion of the fund which is not released by the commissioner within one year of its deposit in the fund shall be divided between the taconite environmental protection fund created in section 298.223 and the Douglas J. Johnson economic protection trust fund created in section 298.292 for placement in their respective special accounts. Two-thirds of the unreleased funds shall be distributed to the taconite environmental protection fund and one-third to the Douglas J. Johnson economic protection trust fund.

(b)(i) Notwithstanding the requirements of paragraph (a), setting the amount of distributions and the review process, an amount equal to ten cents per taxable ton of production in 2007, for distribution in 2008 only, that would otherwise be distributed under paragraph (a), may be used for a loan or grant for the cost of providing for a biomass energy value-added wood product facility located in the taconite tax relief area and in a county that contains a city of the first class. This amount must be deducted from the distribution under paragraph (a) for which a matching expenditure by the producer is not required. The granting of the loan or grant is subject to approval by at least seven Iron Range Resources and Rehabilitation Board members; If the money is provided as a loan, interest must be payable on the loan at the rate prescribed in section 298.2213, subdivision 3. (ii) Repayments of the loan and interest, if any, must be deposited in the taconite environment protection fund under sections 298.222 to 298.225. If a loan or grant is not made under this paragraph by July 1, ~~2010~~ 2012, the amount that had been made available for the loan under this paragraph must be transferred to the taconite environment protection fund under sections 298.222 to 298.225. (iii) Money distributed in 2008 to the fund established under this section that exceeds ten cents per ton is available to qualifying producers under paragraph (a) on a pro rata basis.

(c) Repayment or transfer of money to the taconite environmental protection fund under paragraph (b), item (ii), must be allocated by the Iron Range Resources and Rehabilitation Board for public works projects in house legislative districts in the same proportion as taxable tonnage of production in 2007 in each house legislative district, for distribution in 2008, bears to total taxable tonnage of production in 2007, for distribution in 2008. Notwithstanding any other law to the contrary, expenditures under this paragraph do not require approval by the governor. For purposes of this paragraph, "house legislative districts" means the legislative districts in existence on May 15, 2009.

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

Sec. 13. Minnesota Statutes 2009 Supplement, section 298.28, subdivision 4, is amended to read:

Subd. 4. **School districts.** (a) 23.15 cents per taxable ton, plus the increase provided in paragraph (d), less the amount that would have been computed under Minnesota Statutes 2008, section 126C.21, subdivision 4, for the current year for that district, must be allocated to qualifying school districts to be distributed, based upon the certification of the commissioner of revenue, under paragraphs (b), (c), and (f).

(b) (i) 3.43 cents per taxable ton must be distributed to the school districts in which the lands from which taconite was mined or quarried were located or within which the concentrate was produced. The distribution must be based on the apportionment formula prescribed in subdivision 2.

(ii) Four cents per taxable ton from each taconite facility must be distributed to each affected school district for deposit in a fund dedicated to building maintenance and repairs, as follows:

(1) proceeds from Keewatin Taconite or its successor are distributed to Independent School Districts Nos. 316, Coleraine, and 319, Nashwauk-Keewatin, or their successor districts;

(2) proceeds from the Hibbing Taconite Company or its successor are distributed to Independent School Districts Nos. 695, Chisholm, and 701, Hibbing, or their successor districts;

(3) proceeds from the Mittal Steel Company and Minntac or their successors are distributed to Independent School Districts Nos. 712, Mountain Iron-Buhl, 706, Virginia, 2711, Mesabi East, and 2154, Eveleth-Gilbert, or their successor districts;

(4) proceeds from the Northshore Mining Company or its successor are distributed to Independent School Districts Nos. 2142, St. Louis County, and 381, Lake Superior, or their successor districts; and

(5) proceeds from United Taconite or its successor are distributed to Independent School Districts Nos. 2142, St. Louis County, and 2154, Eveleth-Gilbert, or their successor districts.

Revenues that are required to be distributed to more than one district shall be apportioned according to the number of pupil units identified in section 126C.05, subdivision 1, enrolled in the second previous year.

(c)(i) 15.72 cents per taxable ton, less any amount distributed under paragraph (e), shall be distributed to a group of school districts comprised of those school districts which qualify as a tax relief area under section 273.134, paragraph (b), or in which there is a qualifying municipality as defined by section 273.134, paragraph (a), in direct proportion to school district indexes as follows: for each school district, its pupil units determined under section 126C.05 for the prior school year shall be multiplied by the ratio of the average adjusted net tax capacity per pupil unit for school districts receiving aid under this clause as calculated pursuant to chapters 122A, 126C, and 127A for the school year ending prior to distribution to the adjusted net tax capacity per pupil unit of the district. Each district shall receive that portion of the distribution which its index bears to the sum of the indices for all school districts that receive the distributions.

(ii) Notwithstanding clause (i), each school district that receives a distribution under sections 298.018; 298.23 to 298.28, exclusive of any amount received under this clause; 298.34 to 298.39; 298.391 to 298.396; 298.405; or any law imposing a tax on severed mineral values after reduction for any portion distributed to cities and towns under section 126C.48, subdivision 8, paragraph (5), that is less than the amount of its levy reduction under section 126C.48, subdivision 8, for the second year prior to the year of the distribution shall receive a distribution equal to the difference; the amount necessary to make this payment shall be derived from proportionate reductions in the initial distribution to other school districts under clause (i). If there are insufficient tax proceeds to make the distribution provided under this paragraph in any year, money must be transferred from the taconite property tax relief account in subdivision 6, to the extent of the shortfall in the distribution.

(d) Any school district described in paragraph (c) where a levy increase pursuant to section 126C.17, subdivision 9, was authorized by referendum for taxes payable in 2001, shall receive a distribution of 21.3 cents per ton. Each district shall receive \$175 times the pupil units identified in section 126C.05, subdivision 1, enrolled in the second previous year or the 1983-1984 school year, whichever is greater, less the product of 1.8 percent times the district's taxable net tax capacity in the second previous year.

If the total amount provided by paragraph (d) is insufficient to make the payments herein required then the entitlement of \$175 per pupil unit shall be reduced uniformly so as not to exceed the funds available. Any amounts received by a qualifying school district in any fiscal year pursuant to paragraph (d) shall not be applied to reduce general education aid which the district receives pursuant to section 126C.13 or the permissible levies of the district. Any amount remaining after the payments provided in this paragraph shall be paid to the commissioner of Iron Range resources and rehabilitation who shall deposit the same in the taconite environmental protection fund and the Douglas J. Johnson economic protection trust fund as provided in subdivision 11.

Each district receiving money according to this paragraph shall reserve the lesser of the amount received under this paragraph or \$25 times the number of pupil units served in the district. It may use the money for early childhood programs or for outcome-based learning programs that enhance the academic quality of the district's curriculum. The outcome-based learning programs must be approved by the commissioner of education.

(e) There shall be distributed to any school district the amount which the school district was entitled to receive under section 298.32 in 1975.

(f) Four cents per taxable ton must be distributed to qualifying school districts according to the distribution specified in paragraph (b), clause (ii), and two cents per taxable ton must be distributed according to the distribution specified in paragraph (c). These amounts are not subject to sections 126C.21, subdivision 4, and 126C.48, subdivision 8.

EFFECTIVE DATE. This section is effective beginning with distributions made in 2010."

Page 28, after line 4, insert:

"Sec. 21. Minnesota Statutes 2009 Supplement, section 469.174, subdivision 22, is amended to read:

Subd. 22. **Tourism facility.** "Tourism facility" means property that:

- (1) is located in a county where the median income is no more than 85 percent of the state median income;
- (2) is located in a county in development region 1, 2, 3, 4, 5, or 7E, as defined in section 462.385;
- (3) is not located in a city with a population in excess of 20,000; and

(4) is acquired, constructed, or rehabilitated for use as a convention and meeting facility that is privately owned, marina, hotel, motel, lodging facility, or nonhomestead dwelling unit that in each case is intended to serve primarily individuals from outside the county.

EFFECTIVE DATE. This section is effective for districts for which the request for certification is made after June 30, 2010."

Page 28, line 4, delete "2009" and insert "2010"

Page 29, lines 4 and 19, delete "2009" and insert "2010"

Page 36, line 9, delete the comma and insert a period

Page 36, delete line 10

Page 38, after line 4, insert:

"Subd. 4. **Manner of claiming credit.** The commissioner shall prescribe the manner in which the credit may be issued or claimed. This may include allowing the credit only as a separately processed claim for refund. For taxable years beginning before January 1, 2014, the commissioner must require a taxpayer to claim the credit on a separately processed claim form and may not make any payments of any credit allowed before July 1, 2013."

Page 46, line 28, delete "27.544" and insert "28.121"

Page 48, line 5, delete "0.637" and insert "0.796"

Page 48, line 21, delete "0.318" and insert "0.716"

Page 49, delete section 46

Page 49, line 24, delete "of the house of representative" and insert "and ranking minority members of the house of representatives Committee on"

Page 49, line 25, delete "senate Finance Committees" and insert "the senate Finance Committee"

Page 50, after line 7, insert:

"Subd. 3. **Location of employees.** Any collection employees hired by the Department of Revenue after April 30, 2010, to conduct the new initiatives specified in this section must have their primary place of employment at the Department of Revenue facility in Ely."

Page 50, delete section 48 and insert:

"Sec. 53. **CITY OF EAST GRAND FORKS; PERMITTED USE OF TIF.**

Notwithstanding any other law to the contrary or the provisions of the tax increment financing plan, the governing body of the city of East Grand Forks may authorize, by resolution, the expenditure of tax increments from redevelopment district 1-1, 1-2 or both for the purpose of making improvements to the Red River State Recreation Area, including the construction of additional campsites. If so authorized, the expenditures are permitted expenditures of tax increments by the authority.

EFFECTIVE DATE. This section is effective the day following final enactment without local approval."

Renumber the sections in sequence

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:

H. F. No. 2899, A bill for an act relating to data practices; providing an administrative remedy for certain data practices law violations; providing civil penalties; appropriating money; amending Minnesota Statutes 2008, sections 13.072, subdivision 2; 13.08, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 13.

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

The report was adopted.

Lenczewski from the Committee on Taxes to which was referred:

H. F. No. 2925, A bill for an act relating to Public Facilities Authority; amending certain programs; making technical changes; amending Minnesota Statutes 2008, sections 446A.03, subdivision 5; 446A.07, subdivision 8; 446A.072, subdivisions 1, 3, 5a, 9; 446A.081, subdivision 9; 446A.086, subdivisions 1, 2, 11; Minnesota Statutes 2009 Supplement, sections 446A.075, subdivisions 1a, 2, 4, 5; 446A.081, subdivision 8.

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

The report was adopted.

Sertich from the Committee on Rules and Legislative Administration to which was referred:

Senate Concurrent Resolution No. 8, A Senate concurrent resolution relating to adjournment for more than three days.

Reported the same back with the recommendation that the senate concurrent resolution be adopted.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2695, 2899 and 2925 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Paymar introduced:

H. F. No. 3736, A bill for an act relating to public safety; requiring audits on the gang pointer file to be conducted at least once every two years; implementing five-year purges and parental notifications for local gang evidence databases; creating a working group on gang evidence databases; amending Minnesota Statutes 2008, section 299C.091, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Poppe and Davids introduced:

H. F. No. 3737, A bill for an act relating to taxation; modifying requirements for classification as class 4c property; amending Minnesota Statutes 2009 Supplement, section 273.13, subdivision 25.

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

Drazkowski; Anderson, B., and Emmer introduced:

H. F. No. 3738, A bill for an act proposing an amendment to the Minnesota Constitution; affirming the sovereignty of Minnesota citizens.

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

Carlson and Solberg introduced:

H. F. No. 3739, A bill for an act relating to higher education; modifying bond allocation limits; authorizing transfer; amending Minnesota Statutes 2008, sections 474A.04, subdivision 6; 474A.091, subdivision 3.

