

STATE OF MINNESOTA

EIGHTY-SIXTH SESSION — 2010

 NINETY-FIRST DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, APRIL 21, 2010

The House of Representatives convened at 9:00 a.m. and was called to order by Margaret Anderson Kelliher, Speaker of the House.

Prayer was offered by the Reverend Dennis J. Johnson, House Chaplain.

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

A quorum was present.

Greiling, Mariani and Otremba were excused.

Holberg was excused until 9:50 a.m.

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

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Carlson from the Committee on Finance to which was referred:

H. F. No. 2894, A bill for an act relating to natural resources; increasing watershed district borrowing authority; amending Minnesota Statutes 2008, section 103D.335, subdivision 17.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 103D.335, subdivision 17, is amended to read:

Subd. 17. **Borrowing funds.** (a) The managers may borrow funds from an agency of the federal government, a state agency, a county where the watershed district is located in whole or in part, or a financial institution authorized under chapter 47 to do business in this state. A county board may lend the amount requested by a watershed district. A watershed district may not have more than a total of \$600,000 in loans from counties and financial institutions under this subdivision outstanding at any time.

(b) Notwithstanding paragraph (a), a watershed district may have up to a total of \$2,000,000 in loans from counties and financial institutions under this subdivision outstanding at any time if the taxable market value of property within the watershed district is more than \$500,000,000."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

H. F. No. 3033, A bill for an act relating to energy; establishing rebate program for solar photovoltaic modules; appropriating money.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 116C.779, subdivision 1, is amended to read:

Subdivision 1. **Renewable development account.** (a) The public utility that owns the Prairie Island nuclear generating plant must transfer to a renewable development account ~~\$16,000,000 annually~~ \$500,000 each year for each dry cask containing spent fuel that is located at the Prairie Island power plant for each year the plant is in operation, and \$7,500,000 each year the plant is not in operation if ordered by the commission pursuant to paragraph (d). The fund transfer must be made if nuclear waste is stored in a dry cask at the independent spent-fuel storage facility at Prairie Island for any part of a year. Funds in the account may be expended only for development of renewable energy sources. Preference must be given to development of renewable energy source projects located within the state. The utility that owns a nuclear generating plant is eligible to apply for renewable development fund grants. The utility's proposals must be evaluated by the renewable development fund board in a manner consistent with that used to evaluate other renewable development fund project proposals.

(b) The public utility that owns the Monticello nuclear generating plant must transfer to the renewable development account \$350,000 each year for each dry cask containing spent fuel that is located at the Monticello nuclear power plant for each year the plant is in operation, and \$5,250,000 each year the plant is not in operation if ordered by the commission pursuant to paragraph (d). The fund transfer must be made if nuclear waste is stored in a dry cask at the independent spent-fuel storage facility at Monticello for any part of a year.

(c) Expenditures from the account may only be made after approval by order of the Public Utilities Commission upon a petition by the public utility.

(d) After discontinuation of operation of the Prairie Island nuclear plant or the Monticello nuclear plant and each year spent nuclear fuel is stored in dry cask at the discontinued facility, the commission shall require the public utility to pay \$7,500,000 for the discontinued Prairie Island facility and \$5,250,000 for the discontinued Monticello facility for any year in which the commission finds, by the preponderance of the evidence, that the public utility did not make a good faith effort to remove the spent nuclear fuel stored at the facility to a permanent or interim storage site out of the state. This determination shall be made at least every two years.

EFFECTIVE DATE. This section is effective when 32 dry casks containing spent fuel are located at the Prairie Island nuclear plant.

Sec. 2. **[116C.7791] REBATES FOR SOLAR PHOTOVOLTAIC MODULES.**

Subdivision 1. Definitions. For the purpose of this section, the following terms have the meanings given.

(a) "Installation" means an array of solar photovoltaic modules attached to a building that will use the electricity generated by the solar photovoltaic modules or placed on a facility or property proximate to that building.

(b) "Manufactured" means:

(1) the material production of solar photovoltaic modules, including the tabbing, stringing, and lamination processes; or

(2) the production of interconnections of low-voltage photoactive elements that produce the final useful photovoltaic output by a manufacturer operating in this state on the effective date of this section.

(c) "Qualified owner" means an owner of a qualified property, but does not include an entity engaged in the business of generating or selling electricity at retail, or an unregulated subsidiary of such an entity.

(d) "Qualified property" means a residence, multifamily residence, business, or publicly owned building located in the assigned service area of the utility subject to section 116C.779.

(e) "Solar photovoltaic module" means the smallest, nondivisible, self-contained physical structure housing interconnected photovoltaic cells and providing a single direct current of electrical output.

Subd. 2. Establishment. The commissioner of commerce shall establish a program to provide rebates to an owner of a qualified property for installing solar photovoltaic modules manufactured in Minnesota after December 31, 2009.

Subd. 3. Rebate eligibility. (a) To be eligible for a rebate under this section, a solar photovoltaic module:

(1) must