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

Lanning introduced:

H. F. No. 3740, A bill for an act relating to local government; changing requirements for economic development authorities to create and define economic development districts; amending Minnesota Statutes 2008, section 469.101, subdivision 1.

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

Solberg, Carlson and Lenczewski introduced:

H. F. No. 3741, A bill for an act relating to the state budget; modifying certain payment schedules; amending Minnesota Statutes 2008, sections 276.112; 289A.60, by adding a subdivision; Minnesota Statutes 2009 Supplement, sections 137.025, subdivision 1; 289A.20, subdivision 4.

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

Thissen; Huntley; Murphy, E.; Hosch; Hayden; Liebling; Sertich and Kelliher introduced:

H. F. No. 3742, A bill for an act relating to human services; providing grants to community health centers; providing additional subsidies for federally qualified health centers; appropriating money for long-term homeless supportive services and homeless shelters, other supportive services, and the temporary uncompensated care pool.

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

Otremba introduced:

H. F. No. 3743, A bill for an act relating to mental health; requiring admission for treatment under certain circumstances; amending Minnesota Statutes 2008, section 253B.04, subdivision 1.

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

Eken introduced:

H. F. No. 3744, A bill for an act relating to local government; eliminating audit requirements for very small towns; amending Minnesota Statutes 2008, section 367.36, subdivision 1, as amended.

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

MESSAGES FROM THE SENATE

The following message was 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. 3108, A bill for an act relating to elections; changing and clarifying certain provisions; amending Minnesota Statutes 2008, sections 201.016, subdivision 1a; 201.061, subdivision 1; 201.11; 201.12; 201.121, subdivision 3; 201.13; 201.14; 201.15, subdivisions 1, 2; 201.155; 201.171; 203B.02, subdivision 3; 203B.04, subdivision 1; 203B.06, subdivisions 1, as amended, 5; 203B.081, as amended; 203B.16, subdivision 2; 203B.19; 203B.227; 204B.04, subdivision 2; 204B.135, subdivision 4; 204B.14, by adding a subdivision; 204B.18, subdivision 1; 204B.22, subdivisions 1, 2; 204B.24; 204B.27, subdivisions 2, 3; 204B.28, by adding a subdivision; 204B.38; 204C.02; 204C.04, subdivision 1; 204C.06, subdivision 1; 204C.08; 204C.09, subdivision 1; 204C.12, subdivision 2; 204C.13, subdivision 2; 204C.24, subdivision 1; 204C.28, subdivisions 1, 2; 204C.33, subdivision 1; 204C.35, subdivisions 2, 3; 204C.36, subdivisions 3, 4; 204C.37; 204D.04, subdivision 2; 204D.09, subdivision 2;

204D.10, subdivision 1; 204D.17; 204D.19; 204D.20, subdivision 1; 205.065, subdivision 1, as amended; 205.07, subdivision 1, by adding a subdivision; 205.13, subdivisions 1, 2; 205.16, subdivisions 2, 3, 4, as amended, 5, as amended; 205A.03, subdivision 2, as amended; 205A.04, subdivision 1; 205A.05, subdivision 1; 205A.07, subdivisions 3, as amended, 3a, as amended, 3b, as amended; 205A.11, subdivision 3; 206.57, subdivision 6; 208.03; 365.51, subdivision 1; 375.101, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapters 201; 204D; 205; 205A; 373; repealing Minnesota Statutes 2008, sections 3.22; 204B.22, subdivision 3; 204D.10, subdivision 2; 206.57, subdivision 7; 206.805, subdivision 2; 206.91.

The Senate has appointed as such committee:

Senators Sieben, Gerlach and Rest.

Said House File is herewith returned to the House.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

CALENDAR FOR THE DAY

H. F. No. 3393 was reported to the House.

Jackson moved to amend H. F. No. 3393, the first engrossment, as follows:

Page 5, line 9, delete "515B.3-104,"

Page 5, after line 13, insert:

"(j) Section 515B.3-104, as amended by this act, is effective August 1, 2010, and applies to transfers of special declarant rights that are effective on or after that date."

The motion prevailed and the amendment was adopted.

H. F. No. 3393, A bill for an act relating to real property; amending the Minnesota Common Interest Ownership Act; making clarifying, conforming, and technical changes; amending Minnesota Statutes 2008, sections 515B.1-102; 515B.1-103; 515B.1-107; 515B.1-112; 515B.1-115; 515B.1-116; 515B.2-101; 515B.2-102; 515B.2-105; 515B.2-106; 515B.2-108; 515B.2-109; 515B.2-110; 515B.2-111; 515B.2-112; 515B.2-113; 515B.2-114; 515B.2-118; 515B.2-119; 515B.2-121; 515B.2-124; 515B.3-101; 515B.3-102; 515B.3-103; 515B.3-104; 515B.3-105; 515B.3-106; 515B.3-109; 515B.3-110; 515B.3-112; 515B.3-113; 515B.3-114; 515B.3-115; 515B.3-116; 515B.3-117; 515B.3-120; 515B.3-121; 515B.4-101; 515B.4-102; 515B.4-104; 515B.4-105; 515B.4-106; 515B.4-107; 515B.4-108; 515B.4-110; 515B.4-111; 515B.4-115; 515B.4-116; proposing coding for new law in Minnesota Statutes, chapter 515B.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Beard	Brown	Champion	Dean	Doepke
Anderson, B.	Benson	Brynaert	Clark	Demmer	Doty
Anderson, P.	Bigham	Buesgens	Cornish	Dettmer	Downey
Anderson, S.	Bly	Bunn	Davids	Dill	Drazkowski
Anzelc	Brod	Carlson	Davnie	Dittrich	Eastlund

Eken	Hilty	Kohls	Morgan	Peterson	Smith
Emmer	Hoppe	Laine	Morrow	Poppe	Solberg
Falk	Hornstein	Lanning	Mullery	Reinert	Sterner
Faust	Hortman	Lenczewski	Murdock	Rosenthal	Swails
Fritz	Hosch	Liebling	Murphy, E.	Rukavina	Thao
Gardner	Howes	Lieder	Murphy, M.	Ruud	Thissen
Garofalo	Huntley	Lillie	Nelson	Sailer	Tillberry
Gottwalt	Jackson	Loeffler	Newton	Sanders	Torkelson
Greiling	Johnson	Loon	Nornes	Scalze	Urdahl
Gunther	Juhnke	Mack	Norton	Scott	Wagenius
Hackbarth	Kahn	Magnus	Obermueller	Seifert	Ward
Hamilton	Kalin	Mahoney	Olin	Sertich	Welti
Hansen	Kath	Mariani	Otremba	Severson	Westrom
Hausman	Kelly	Marquart	Paymar	Shimanski	Winkler
Haws	Kiffmeyer	Masin	Pelowski	Simon	Zellers
Hayden	Knuth	McFarlane	Peppin	Slawik	Spk. Kelliher
Hilstrom	Koenen	McNamara	Persell	Slocum	

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

H. F. No. 2616, A bill for an act relating to traffic regulations; allowing bicyclist to stop and proceed through red light under limited circumstances; amending Minnesota Statutes 2008, section 169.06, subdivision 9.

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

The question was taken on the passage of the bill and the roll was called. There were 94 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Abeler	Dittrich	Hilty	Lenczewski	Newton	Sertich
Anzelc	Doepke	Hoppe	Liebling	Norton	Simon
Benson	Doty	Hornstein	Lieder	Obermueller	Slawik
Bigham	Eken	Hortman	Lillie	Olin	Slocum
Bly	Falk	Hosch	Loeffler	Otremba	Solberg
Brown	Faust	Howes	Loon	Paymar	Swails
Brynaert	Fritz	Huntley	Mahoney	Pelowski	Thao
Bunn	Gardner	Jackson	Mariani	Persell	Thissen
Carlson	Greiling	Johnson	Marquart	Peterson	Tillberry
Champion	Gunther	Juhnke	Masin	Poppe	Wagenius
Clark	Hamilton	Kahn	Morgan	Reinert	Ward
Cornish	Hansen	Kalin	Morrow	Rosenthal	Welti
Davids	Hausman	Knuth	Mullery	Rukavina	Winkler
Davnie	Haws	Koenen	Murphy, E.	Ruud	Spk. Kelliher
Demmer	Hayden	Kohls	Murphy, M.	Sailer	
Dill	Hilstrom	Laine	Nelson	Scalze	

Those who voted in the negative were:

Anderson, B.	Dettmer	Hackbarth	McFarlane	Seifert	Westrom
Anderson, P.	Downey	Kath	McNamara	Severson	Zellers
Anderson, S.	Drazkowski	Kelly	Murdock	Shimanski	
Beard	Eastlund	Kiffmeyer	Nornes	Smith	
Brod	Emmer	Lanning	Peppin	Sterner	
Buesgens	Garofalo	Mack	Sanders	Torkelson	
Dean	Gottwalt	Magnus	Scott	Urdahl	

The bill was passed and its title agreed to.

H. F. No. 3350, A bill for an act relating to local government; prohibiting city employees from serving on the city council or as mayor; amending Minnesota Statutes 2008, section 412.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 410.

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

The question was taken on the passage of the bill and the roll was called. There were 119 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Abeler	Dill	Hayden	Laine	Newton	Severson
Anderson, B.	Dittrich	Hilstrom	Lanning	Nornes	Shimanski
Anderson, P.	Doepke	Hilty	Lenczewski	Norton	Simon
Anderson, S.	Downey	Hoppe	Liebling	Obermueller	Slawik
Beard	Drazkowski	Hornstein	Lieder	Olin	Slocum
Benson	Eastlund	Hortman	Lillie	Otremba	Smith
Bigham	Eken	Hosch	Loeffler	Paymar	Solberg
Brown	Emmer	Howes	Mack	Pelowski	Swails
Brynaert	Falk	Huntley	Magnus	Peppin	Thao
Buesgens	Faust	Jackson	Mariani	Persell	Thissen
Bunn	Fritz	Johnson	Marquart	Peterson	Tillberry
Carlson	Gardner	Juhnke	Masin	Poppe	Torkelson
Champion	Garofalo	Kahn	McFarlane	Rosenthal	Urdahl
Clark	Gottwalt	Kalin	McNamara	Ruud	Wagenius
Cornish	Greiling	Kath	Morgan	Sailer	Ward
Davids	Gunther	Kelly	Morrow	Sanders	Welti
Davnie	Hamilton	Kiffmeyer	Mullery	Scalze	Westrom
Dean	Hansen	Knuth	Murdock	Scott	Zellers
Demmer	Hausman	Koenen	Murphy, E.	Seifert	Spk. Kelliher
Dettmer	Haws	Kohls	Nelson	Sertich	

Those who voted in the negative were:

Anzelc	Brod	Hackbarth	Mahoney	Reinert	Sterner
Bly	Doty	Loon	Murphy, M.	Rukavina	Winkler

The bill was passed and its title agreed to.

The Speaker called Pelowski to the Chair.

H. F. No. 3172, A bill for an act relating to education; permitting advertisements within a baseball field.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Benson	Brod	Buesgens	Champion
Anderson, B.	Anzelc	Bigham	Brown	Bunn	Clark
Anderson, P.	Beard	Bly	Brynaert	Carlson	Cornish

Davids	Gottwalt	Juhnke	Mahoney	Paymar	Slawik
Davnie	Greiling	Kahn	Mariani	Pelowski	Slocum
Dean	Gunther	Kalin	Marquart	Peppin	Smith
Demmer	Hackbarth	Kath	Masin	Persell	Solberg
Dettmer	Hamilton	Kelly	McFarlane	Peterson	Sterner
Dill	Hansen	Kiffmeyer	McNamara	Poppe	Swails
Dittrich	Hausman	Knuth	Morgan	Reinert	Thao
Doepke	Haws	Koenen	Morrow	Rosenthal	Thissen
Doty	Hayden	Kohls	Mullery	Rukavina	Tillberry
Downey	Hilstrom	Laine	Murdock	Ruud	Torkelson
Drazkowski	Hilty	Lanning	Murphy, E.	Sailer	Urdahl
Eastlund	Hoppe	Lenczewski	Murphy, M.	Sanders	Wagenius
Eken	Hornstein	Liebling	Nelson	Scalze	Ward
Emmer	Hortman	Lieder	Newton	Scott	Welti
Falk	Hosch	Lillie	Nornes	Seifert	Westrom
Faust	Howes	Loeffler	Norton	Sertich	Winkler
Fritz	Huntley	Loon	Obermueller	Severson	Zellers
Gardner	Jackson	Mack	Olin	Shimanski	Spk. Kelliher
Garofalo	Johnson	Magnus	Otremba	Simon	

The bill was passed and its title agreed to.

H. F. No. 3048, A bill for an act relating to labor and industry; modifying construction codes and licensing provisions; modifying certain notice provisions; amending Minnesota Statutes 2008, sections 178.01; 178.03, subdivisions 3, 4; 178.06; 178.08; 178.11; 326.02, subdivision 5; 326B.04, subdivision 2; 326B.127, subdivision 3; 326B.13, subdivisions 3, 4, 5, 6; 326B.133, subdivision 5; 326B.139; 326B.142; 326B.148, subdivisions 2, 3; 326B.191; 326B.31, subdivision 28; 326B.33, subdivision 17; 326B.42, subdivisions 2, 6; 326B.435, subdivision 2; 326B.47; 326B.84; 326B.89, subdivisions 1, 5, 6, 7, 8, 10, 13, by adding subdivisions; 326B.921, subdivision 3; Minnesota Statutes 2009 Supplement, sections 14.14, subdivision 1a; 326B.145; Laws 2010, chapter 183, section 8; repealing Minnesota Statutes 2008, sections 299G.11; 299G.13, subdivisions 1, 6, 9, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28; 299G.14; 299G.15; 299G.16; 299G.17; 299G.18; 326B.115; 326B.37, subdivision 13; Minnesota Rules, parts 5200.0020; 5200.0050; 5200.0080, subparts 2, 3, 4, 4a, 4b, 6, 7, 8.

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

The question was taken on the passage of the bill and the roll was called. There were 112 yeas and 20 nays as follows:

Those who voted in the affirmative were:

Abeler	Clark	Fritz	Hornstein	Koenen	Marquart
Anderson, P.	Cornish	Gardner	Hortman	Laine	Masin
Anderson, S.	Davids	Garofalo	Hosch	Lanning	McFarlane
Anzelc	Davnie	Greiling	Howes	Lenczewski	McNamara
Benson	Dean	Gunther	Huntley	Lesch	Morgan
Bigham	Demmer	Hackbarth	Jackson	Liebling	Morrow
Bly	Dill	Hansen	Johnson	Lieder	Mullery
Brod	Dittrich	Hausman	Juhnke	Lillie	Murdock
Brown	Doepke	Haws	Kahn	Loeffler	Murphy, E.
Brynaert	Doty	Hayden	Kalin	Loon	Murphy, M.
Bunn	Eken	Hilstrom	Kath	Mack	Nelson
Carlson	Falk	Hilty	Kelly	Mahoney	Newton
Champion	Faust	Hoppe	Knuth	Mariani	Norton

Obermueller	Peterson	Sailer	Slawik	Thao	Welti
Olin	Poppe	Sanders	Slocum	Thissen	Winkler
Otremba	Reinert	Scalze	Smith	Tillberry	Zellers
Paymar	Rosenthal	Sertich	Solberg	Urdahl	Spk. Kelliher
Pelowski	Rukavina	Severson	Sterner	Wagenius	
Persell	Ruud	Simon	Swails	Ward	

Those who voted in the negative were:

Anderson, B.	Downey	Gottwalt	Magnus	Seifert
Beard	Drazkowski	Hamilton	Nornes	Shimanski
Buesgens	Eastlund	Kiffmeyer	Peppin	Torkelson
Dettmer	Emmer	Kohls	Scott	Westrom

The bill was passed and its title agreed to.

H. F. No. 1217, A bill for an act relating to health; expanding categories of persons allowed to possess legend and nonprescription drugs to include those disposing of them; modifying definitions; amending Minnesota Statutes 2008, sections 151.37, subdivisions 6, 7; 151.44.

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

The question was taken on the passage of the bill and the roll was called. There were 114 yeas and 18 nays as follows:

Those who voted in the affirmative were:

Abeler	Dittrich	Hornstein	Liebling	Newton	Simon
Anderson, P.	Doty	Hortman	Lieder	Nornes	Slawik
Anderson, S.	Eken	Hosch	Lillie	Norton	Slocum
Anzels	Falk	Howes	Loeffler	Obermueller	Smith
Beard	Faust	Huntley	Loon	Olin	Solberg
Benson	Fritz	Jackson	Magnus	Otremba	Sterner
Bigham	Gardner	Johnson	Mahoney	Paymar	Swails
Bly	Garofalo	Juhnke	Mariani	Pelowski	Thao
Brod	Gottwalt	Kahn	Marquart	Persell	Thissen
Brown	Greiling	Kalin	Masin	Peterson	Tillberry
Brynaert	Gunther	Kath	McFarlane	Poppe	Torkelson
Bunn	Hackbarth	Kelly	McNamara	Reinert	Urdahl
Carlson	Hamilton	Kiffmeyer	Morgan	Rosenthal	Wagenius
Champion	Hansen	Knuth	Morrow	Rukavina	Ward
Clark	Hausman	Koene	Mullery	Ruud	Welti
Cornish	Haws	Laine	Murdock	Sailer	Westrom
Davids	Hayden	Lanning	Murphy, E.	Sanders	Winkler
Davnie	Hilstrom	Lenczewski	Murphy, M.	Scalze	Zellers
Dill	Hilty	Lesch	Nelson	Sertich	Spk. Kelliher

Those who voted in the negative were:

Anderson, B.	Demmer	Downey	Emmer	Mack	Seifert
Buesgens	Dettmer	Drazkowski	Hoppe	Peppin	Severson
Dean	Doepke	Eastlund	Kohls	Scott	Shimanski

The bill was passed and its title agreed to.

H. F. No. 2668 was reported to the House.

Mullery moved to amend H. F. No. 2668, the first engrossment, as follows:

Page 1, line 20, delete "or" and insert a comma and after "1b" insert ", or 1c"

Page 1, delete section 2

Page 2, line 16, delete "..." and insert "eight"

Page 2, line 24, delete everything after "payment" and insert "in cash is not made in person."

Page 4, after line 27, insert:

"Sec. 9. Minnesota Statutes 2008, section 504B.271, subdivision 1, is amended to read:

Subdivision 1. **Abandoned property.** (a) If a tenant abandons rented premises, the landlord may take possession of the tenant's personal property remaining on the premises, and shall store and care for the property. The landlord has a claim against the tenant for reasonable costs and expenses incurred in removing the tenant's property and in storing and caring for the property.

(b) The landlord may sell or otherwise dispose of the property ~~60~~ 28 days after the landlord receives actual notice of the abandonment, or ~~60~~ 28 days after it reasonably appears to the landlord that the tenant has abandoned the premises, whichever occurs last.

(c) The landlord, ~~and~~ may apply a reasonable amount of the proceeds of ~~the~~ a sale to the removal, care, and storage costs and expenses or to any claims authorized pursuant to section 504B.178, subdivision 3, paragraphs (a) and (b). Any remaining proceeds of any sale shall be paid to the tenant upon written demand.

(d) Prior to ~~the~~ a sale, the landlord shall make reasonable efforts to notify the tenant of the sale at least 14 days prior to the sale, by personal service in writing or sending written notification of the sale by first-class and certified mail, return receipt requested, to the tenant's last known address or usual place of abode, if known by the landlord, and by posting notice of the sale in a conspicuous place on the premises for at least two weeks. If notification by mail is used, the 14-day period shall be deemed to start on the day the notices are deposited in the United States mail.

Sec. 10. Minnesota Statutes 2008, section 504B.271, subdivision 2, is amended to read:

Subd. 2. **Landlord's punitive damages.** If a landlord, an agent, or other person acting under the landlord's direction or control, in possession of a tenant's personal property, fails to allow the tenant to retake possession of the property within 24 hours after written demand by the tenant or the tenant's duly authorized representative or within 48 hours, exclusive of weekends and holidays, after written demand by the tenant or a duly authorized representative when the landlord, the landlord's agent or person acting under the landlord's direction or control has removed and stored the personal property in accordance with subdivision 1 in a location other than the premises, the tenant shall recover from the landlord punitive damages not to exceed ~~\$300~~ \$1,000 in addition to actual damages and reasonable attorney's fees.

In determining the amount of punitive damages the court shall consider (1) the nature and value of the property; (2) the effect the deprivation of the property has had on the tenant; (3) if the landlord, an agent, or other person acting under the landlord's direction or control unlawfully took possession of the tenant's property; and (4) if the landlord, an agent, or other person under the landlord's direction or control acted in bad faith in failing to allow the tenant to retake possession of the property.

The provisions of this subdivision do not apply to personal property which has been sold or otherwise disposed of by the landlord in accordance with subdivision 1, or to landlords who are housing authorities, created, or authorized to be created by sections 469.001 to 469.047, and their agents and employees, in possession of a tenant's personal property, except that housing authorities must allow the tenant to retake possession of the property in accordance with this subdivision."

Page 7, line 25, delete everything after the period and insert "There is a rebuttable presumption that the rent has been paid if the tenant produces a copy of a money order or an original receipt stub evidencing purchase of a money order, or a combination of money orders made payable to the landlord and totaling the amount of the rent, with a date or dates approximately corresponding with the date the rent was due. This presumption is rebutted if the landlord produces a business record that shows that the tenant has not paid the rent. The landlord is not precluded from introducing other evidence that rebuts this presumption."

Page 7, delete lines 26 to 29

Page 7, line 30, delete the new language

Page 8, after line 17, insert:

"Sec. 14. Minnesota Statutes 2008, section 504B.365, subdivision 4, is amended to read:

Subd. 4. ~~Second and Fourth Judicial Districts~~ Motions concerning removal or storage of personal property. ~~In the Second and Fourth Judicial Districts, the housing calendar consolidation project~~ The court hearing the eviction action shall retain jurisdiction in matters relating to removal of personal property under this section. If the plaintiff refuses to return the property after proper demand is made as provided in section 504B.271, the court shall enter an order requiring the plaintiff to return the property to the defendant and awarding reasonable expenses including attorney fees to the defendant."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Mullery moved to amend H. F. No. 2668, the first engrossment, as amended, as follows:

Page 2, after line 32, insert:

"EFFECTIVE DATE. This section is effective August 1, 2011, and applies to leases entered into on or after that date."

The motion prevailed and the amendment was adopted.

H. F. No. 2668, A bill for an act relating to landlord and tenant; modifying certain procedures relating to expungement; providing procedures relating to the charging and recovery of various fees; providing certain rights to tenants of foreclosed properties; amending Minnesota Statutes 2008, sections 484.014, subdivision 3; 504B.111;

504B.173; 504B.178, subdivision 7; 504B.215, subdivision 4; 504B.271, subdivisions 1, 2; 504B.285, by adding subdivisions; 504B.291, subdivision 1; 504B.365, subdivision 4; Minnesota Statutes 2009 Supplement, section 504B.285, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 504B.

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 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dill	Hilstrom	Lesch	Norton	Slawik
Anderson, B.	Dittrich	Hilty	Liebling	Obermueller	Slocum
Anderson, P.	Doepke	Holberg	Lieder	Olin	Smith
Anderson, S.	Doty	Hoppe	Lillie	Otremba	Solberg
Anzelc	Downey	Hornstein	Loeffler	Paymar	Sterner
Beard	Drazkowski	Hortman	Loon	Pelowski	Swails
Benson	Eastlund	Hosch	Mack	Peppin	Thao
Bigham	Eken	Howes	Magnus	Persell	Thissen
Bly	Emmer	Huntley	Mahoney	Peterson	Tillberry
Brod	Falk	Jackson	Mariani	Poppe	Torkelson
Brown	Faust	Johnson	Marquart	Reinert	Urdahl
Brynaert	Fritz	Juhnke	Masin	Rosenthal	Wagenius
Buesgens	Gardner	Kahn	McFarlane	Rukavina	Ward
Bunn	Garofalo	Kalin	McNamara	Ruud	Welti
Carlson	Gottwalt	Kath	Morgan	Sailer	Westrom
Champion	Greiling	Kelly	Morrow	Sanders	Winkler
Clark	Gunther	Kiffmeyer	Mullery	Scalze	Zellers
Cornish	Hackbarth	Knuth	Murdock	Scott	Spk. Kelliher
Davids	Hamilton	Koenen	Murphy, E.	Seifert	
Davnie	Hansen	Kohls	Murphy, M.	Sertich	
Dean	Hausman	Laine	Nelson	Severson	
Demmer	Haws	Lanning	Newton	Shimanski	
Dettmer	Hayden	Lenczewski	Nornes	Simon	

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

Thissen was excused between the hours of 1:35 p.m. and 2:55 p.m.

H. F. No. 3187, A bill for an act relating to civil commitments; providing for oaths or affirmations without notarization and the acceptability of electronic signatures and documents; amending Minnesota Statutes 2008, section 253B.23, by adding a subdivision.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Benson	Brod	Buesgens	Champion
Anderson, B.	Anzelc	Bigham	Brown	Bunn	Clark
Anderson, P.	Beard	Bly	Brynaert	Carlson	Cornish

Davids	Gottwalt	Johnson	Mack	Olin	Shimanski
Davnie	Greiling	Juhnke	Magnus	Otremba	Simon
Dean	Gunther	Kahn	Mahoney	Paymar	Slawik
Demmer	Hackbarth	Kalin	Mariani	Pelowski	Slocum
Dettmer	Hamilton	Kath	Marquart	Peppin	Smith
Dill	Hansen	Kelly	Masin	Persell	Solberg
Dittrich	Hausman	Kiffmeyer	McFarlane	Peterson	Sterner
Doepke	Haws	Knuth	McNamara	Poppe	Swails
Doty	Hayden	Koenen	Morgan	Reinert	Thao
Downey	Hilstrom	Kohls	Morrow	Rosenthal	Tillberry
Drazkowski	Hilty	Laine	Mullery	Rukavina	Torkelson
Eastlund	Holberg	Lanning	Murdock	Ruud	Urdahl
Eken	Hoppe	Lenczewski	Murphy, E.	Sailer	Wagenius
Emmer	Hornstein	Lesch	Murphy, M.	Sanders	Ward
Falk	Hortman	Liebling	Nelson	Scalze	Welti
Faust	Hosch	Lieder	Newton	Scott	Westrom
Fritz	Howes	Lillie	Nornes	Seifert	Winkler
Gardner	Huntley	Loeffler	Norton	Sertich	Zellers
Garofalo	Jackson	Loon	Obermueller	Severson	Spk. Kelliher

The bill was passed and its title agreed to.

H. F. No. 2823, A bill for an act relating to real property; clarifying certain definitions relating to filing contracts for deed; making changes relating to common interest community certificates; amending Minnesota Statutes 2009 Supplement, sections 507.235, subdivision 1a; 508.351, subdivisions 1, 5, 7; 508A.351, subdivisions 1a, 5, 7.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Haws	Laine	Murphy, M.	Seifert
Anderson, B.	Dill	Hayden	Lanning	Nelson	Sertich
Anderson, P.	Dittrich	Hilstrom	Lenczewski	Newton	Severson
Anderson, S.	Doepke	Hilty	Lesch	Nornes	Shimanski
Anzelc	Doty	Holberg	Liebling	Norton	Simon
Beard	Downey	Hoppe	Lieder	Obermueller	Slawik
Benson	Drazkowski	Hornstein	Lillie	Olin	Slocum
Bigham	Eastlund	Hortman	Loeffler	Otremba	Smith
Bly	Eken	Hosch	Loon	Paymar	Solberg
Brod	Emmer	Howes	Mack	Pelowski	Sterner
Brown	Falk	Huntley	Magnus	Peppin	Swails
Brynaert	Faust	Jackson	Mahoney	Persell	Thao
Buesgens	Fritz	Johnson	Mariani	Peterson	Tillberry
Bunn	Gardner	Juhnke	Marquart	Poppe	Torkelson
Carlson	Garofalo	Kahn	Masin	Reinert	Urdahl
Champion	Gottwalt	Kalin	McFarlane	Rosenthal	Wagenius
Clark	Greiling	Kath	McNamara	Rukavina	Ward
Cornish	Gunther	Kelly	Morgan	Ruud	Welti
Davids	Hackbarth	Kiffmeyer	Morrow	Sailer	Westrom
Davnie	Hamilton	Knuth	Mullery	Sanders	Winkler
Dean	Hansen	Koenen	Murdock	Scalze	Zellers
Demmer	Hausman	Kohls	Murphy, E.	Scott	Spk. Kelliher

The bill was passed and its title agreed to.

H. F. No. 2828, A bill for an act relating to real property; clarifying requirements for an instrument intended to secure debt; amending Minnesota Statutes 2008, section 287.03.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Haws	Laine	Murphy, M.	Seifert
Anderson, B.	Dill	Hayden	Lanning	Nelson	Sertich
Anderson, P.	Dittrich	Hilstrom	Lenczewski	Newton	Severson
Anderson, S.	Doepke	Hilty	Lesch	Nornes	Shimanski
Anzelc	Doty	Holberg	Liebling	Norton	Simon
Beard	Downey	Hoppe	Lieder	Obermueller	Slawik
Benson	Drazkowski	Hornstein	Lillie	Olin	Slocum
Bigham	Eastlund	Hortman	Loeffler	Otremba	Smith
Bly	Eken	Hosch	Loon	Paymar	Solberg
Brod	Emmer	Howes	Mack	Pelowski	Sterner
Brown	Falk	Huntley	Magnus	Peppin	Swails
Brynaert	Faust	Jackson	Mahoney	Persell	Thao
Buesgens	Fritz	Johnson	Mariani	Peterson	Tillberry
Bunn	Gardner	Juhnke	Marquart	Poppe	Torkelson
Carlson	Garofalo	Kahn	Masin	Reinert	Urdahl
Champion	Gottwalt	Kalin	McFarlane	Rosenthal	Wagenius
Clark	Greiling	Kath	McNamara	Rukavina	Ward
Cornish	Gunther	Kelly	Morgan	Ruud	Welti
Davids	Hackbarth	Kiffmeyer	Morrow	Sailer	Westrom
Davnie	Hamilton	Knuth	Mullery	Sanders	Winkler
Dean	Hansen	Koenen	Murdock	Scalze	Zellers
Demmer	Hausman	Kohls	Murphy, E.	Scott	Spk. Kelliher

The bill was passed and its title agreed to.

H. F. No. 2634 was reported to the House.

Kalin moved to amend H. F. No. 2634, the first engrossment, as follows:

Page 1, line 23, after "subdivision 4" insert ", or to a facility eligible for property tax exemption under section 272.02, subdivision 92"

The motion prevailed and the amendment was adopted.

Kalin moved to amend H. F. No. 2634, the first engrossment, as amended, as follows:

Page 1, line 8, delete "paragraph" and insert "paragraphs"

Page 1, line 9, after "(b)" insert "and (c)"

Page 1, after line 23, insert:

"(c) Notwithstanding paragraphs (a) and (b), the commissioner may issue a new water use permit for the Mt. Simon-Hinckley aquifer for nondomestic use by a biofuel or agricultural processing facility if there are no feasible or practical alternatives to the use of the aquifer, and water recycling and water conservation plans, to be determined by the commissioner, are required under the permit. The commissioner shall ensure that a holder of a permit issued under this paragraph is implementing all water recycling and conservation plans required under the permit. This paragraph does not apply within a metropolitan county, as defined in section 473.121, subdivision 4."

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Dettmer, Peppin, Hackbarth and Eastlund moved to amend H. F. No. 2634, the first engrossment, as amended, as follows:

Page 1, line 22, delete everything after "permit"

Page 1, line 23, delete the new language

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 46 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Dean	Emmer	Howes	Murdock	Shimanski
Anderson, P.	Demmer	Garofalo	Kelly	Nornes	Smith
Anderson, S.	Dettmer	Gottwalt	Kiffmeyer	Peppin	Torkelson
Beard	Doepke	Gunther	Kohls	Peterson	Urdahl
Brod	Doty	Hackbarth	Lanning	Sanders	Westrom
Buesgens	Downey	Hamilton	Mack	Scott	Zellers
Cornish	Drazkowski	Holberg	Magnus	Seifert	
Davids	Eastlund	Hoppe	McFarlane	Severson	

Those who voted in the negative were:

Abeler	Davnie	Haws	Kahn	Loeffler	Murphy, M.
Anzelc	Dill	Hayden	Kalin	Loon	Nelson
Benson	Dittrich	Hilstrom	Kath	Mahoney	Newton
Bigham	Eken	Hilty	Knuth	Mariani	Norton
Bly	Falk	Hornstein	Koenen	Marquart	Obermueller
Brown	Faust	Hortman	Laine	Masin	Olin
Brynaert	Fritz	Hosch	Lenczewski	McNamara	Otremba
Bunn	Gardner	Huntley	Lesch	Morgan	Paymar
Carlson	Greiling	Jackson	Liebling	Morrow	Pelowski
Champion	Hansen	Johnson	Lieder	Mullery	Persell
Clark	Hausman	Juhnke	Lillie	Murphy, E.	Poppe

Reinert	Sailer	Slawik	Swails	Ward
Rosenthal	Scalze	Slocum	Thao	Welti
Rukavina	Sertich	Solberg	Tillberry	Winkler
Ruud	Simon	Sterner	Wagenius	Spk. Kelliher

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

Magnus, Torkelson, Hamilton, Urdahl and Anderson, P., moved to amend H. F. No. 2634, the first engrossment, as amended, as follows:

Page 1, line 8, delete "paragraph" and insert "paragraphs"

Page 1, line 9, after "(b)" insert "and (c)"

Page 1, after line 23, insert:

"(c) Notwithstanding paragraphs (a) and (b), the commissioner may issue a new water use permit for the Mt. Simon-Hinckley aquifer for nondomestic use by a qualified business, as defined under section 469.310, subdivision 11, if there are no economically feasible alternatives to this source."

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

H. F. No. 2634, A bill for an act relating to natural resources; expanding prohibitions on the appropriation of water from the Mt. Simon-Hinckley aquifer; amending Minnesota Statutes 2008, section 103G.271, subdivision 4a.

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 83 yeas and 49 nays as follows:

Those who voted in the affirmative were:

Abeler	Eken	Huntley	Loon	Obermueller	Simon
Anzelc	Falk	Jackson	Mahoney	Olin	Slawik
Benson	Fritz	Johnson	Mariani	Otremba	Slocum
Bigham	Gardner	Kahn	Marquart	Paymar	Solberg
Bly	Greiling	Kalin	Masin	Pelowski	Sterner
Brynaert	Hansen	Knuth	McNamara	Persell	Swails
Bunn	Hausman	Koenen	Morgan	Peterson	Thao
Carlson	Haws	Laine	Morrow	Reinert	Tillberry
Champion	Hayden	Lenczewski	Mullery	Rosenthal	Wagenius
Clark	Hilstrom	Lesch	Murphy, E.	Rukavina	Ward
Cornish	Hilty	Liebling	Murphy, M.	Ruud	Welti
Davnie	Hornstein	Lieder	Nelson	Sailer	Winkler
Dill	Hortman	Lillie	Newton	Scalze	Spk. Kelliher
Dittrich	Hosch	Loeffler	Norton	Sertich	

Those who voted in the negative were:

Anderson, B.	Beard	Buesgens	Demmer	Doty	Eastlund
Anderson, P.	Brod	Davids	Dettmer	Downey	Emmer
Anderson, S.	Brown	Dean	Doepke	Drazkowski	Faust

Garofalo	Hoppe	Kohls	Nornes	Severson	Zellers
Gottwalt	Howes	Lanning	Peppin	Shimanski	
Gunther	Juhnke	Mack	Poppe	Smith	
Hackbarth	Kath	Magnus	Sanders	Torkelson	
Hamilton	Kelly	McFarlane	Scott	Urdahl	
Holberg	Kiffmeyer	Murdock	Seifert	Westrom	

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

H. F. No. 2949 was reported to the House.

Buesgens moved to amend H. F. No. 2949, the first engrossment, as follows:

Delete everything after the enacting clause and insert:

"Section 1. **PRIVATIZATION OF METROPOLITAN DISPOSAL SYSTEM.**

Subdivision 1. Definitions. The definitions in Minnesota Statutes, section 473.121 apply to this section.

Subd. 2. Privatization. By September 1, 2010, the Metropolitan Council shall issue a request for proposals to privatize the operation of the metropolitan disposal system. The request for proposals must provide for transfer to the private entity all aspects of operating the metropolitan disposal system, including, but not limited to administration, operation and maintenance, and capital improvements, and may include any other provisions deemed necessary or convenient to the privatization of operations. The Metropolitan Council shall continue as the owner of the metropolitan disposal system and shall remain responsible for obtaining any necessary discharge permits, setting rates and fees to pay for the system, issuing bonds for improvements, and setting policy on when and where the system will be reduced, expanded, or improved. The contract to transfer operation of the system to a private operator may, but is not required to, provide for transfer of council employees to the private entity.

EFFECTIVE DATE. This section is effective the day after enactment and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."

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 46 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Demmer	Gottwalt	Kelly	Nornes	Simon
Anderson, P.	Dettmer	Gunther	Kiffmeyer	Peppin	Smith
Anderson, S.	Doepke	Hackbarth	Kohls	Sailer	Torkelson
Brod	Downey	Hamilton	Loon	Sanders	Urdahl
Buesgens	Drazkowski	Holberg	Mack	Scott	Westrom
Cornish	Eastlund	Hoppe	Magnus	Seifert	Zellers
Davids	Emmer	Howes	Mahoney	Severson	
Dean	Garofalo	Huntley	Murdock	Shimanski	

Those who voted in the negative were:

Abeler	Doty	Hosch	Lillie	Obermueller	Slocum
Anzelc	Eken	Jackson	Loeffler	Olin	Solberg
Beard	Falk	Johnson	Mariani	Otremba	Sterner
Benson	Faust	Juhnke	Marquart	Paymar	Swails
Bigham	Fritz	Kahn	Masin	Pelowski	Thao
Bly	Gardner	Kalin	McFarlane	Persell	Tillberry
Brown	Greiling	Kath	McNamara	Peterson	Wagenius
Brynaert	Hansen	Knuth	Morgan	Poppe	Ward
Bunn	Hausman	Koenen	Morrow	Reinert	Welti
Carlson	Haws	Laine	Mullery	Rosenthal	Winkler
Champion	Hayden	Lanning	Murphy, E.	Rukavina	Spk. Kelliher
Clark	Hilstrom	Lenczewski	Murphy, M.	Ruud	
Davnie	Hilty	Lesch	Nelson	Scalze	
Dill	Hornstein	Liebling	Newton	Sertich	
Dittrich	Hortman	Lieder	Norton	Slawik	

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

H. F. No. 2949, A bill for an act relating to metropolitan government; modifying provisions for the allocation of treatment works and interceptors reserved capacity costs; amending Minnesota Statutes 2008, section 473.517, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 88 yeas and 44 nays as follows:

Those who voted in the affirmative were:

Abeler	Eken	Hosch	Lieder	Obermueller	Simon
Anzelc	Falk	Huntley	Lillie	Olin	Slawik
Benson	Faust	Jackson	Loeffler	Otremba	Slocum
Bigham	Fritz	Johnson	Mahoney	Paymar	Solberg
Bly	Gardner	Juhnke	Mariani	Pelowski	Sterner
Brown	Garofalo	Kahn	Marquart	Persell	Swails
Brynaert	Greiling	Kalin	Masin	Peterson	Thao
Bunn	Hansen	Kath	Morgan	Poppe	Tillberry
Carlson	Hausman	Knuth	Morrow	Reinert	Wagenius
Champion	Haws	Koenen	Mullery	Rosenthal	Ward
Clark	Hayden	Laine	Murphy, E.	Rukavina	Welti
Davnie	Hilstrom	Lanning	Murphy, M.	Ruud	Winkler
Dill	Hilty	Lenczewski	Nelson	Sailer	Spk. Kelliher
Dittrich	Hornstein	Lesch	Newton	Scalze	
Doty	Hortman	Liebling	Norton	Sertich	

Those who voted in the negative were:

Anderson, B.	Beard	Cornish	Demmer	Downey	Emmer
Anderson, P.	Brod	Dauids	Dettmer	Drazkowski	Gottwalt
Anderson, S.	Buesgens	Dean	Doepke	Eastlund	Gunther

Hackbarth	Kelly	Magnus	Peppin	Shimanski	Zellers
Hamilton	Kiffmeyer	McFarlane	Sanders	Smith	
Holberg	Kohls	McNamara	Scott	Torkelson	
Hoppe	Loon	Murdock	Seifert	Urdahl	
Howes	Mack	Nornes	Severson	Westrom	

The bill was passed and its title agreed to.

H. F. No. 3027 was reported to the House.

Gottwalt moved to amend H. F. No. 3027 as follows:

Page 2, line 6, delete everything after "(c)" and insert a period

Page 2, delete lines 7 and 8

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

H. F. No. 3027, A bill for an act relating to solid waste; amending mercury testing requirements for certain new incinerator units; amending Minnesota Statutes 2008, section 116.85, subdivision 1a.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Haws	Lanning	Nelson	Sertich
Anderson, B.	Dill	Hayden	Lenczewski	Newton	Severson
Anderson, P.	Dittrich	Hilstrom	Lesch	Nornes	Shimanski
Anderson, S.	Doepke	Hilty	Liebling	Norton	Simon
Anzelc	Doty	Holberg	Lieder	Obermueller	Slawik
Beard	Downey	Hoppe	Lillie	Olin	Slocum
Benson	Drazkowski	Hortman	Loeffler	Otremba	Smith
Bigham	Eastlund	Hosch	Loon	Paymar	Solberg
Bly	Eken	Howes	Mack	Pelowski	Sterner
Brod	Emmer	Huntley	Magnus	Peppin	Swails
Brown	Falk	Jackson	Mahoney	Persell	Thao
Brynaert	Faust	Johnson	Mariani	Peterson	Tillberry
Buesgens	Fritz	Juhnke	Marquart	Poppe	Torkelson
Bunn	Gardner	Kahn	Masin	Reinert	Urdahl
Carlson	Garofalo	Kalin	McFarlane	Rosenthal	Wagenius
Champion	Gottwalt	Kath	McNamara	Rukavina	Ward
Clark	Greiling	Kelly	Morgan	Ruud	Welti
Cornish	Gunther	Kiffmeyer	Morrow	Sailer	Westrom
Davids	Hackbarth	Knuth	Mullery	Sanders	Winkler
Davnie	Hamilton	Koenen	Murdock	Scalze	Zellers
Dean	Hansen	Kohls	Murphy, E.	Scott	Spk. Kelliher
Demmer	Hausman	Laine	Murphy, M.	Seifert	

Those who voted in the negative were:

Hornstein

The bill was passed and its title agreed to.

H. F. No. 3061, A bill for an act relating to solid waste; amending Minnesota's waste management hierarchy; amending Minnesota Statutes 2008, section 115A.02.

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

The question was taken on the passage of the bill and the roll was called. There were 93 yeas and 39 nays as follows:

Those who voted in the affirmative were:

Abeler	Dill	Hortman	Lieder	Norton	Slawik
Anderson, P.	Dittrich	Hosch	Lillie	Obermueller	Slocum
Anzelc	Doty	Howes	Loeffler	Otremba	Solberg
Benson	Eken	Huntley	Loon	Paymar	Sterner
Bigham	Falk	Jackson	Mahoney	Pelowski	Swails
Bly	Faust	Johnson	Mariani	Persell	Thao
Brod	Fritz	Juhnke	Marquart	Peterson	Tillberry
Brown	Gardner	Kahn	Masin	Poppe	Urdahl
Brynaert	Greiling	Kalin	McNamara	Reinert	Wagenius
Bunn	Hansen	Kath	Morgan	Rosenthal	Ward
Carlson	Hausman	Knuth	Morrow	Rukavina	Welti
Champion	Haws	Koenen	Mullery	Ruud	Winkler
Clark	Hayden	Laine	Murphy, E.	Sailer	Spk. Kelliher
Cornish	Hilstrom	Lenczewski	Murphy, M.	Scalze	
Davnie	Hilty	Lesch	Nelson	Sertich	
Demmer	Hornstein	Liebling	Newton	Simon	

Those who voted in the negative were:

Anderson, B.	Doepke	Gunther	Kohls	Olin	Smith
Anderson, S.	Downey	Hackbarth	Lanning	Peppin	Torkelson
Beard	Drazkowski	Hamilton	Mack	Sanders	Westrom
Buesgens	Eastlund	Holberg	Magnus	Scott	Zellers
Davids	Emmer	Hoppe	McFarlane	Seifert	
Dean	Garofalo	Kelly	Murdock	Severson	
Dettmer	Gottwalt	Kiffmeyer	Nornes	Shimanski	

The bill was passed and its title agreed to.

H. F. No. 3067, A bill for an act relating to waters; modifying watershed plan provisions; amending Minnesota Statutes 2008, section 103B.231, subdivisions 7, 9, 11; repealing Minnesota Statutes 2008, section 103B.231, subdivision 8.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Haws	Laine	Murphy, M.	Seifert
Anderson, B.	Dill	Hayden	Lanning	Nelson	Sertich
Anderson, P.	Dittrich	Hilstrom	Lenczewski	Newton	Severson
Anderson, S.	Doepke	Hilty	Lesch	Nornes	Shimanski
Anzelc	Doty	Holberg	Liebling	Norton	Simon
Beard	Downey	Hoppe	Lieder	Obermueller	Slawik
Benson	Drazkowski	Hornstein	Lillie	Olin	Slocum
Bigham	Eastlund	Hortman	Loeffler	Otremba	Smith
Bly	Eken	Hosch	Loon	Paymar	Solberg
Brod	Emmer	Howes	Mack	Pelowski	Sterner
Brown	Falk	Huntley	Magnus	Peppin	Swails
Brynaert	Faust	Jackson	Mahoney	Persell	Thao
Buesgens	Fritz	Johnson	Mariani	Peterson	Tillberry
Bunn	Gardner	Juhnke	Marquart	Poppe	Torkelson
Carlson	Garofalo	Kahn	Masin	Reinert	Urdahl
Champion	Gottwalt	Kalin	McFarlane	Rosenthal	Wagenius
Clark	Greiling	Kath	McNamara	Rukavina	Ward
Cornish	Gunther	Kelly	Morgan	Ruud	Walti
Davids	Hackbarth	Kiffmeyer	Morrow	Sailer	Westrom
Davnie	Hamilton	Knuth	Mullery	Sanders	Winkler
Dean	Hansen	Koenen	Murdock	Scalze	Zellers
Demmer	Hausman	Kohls	Murphy, E.	Scott	Spk. Kelliher

The bill was passed and its title agreed to.

H. F. No. 3362, A bill for an act relating to environment; modifying petroleum tank release provisions; amending Minnesota Statutes 2008, sections 13.7411, subdivision 6; 115C.02, subdivision 14, by adding a subdivision; 115C.07, subdivision 3; 514.671, subdivision 5.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Buesgens	Dittrich	Garofalo	Holberg	Kath
Anderson, B.	Bunn	Doepke	Gottwalt	Hoppe	Kelly
Anderson, P.	Carlson	Doty	Greiling	Hornstein	Kiffmeyer
Anderson, S.	Champion	Downey	Gunther	Hortman	Knuth
Anzelc	Clark	Drazkowski	Hackbarth	Hosch	Koenen
Beard	Cornish	Eastlund	Hamilton	Howes	Kohls
Benson	Davids	Eken	Hansen	Huntley	Laine
Bigham	Davnie	Emmer	Hausman	Jackson	Lanning
Bly	Dean	Falk	Haws	Johnson	Lenczewski
Brod	Demmer	Faust	Hayden	Juhnke	Lesch
Brown	Dettmer	Fritz	Hilstrom	Kahn	Liebling
Brynaert	Dill	Gardner	Hilty	Kalin	Lieder

Lillie	McNamara	Norton	Reinert	Severson	Tillberry
Loeffler	Morgan	Obermueller	Rosenthal	Shimanski	Torkelson
Loon	Morrow	Olin	Rukavina	Simon	Urdahl
Mack	Mullery	Otremba	Ruud	Slawik	Wagenius
Magnus	Murdock	Paymar	Sailer	Slocum	Ward
Mahoney	Murphy, E.	Pelowski	Sanders	Smith	Welti
Mariani	Murphy, M.	Peppin	Scalze	Solberg	Westrom
Marquart	Nelson	Persell	Scott	Sterner	Winkler
Masin	Newton	Peterson	Seifert	Swails	Zellers
McFarlane	Nornes	Poppe	Sertich	Thao	Spk. Kelliher

The bill was passed and its title agreed to.

H. F. No. 3139, A bill for an act relating to privacy; reinstating authority for release of financial records in response to a subpoena; amending Minnesota Statutes 2009 Supplement, section 13A.02, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Haws	Laine	Murphy, M.	Seifert
Anderson, B.	Dill	Hayden	Lanning	Nelson	Sertich
Anderson, P.	Dittrich	Hilstrom	Lenczewski	Newton	Severson
Anderson, S.	Doepke	Hilty	Lesch	Nornes	Shimanski
Anzelc	Doty	Holberg	Liebling	Norton	Simon
Beard	Downey	Hoppe	Lieder	Obermueller	Slawik
Benson	Drazkowski	Hornstein	Lillie	Olin	Slocum
Bigham	Eastlund	Hortman	Loeffler	Otremba	Smith
Bly	Eken	Hosch	Loon	Paymar	Solberg
Brod	Emmer	Howes	Mack	Pelowski	Sterner
Brown	Falk	Huntley	Magnus	Peppin	Swails
Brynaert	Faust	Jackson	Mahoney	Persell	Thao
Buesgens	Fritz	Johnson	Mariani	Peterson	Tillberry
Bunn	Gardner	Juhnke	Marquart	Poppe	Torkelson
Carlson	Garofalo	Kahn	Masin	Reinert	Urdahl
Champion	Gottwalt	Kalin	McFarlane	Rosenthal	Wagenius
Clark	Greiling	Kath	McNamara	Rukavina	Ward
Cornish	Gunther	Kelly	Morgan	Ruud	Welti
Davids	Hackbarth	Kiffmeyer	Morrow	Sailer	Westrom
Davnie	Hamilton	Knuth	Mullery	Sanders	Winkler
Dean	Hansen	Koenen	Murdock	Scalze	Zellers
Demmer	Hausman	Kohls	Murphy, E.	Scott	Spk. Kelliher

The bill was passed and its title agreed to.

H. F. No. 2956, A bill for an act relating to transportation; authorizing conveyance by commissioner of transportation to Indian tribal government of land no longer needed for trunk highway purposes; amending Minnesota Statutes 2008, section 161.44, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 90 yeas and 42 nays as follows:

Those who voted in the affirmative were:

Abeler	Doty	Hortman	Liebling	Norton	Sertich
Anzcl	Eken	Hosch	Lieder	Obermueller	Simon
Benson	Falk	Howes	Lillie	Olin	Slawik
Bigham	Faust	Huntley	Loeffler	Otremba	Slocum
Bly	Fritz	Jackson	Mahoney	Paymar	Solberg
Brown	Gardner	Johnson	Mariani	Pelowski	Sterner
Brynaert	Greiling	Juhnke	Marquart	Persell	Swails
Bunn	Hansen	Kahn	Masin	Peterson	Thao
Carlson	Hausman	Kalin	Morgan	Poppe	Tillberry
Champion	Haws	Kath	Morrow	Reinert	Urdahl
Clark	Hayden	Knuth	Mullery	Rosenthal	Wagenius
Cornish	Hilstrom	Koenen	Murphy, E.	Rukavina	Ward
Davnie	Hilty	Laine	Murphy, M.	Ruud	Welti
Dill	Hoppe	Lenczewski	Nelson	Sailer	Winkler
Dittrich	Hornstein	Lesch	Newton	Scalze	Spk. Kelliher

Those who voted in the negative were:

Anderson, B.	Dean	Emmer	Kelly	McFarlane	Seifert
Anderson, P.	Demmer	Garofalo	Kiffmeyer	McNamara	Severson
Anderson, S.	Dettmer	Gottwalt	Kohls	Murdock	Shimanski
Beard	Doepke	Gunther	Lanning	Nornes	Smith
Brod	Downey	Hackbarth	Loon	Peppin	Torkelson
Buesgens	Drazkowski	Hamilton	Mack	Sanders	Westrom
Davids	Eastlund	Holberg	Magnus	Scott	Zellers

The bill was passed and its title agreed to.

H. F. No. 3164 was reported to the House.

Haws moved to amend H. F. No. 3164, the first engrossment, as follows:

Page 1, line 14, delete ", without"

Page 1, line 15, delete "limitation," and insert ", at a minimum,"

Page 1, line 20, delete everything after "status" and insert a semicolon

Page 1, delete lines 21 to 23

The motion prevailed and the amendment was adopted.

H. F. No. 3164, A bill for an act relating to higher education; regulating the transfer of credits within institutions belonging to the Minnesota State Colleges and Universities system; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 136F.

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 113 yeas and 19 nays as follows:

Those who voted in the affirmative were:

Abeler	Demmer	Hilty	Lesch	Nelson	Sertich
Anderson, P.	Dill	Hornstein	Liebling	Newton	Severson
Anderson, S.	Dittrich	Hortman	Lieder	Nornes	Simon
Anzelc	Doepke	Hosch	Lillie	Norton	Slawik
Beard	Doty	Howes	Loeffler	Obermueller	Slocum
Benson	Downey	Huntley	Loon	Olin	Smith
Bigham	Eastlund	Jackson	Mack	Otremba	Solberg
Bly	Eken	Johnson	Mahoney	Paymar	Sterner
Brod	Falk	Juhnke	Mariani	Pelowski	Swails
Brown	Faust	Kahn	Marquart	Persell	Thao
Brynaert	Fritz	Kalin	Masin	Peterson	Tillberry
Bunn	Gardner	Kath	McFarlane	Poppe	Urdahl
Carlson	Gottwalt	Kiffmeyer	McNamara	Reinert	Wagenius
Champion	Greiling	Knuth	Morgan	Rosenthal	Ward
Clark	Hansen	Koenen	Morrow	Rukavina	Welti
Cornish	Hausman	Kohls	Mullery	Ruud	Westrom
Davids	Haws	Laine	Murdock	Sailer	Winkler
Davnie	Hayden	Lanning	Murphy, E.	Scalze	Spk. Kelliher
Dean	Hilstrom	Lenczewski	Murphy, M.	Seifert	

Those who voted in the negative were:

Anderson, B.	Emmer	Hamilton	Magnus	Shimanski
Buesgens	Garofalo	Holberg	Peppin	Torkelson
Dettmer	Gunther	Hoppe	Sanders	Zellers
Drazkowski	Hackbarth	Kelly	Scott	

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

H. F. No. 3391, A bill for an act relating to children; modifying certain provisions relating to children in need of protection and services; amending Minnesota Statutes 2008, sections 260C.007, subdivision 6; 260C.163, subdivision 2; Minnesota Statutes 2009 Supplement, section 260C.175, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Benson	Brod	Buesgens	Champion
Anderson, B.	Anzelc	Bigham	Brown	Bunn	Clark
Anderson, P.	Beard	Bly	Brynaert	Carlson	Cornish

Davids	Greiling	Kahn	Mariani	Peppin	Solberg
Davnie	Gunther	Kalin	Marquart	Persell	Sterner
Dean	Hackbarth	Kath	Masin	Peterson	Swails
Demmer	Hamilton	Kelly	McFarlane	Poppe	Thao
Dettmer	Hansen	Kiffmeyer	McNamara	Reinert	Thissen
Dill	Hausman	Knuth	Morgan	Rosenthal	Tillberry
Dittrich	Haws	Koenen	Morrow	Rukavina	Torkelson
Doepke	Hayden	Kohls	Mullery	Ruud	Urdahl
Doty	Hilstrom	Laine	Murdock	Sailer	Wagenius
Downey	Hilty	Lanning	Murphy, E.	Sanders	Ward
Drazkowski	Holberg	Lenczewski	Murphy, M.	Scalze	Welti
Eastlund	Hoppe	Lesch	Nelson	Scott	Westrom
Eken	Hornstein	Liebling	Newton	Seifert	Winkler
Emmer	Hortman	Lieder	Nornes	Sertich	Zellers
Falk	Hosch	Lillie	Norton	Severson	Spk. Kelliher
Faust	Howes	Loeffler	Obermueller	Shimanski	
Fritz	Huntley	Loon	Olin	Simon	
Gardner	Jackson	Mack	Otremba	Slawik	
Garofalo	Johnson	Magnus	Paymar	Slocum	
Gottwalt	Juhnke	Mahoney	Pelowski	Smith	

The bill was passed and its title agreed to.

H. F. No. 3318, A bill for an act relating to judiciary; enacting the Uniform Unsworn Foreign Declarations Act proposed for adoption by the National Conference of Commissioners on Uniform State Laws; providing for penalties; amending Minnesota Statutes 2008, section 609.48, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 358.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Davnie	Greiling	Juhnke	Magnus	Otremba
Anderson, B.	Dean	Gunther	Kahn	Mahoney	Paymar
Anderson, P.	Demmer	Hackbarth	Kalin	Mariani	Pelowski
Anderson, S.	Dettmer	Hamilton	Kath	Marquart	Peppin
Anzalc	Dill	Hansen	Kelly	Masin	Persell
Beard	Dittrich	Hausman	Kiffmeyer	McFarlane	Peterson
Benson	Doepke	Haws	Knuth	McNamara	Poppe
Bigham	Doty	Hayden	Koenen	Morgan	Reinert
Bly	Downey	Hilstrom	Kohls	Morrow	Rosenthal
Brod	Drazkowski	Hilty	Laine	Mullery	Rukavina
Brown	Eastlund	Holberg	Lanning	Murdock	Ruud
Brynaert	Eken	Hoppe	Lenczewski	Murphy, E.	Sailer
Buesgens	Emmer	Hornstein	Lesch	Murphy, M.	Sanders
Bunn	Falk	Hortman	Liebling	Nelson	Scalze
Carlson	Faust	Hosch	Lieder	Newton	Scott
Champion	Fritz	Howes	Lillie	Nornes	Seifert
Clark	Gardner	Huntley	Loeffler	Norton	Sertich
Cornish	Garofalo	Jackson	Loon	Obermueller	Severson
Davids	Gottwalt	Johnson	Mack	Olin	Shimanski

Simon	Solberg	Thissen	Wagenius	Winkler
Slawik	Sterner	Tillberry	Ward	Zellers
Slocum	Swails	Torkelson	Welti	Spk. Kelliher
Smith	Thao	Urdahl	Westrom	

The bill was passed and its title agreed to.

H. F. No. 3286 was reported to the House.

Buesgens moved to amend H. F. No. 3286, the first engrossment, as follows:

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2008, section 473.129, subdivision 7, is amended to read:

Subd. 7. **Property.** The council may acquire, own, hold, use, improve, operate, maintain, lease, exchange, transfer, sell, or otherwise dispose of personal or real property, franchises, easements, or property rights or interests of any kind. The council may not use eminent domain to acquire easements, property rights, or real property."

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 67 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Abeler	Dean	Gunther	Lanning	Reinert	Sterner
Anderson, B.	Demmer	Hackbarth	Loon	Rosenthal	Swails
Anderson, P.	Dettmer	Hamilton	Mack	Rukavina	Torkelson
Anderson, S.	Dittrich	Hilstrom	Magnus	Ruud	Urdahl
Beard	Doepke	Holberg	Masin	Sanders	Welti
Bigham	Downey	Hoppe	McFarlane	Scalze	Westrom
Bly	Drazkowski	Howes	McNamara	Scott	Zellers
Brod	Eastlund	Juhnke	Murdock	Seifert	
Buesgens	Emmer	Kath	Nornes	Severson	
Bunn	Fritz	Kelly	Obermueller	Shimanski	
Cornish	Garofalo	Kiffmeyer	Olin	Slocum	
Dauids	Gottwalt	Kohls	Peppin	Smith	

Those who voted in the negative were:

Anzelc	Brynaert	Clark	Doty	Faust	Hansen
Benson	Carlson	Davnie	Eken	Gardner	Hausman
Brown	Champion	Dill	Falk	Greiling	Haws

Hayden	Kahn	Lieder	Mullery	Pelowski	Solberg
Hilty	Kalin	Lillie	Murphy, E.	Persell	Thao
Hornstein	Knuth	Loeffler	Murphy, M.	Peterson	Thissen
Hortman	Koenen	Mahoney	Nelson	Poppe	Tillberry
Hosch	Laine	Mariani	Newton	Sailer	Wagenius
Huntley	Lenczewski	Marquart	Norton	Sertich	Ward
Jackson	Lesch	Morgan	Otremba	Simon	Winkler
Johnson	Liebling	Morrow	Paymar	Slawik	Spk. Kelliher

The motion prevailed and the amendment was adopted.

H. F. No. 3286, A bill for an act relating to metropolitan government; limiting use of eminent domain; authorizing Metropolitan Council best value contracts and procurement for transit vehicles; amending Minnesota Statutes 2008, section 473.129, subdivision 7, by adding a subdivision.

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 124 yeas and 9 nays as follows:

Those who voted in the affirmative were:

Abeler	Doty	Hornstein	Lieder	Norton	Simon
Anderson, P.	Downey	Hortman	Lillie	Obermueller	Slawik
Anzelc	Eastlund	Hosch	Loeffler	Olin	Slocum
Beard	Eken	Howes	Loon	Otremba	Smith
Benson	Falk	Huntley	Mack	Paymar	Solberg
Bigham	Faust	Jackson	Magnus	Pelowski	Sterner
Bly	Fritz	Johnson	Mahoney	Peppin	Swails
Brod	Gardner	Juhnke	Mariani	Persell	Thao
Brown	Garofalo	Kahn	Marquart	Peterson	Thissen
Brynaert	Gottwalt	Kalin	Masin	Poppe	Tillberry
Bunn	Greiling	Kath	McFarlane	Reinert	Torkelson
Carlson	Gunther	Kelly	McNamara	Rosenthal	Urdahl
Champion	Hamilton	Kiffmeyer	Morgan	Rukavina	Wagenius
Clark	Hansen	Knuth	Morrow	Ruud	Ward
Cornish	Hausman	Koenen	Mullery	Sailer	Welti
Davids	Haws	Kohls	Murdock	Sanders	Westrom
Davnie	Hayden	Laine	Murphy, E.	Scalze	Winkler
Demmer	Hilstrom	Lanning	Murphy, M.	Scott	Zellers
Dill	Hilty	Lenczewski	Nelson	Sertich	Spk. Kelliher
Dittrich	Holberg	Lesch	Newton	Severson	
Doepke	Hoppe	Liebling	Nornes	Shimanski	

Those who voted in the negative were:

Anderson, B.	Buesgens	Dettmer	Emmer	Seifert
Anderson, S.	Dean	Drazkowski	Hackbarth	

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

H. F. No. 3336, A bill for an act relating to eminent domain; modifying right of first refusal offers for property obtained with federal transit funding; amending Minnesota Statutes 2008, section 117.226.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dill	Hilstrom	Lesch	Norton	Slawik
Anderson, B.	Dittrich	Hilty	Liebling	Obermueller	Slocum
Anderson, P.	Doepke	Holberg	Lieder	Olin	Smith
Anderson, S.	Doty	Hoppe	Lillie	Otremba	Solberg
Anzelc	Downey	Hornstein	Loeffler	Paymar	Sterner
Beard	Drazkowski	Hortman	Loon	Pelowski	Swails
Benson	Eastlund	Hosch	Mack	Peppin	Thao
Bigham	Eken	Howes	Magnus	Persell	Thissen
Bly	Emmer	Huntley	Mahoney	Peterson	Tillberry
Brod	Falk	Jackson	Mariani	Poppe	Torkelson
Brown	Faust	Johnson	Marquart	Reinert	Urdahl
Brynaert	Fritz	Juhnke	Masin	Rosenthal	Wagenius
Buesgens	Gardner	Kahn	McFarlane	Rukavina	Ward
Bunn	Garofalo	Kalin	McNamara	Ruud	Welti
Carlson	Gottwalt	Kath	Morgan	Sailer	Westrom
Champion	Greiling	Kelly	Morrow	Sanders	Winkler
Clark	Gunther	Kiffmeyer	Mullery	Scalze	Zellers
Cornish	Hackbarth	Knuth	Murdock	Scott	Spk. Kelliher
Davids	Hamilton	Koenen	Murphy, E.	Seifert	
Davnie	Hansen	Kohls	Murphy, M.	Sertich	
Dean	Hausman	Laine	Nelson	Severson	
Demmer	Haws	Lanning	Newton	Shimanski	
Dettmer	Hayden	Lenczewski	Nornes	Simon	

The bill was passed and its title agreed to.

S. F. No. 1494, A bill for an act relating to examinations; prohibiting certain practices in preparation for a licensing or certifying examination; establishing civil liability and remedies; proposing coding for new law in Minnesota Statutes, chapter 604.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anzelc	Bly	Buesgens	Clark	Dean
Anderson, B.	Beard	Brod	Bunn	Cornish	Demmer
Anderson, P.	Benson	Brown	Carlson	Davids	Dettmer
Anderson, S.	Bigham	Brynaert	Champion	Davnie	Dill

Dittrich	Hausman	Kiffmeyer	McFarlane	Peterson	Sterner
Doepke	Haws	Knuth	McNamara	Poppe	Swails
Doty	Hayden	Koenen	Morgan	Reinert	Thao
Downey	Hilstrom	Kohls	Morrow	Rosenthal	Thissen
Drazkowski	Hilty	Laine	Mullery	Rukavina	Tillberry
Eastlund	Holberg	Lanning	Murdock	Ruud	Torkelson
Eken	Hoppe	Lenczewski	Murphy, E.	Sailer	Urdahl
Emmer	Hornstein	Lesch	Murphy, M.	Sanders	Wagenius
Falk	Hortman	Liebling	Nelson	Scalze	Ward
Faust	Hosch	Lieder	Newton	Scott	Welti
Fritz	Howes	Lillie	Nornes	Seifert	Westrom
Gardner	Huntley	Loeffler	Norton	Sertich	Winkler
Garofalo	Jackson	Loon	Obermueller	Severson	Zellers
Gottwalt	Johnson	Mack	Olin	Shimanski	Spk. Kelliher
Greiling	Juhnke	Magnus	Otremba	Simon	
Gunther	Kahn	Mahoney	Paymar	Slawik	
Hackbarth	Kalin	Mariani	Pelowski	Slocum	
Hamilton	Kath	Marquart	Peppin	Smith	
Hansen	Kelly	Masin	Persell	Solberg	

The bill was passed and its title agreed to.

H. F. No. 3259, A bill for an act relating to energy; modifying utility's requirement to post notice of impending disconnection of utility services to a rental building due to landlord's failure to pay for service; amending Minnesota Statutes 2008, section 504B.215, subdivision 3.

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

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dean	Hackbarth	Kath	Masin	Peterson
Anderson, B.	Demmer	Hamilton	Kelly	McFarlane	Poppe
Anderson, P.	Dettmer	Hansen	Kiffmeyer	McNamara	Reinert
Anderson, S.	Dill	Hausman	Knuth	Morgan	Rosenthal
Anzelc	Dittrich	Haws	Koenen	Morrow	Rukavina
Beard	Doepke	Hayden	Kohls	Mullery	Ruud
Benson	Doty	Hilstrom	Laine	Murdock	Sailer
Bigham	Downey	Hilty	Lanning	Murphy, E.	Sanders
Bly	Drazkowski	Holberg	Lenczewski	Murphy, M.	Scalze
Brod	Eastlund	Hoppe	Lesch	Nelson	Scott
Brown	Eken	Hornstein	Liebling	Newton	Seifert
Brynaert	Emmer	Hortman	Lieder	Nornes	Sertich
Buesgens	Falk	Hosch	Lillie	Norton	Severson
Bunn	Faust	Howes	Loeffler	Obermueller	Shimanski
Carlson	Fritz	Huntley	Loon	Olin	Simon
Champion	Gardner	Jackson	Mack	Otremba	Slawik
Clark	Garofalo	Johnson	Magnus	Paymar	Slocum
Cornish	Gottwalt	Juhnke	Mahoney	Pelowski	Smith
Davids	Greiling	Kahn	Mariani	Peppin	Solberg
Davnie	Gunther	Kalin	Marquart	Persell	Sterner

Swails	Tillberry	Wagenius	Westrom	Spk. Kelliher
Thao	Torkelson	Ward	Winkler	
Thissen	Urdahl	Welti	Zellers	

The bill was passed and its title agreed to.

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

S. F. No. 2494, A resolution memorializing Congress and the Secretary of Agriculture to appropriate money and negotiate with the State of Minnesota on the sale and exchange of school trust lands.

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

The question was taken on the passage of the bill and the roll was called. There were 113 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Hilstrom	Liebling	Newton	Simon
Anderson, B.	Dill	Hilty	Lieder	Nornes	Slawik
Anderson, P.	Dittrich	Hoppe	Lillie	Norton	Slocum
Anzelc	Doepke	Hortman	Loon	Obermueller	Smith
Beard	Doty	Hosch	Mack	Olin	Solberg
Benson	Downey	Howes	Magnus	Otremba	Sterner
Bigham	Drazkowski	Huntley	Mahoney	Persell	Swails
Bly	Eastlund	Jackson	Mariani	Peterson	Thao
Brod	Eken	Johnson	Marquart	Rosenthal	Thissen
Brynaert	Faust	Juhnke	Masin	Rukavina	Tillberry
Bunn	Fritz	Kahn	McFarlane	Ruud	Torkelson
Carlson	Gardner	Kalin	McNamara	Sailer	Urdahl
Champion	Garofalo	Kath	Morgan	Sanders	Ward
Clark	Gottwalt	Kelly	Morrow	Scalze	Welti
Cornish	Greiling	Kiffmeyer	Mullery	Scott	Westrom
Davids	Gunther	Knuth	Murdock	Seifert	Winkler
Davnie	Hansen	Koenen	Murphy, E.	Sertich	Zellers
Dean	Haws	Lanning	Murphy, M.	Severson	Spk. Kelliher
Demmer	Hayden	Lenczewski	Nelson	Shimanski	

The bill was passed and its title agreed to.

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Sertich from the Committee on Rules and Legislative Administration, pursuant to rule 1.21, designated the following bills to be placed on the Calendar for the Day for Monday, March 29, 2010:

H. F. Nos. 3360, 2701, 3097, 2766, 3157, 1828, 2607, 3420, 2942, 3088, 3634, 1457 and 3300.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 3108

A bill for an act relating to elections; changing and clarifying certain provisions; amending Minnesota Statutes 2008, sections 201.016, subdivision 1a; 201.061, subdivision 1; 201.11; 201.12; 201.121, subdivision 3; 201.13; 201.14; 201.15, subdivisions 1, 2; 201.155; 201.171; 203B.02, subdivision 3; 203B.04, subdivision 1; 203B.06, subdivisions 1, as amended, 5; 203B.081, as amended; 203B.16, subdivision 2; 203B.19; 203B.227; 204B.04, subdivision 2; 204B.135, subdivision 4; 204B.14, by adding a subdivision; 204B.18, subdivision 1; 204B.22, subdivisions 1, 2; 204B.24; 204B.27, subdivisions 2, 3; 204B.28, by adding a subdivision; 204B.38; 204C.02; 204C.04, subdivision 1; 204C.06, subdivision 1; 204C.08; 204C.09, subdivision 1; 204C.12, subdivision 2; 204C.13, subdivision 2; 204C.24, subdivision 1; 204C.28, subdivisions 1, 2; 204C.33, subdivision 1; 204C.35, subdivisions 2, 3; 204C.36, subdivisions 3, 4; 204C.37; 204D.04, subdivision 2; 204D.09, subdivision 2; 204D.10, subdivision 1; 204D.17; 204D.19; 204D.20, subdivision 1; 205.065, subdivision 1, as amended; 205.07, subdivision 1, by adding a subdivision; 205.13, subdivisions 1, 2; 205.16, subdivisions 2, 3, 4, as amended, 5, as amended; 205A.03, subdivision 2, as amended; 205A.04, subdivision 1; 205A.05, subdivision 1; 205A.07, subdivisions 3, as amended, 3a, as amended, 3b, as amended; 205A.11, subdivision 3; 206.57, subdivision 6; 208.03; 365.51, subdivision 1; 375.101, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapters 201; 204D; 205; 205A; 373; repealing Minnesota Statutes 2008, sections 3.22; 204B.22, subdivision 3; 204D.10, subdivision 2; 206.57, subdivision 7; 206.805, subdivision 2; 206.91.

March 24, 2010

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

We, the undersigned conferees for H. F. No. 3108 report that we have agreed upon the items in dispute and recommend as follows:

That the House concur in the Senate amendments and that H. F. No. 3108 be further amended as follows:

Page 22, line 35, delete everything after "not" and insert "necessarily require disqualification of the votes from that precinct or invalidation of the"

Page 23, line 27, delete everything after "not" and insert "necessarily require disqualification of the votes from that precinct or invalidation of"

Page 23, line 28, delete "invalidate"

We request the adoption of this report and repassage of the bill.

House Conferees: RYAN WINKLER, GENE PELOWSKI and MARY KIFFMEYER.

Senate Conferees: KATIE SIEBEN, CHRIS GERLACH and ANN H. REST.

Winkler moved that the report of the Conference Committee on H. F. No. 3108 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 3108, A bill for an act relating to elections; changing and clarifying certain provisions; amending Minnesota Statutes 2008, sections 201.016, subdivision 1a; 201.061, subdivision 1; 201.11; 201.12; 201.121, subdivision 3; 201.13; 201.14; 201.15, subdivisions 1, 2; 201.155; 201.171; 203B.02, subdivision 3; 203B.04, subdivision 1; 203B.06, subdivisions 1, as amended, 5; 203B.081, as amended; 203B.16, subdivision 2; 203B.19; 203B.227; 204B.04, subdivision 2; 204B.135, subdivision 4; 204B.14, by adding a subdivision; 204B.18, subdivision 1; 204B.22, subdivisions 1, 2; 204B.24; 204B.27, subdivisions 2, 3; 204B.28, by adding a subdivision; 204B.38; 204C.02; 204C.04, subdivision 1; 204C.06, subdivision 1; 204C.08; 204C.09, subdivision 1; 204C.12, subdivision 2; 204C.13, subdivision 2; 204C.24, subdivision 1; 204C.28, subdivisions 1, 2; 204C.33, subdivision 1; 204C.35, subdivisions 2, 3; 204C.36, subdivisions 3, 4; 204C.37; 204D.04, subdivision 2; 204D.09, subdivision 2; 204D.10, subdivision 1; 204D.17; 204D.19; 204D.20, subdivision 1; 205.065, subdivision 1, as amended; 205.07, subdivision 1, by adding a subdivision; 205.13, subdivisions 1, 2; 205.16, subdivisions 2, 3, 4, as amended, 5, as amended; 205A.03, subdivision 2, as amended; 205A.04, subdivision 1; 205A.05, subdivision 1; 205A.07, subdivisions 3, as amended, 3a, as amended, 3b, as amended; 205A.11, subdivision 3; 206.57, subdivision 6; 208.03; 365.51, subdivision 1; 375.101, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapters 201; 204D; 205; 205A; 373; repealing Minnesota Statutes 2008, sections 3.22; 204B.22, subdivision 3; 204D.10, subdivision 2; 206.57, subdivision 7; 206.805, subdivision 2; 206.91.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Haws	Laine	Murphy, M.	Sertich
Anderson, B.	Dill	Hayden	Lanning	Nelson	Severson
Anderson, P.	Dittrich	Hilstrom	Lenczewski	Newton	Shimanski
Anderson, S.	Doepke	Hilty	Lesch	Nornes	Simon
Anzelc	Doty	Holberg	Liebling	Norton	Slawik
Beard	Downey	Hoppe	Lieder	Obermueller	Slocum
Benson	Drazkowski	Hornstein	Lillie	Olin	Smith
Bigham	Eastlund	Hortman	Loeffler	Otremba	Solberg
Bly	Eken	Hosch	Loon	Paymar	Sterner
Brod	Emmer	Howes	Mack	Pelowski	Swails
Brown	Falk	Huntley	Magnus	Peppin	Thao
Brynaert	Faust	Jackson	Mahoney	Persell	Thissen
Buesgens	Fritz	Johnson	Mariani	Peterson	Tillberry
Bunn	Gardner	Juhnke	Marquart	Poppe	Torkelson
Carlson	Garofalo	Kahn	Masin	Rosenthal	Urdahl
Champion	Gottwalt	Kalin	McFarlane	Rukavina	Wagenius
Clark	Greiling	Kath	McNamara	Ruud	Ward
Cornish	Gunther	Kelly	Morgan	Sailer	Welti
Davids	Hackbarth	Kiffmeyer	Morrow	Sanders	Westrom
Davnie	Hamilton	Knuth	Mullery	Scalze	Winkler
Dean	Hansen	Koenen	Murdock	Scott	Zellers
Demmer	Hausman	Kohls	Murphy, E.	Seifert	Spk. Kelliher

The bill was repassed, as amended by Conference, and its title agreed to.

FISCAL CALENDAR ANNOUNCEMENT

Pursuant to rule 1.22, Lenczewski announced her intention to place H. F. No. 2695 on the Fiscal Calendar for Monday, March 29, 2010.

MOTIONS AND RESOLUTIONS

Gardner moved that the name of Ruud be added as an author on H. F. No. 418. The motion prevailed.

Lenczewski moved that the name of Ruud be added as an author on H. F. No. 816. The motion prevailed.

Demmer moved that the name of Poppe be added as an author on H. F. No. 1209. The motion prevailed.

Liebling moved that the name of Scalze be added as an author on H. F. No. 1640. The motion prevailed.

Hansen moved that the name of Poppe be added as an author on H. F. No. 2116. The motion prevailed.

Bunn moved that the names of Drazkowski, Davids, Dean and Brown be added as authors on H. F. No. 2422. The motion prevailed.

Hausman moved that the name of Brown be added as an author on H. F. No. 2560. The motion prevailed.

Johnson moved that the name of Ruud be added as an author on H. F. No. 2639. The motion prevailed.

Hansen moved that the name of Brown be added as an author on H. F. No. 2882. The motion prevailed.

Johnson moved that the name of Sertich be added as an author on H. F. No. 2907. The motion prevailed.

Hornstein moved that the name of Ruud be added as an author on H. F. No. 2986. The motion prevailed.

Davids moved that the name of Poppe be added as an author on H. F. No. 3057. The motion prevailed.

Hornstein moved that the name of Davnie be added as an author on H. F. No. 3060. The motion prevailed.

Newton moved that the name of Ruud be added as an author on H. F. No. 3063. The motion prevailed.

Dittrich moved that the name of Ward be added as an author on H. F. No. 3084. The motion prevailed.

Winkler moved that the name of Sterner be added as an author on H. F. No. 3108. The motion prevailed.

Norton moved that the name of Scalze be added as an author on H. F. No. 3115. The motion prevailed.

Simon moved that the name of Lillie be added as an author on H. F. No. 3277. The motion prevailed.

Lenczewski moved that the name of Ruud be added as an author on H. F. No. 3282. The motion prevailed.

Sailer moved that the name of Persell be added as an author on H. F. No. 3291. The motion prevailed.

Sailer moved that the name of Persell be added as an author on H. F. No. 3459. The motion prevailed.

Davnie moved that the names of Murphy, M., and Ruud be added as authors on H. F. No. 3467. The motion prevailed.

Slawik moved that the name of Ruud be added as an author on H. F. No. 3470. The motion prevailed.

Dittrich moved that the name of Ruud be added as an author on H. F. No. 3475. The motion prevailed.

Ward moved that the name of Olin be added as an author on H. F. No. 3500. The motion prevailed.

Sterner moved that the name of Ruud be added as an author on H. F. No. 3627. The motion prevailed.

Greiling moved that the name of Ruud be added as an author on H. F. No. 3699. The motion prevailed.

Senate Concurrent Resolution No. 8 was reported to the House.

SENATE CONCURRENT RESOLUTION NO. 8

A Senate concurrent resolution relating to adjournment for more than three days.

Be It Resolved, by the Senate of the State of Minnesota, the House of Representatives concurring:

1. Upon their adjournments on Monday, March 29, 2010, the Senate and House of Representatives may each set its next day of meeting for Tuesday, April 6, 2010.
2. Each house consents to adjournment of the other house for more than three days.

Sertich moved that Senate Concurrent Resolution No. 8 be now adopted. The motion prevailed and Senate Concurrent Resolution No. 8 was adopted.

ADJOURNMENT

Sertich moved that when the House adjourns today it adjourn until 8:30 a.m., Monday, March 29, 2010. The motion prevailed.

Sertich moved that the House adjourn. The motion prevailed, and Speaker pro tempore Pelowski declared the House stands adjourned until 8:30 a.m., Monday, March 29, 2010.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives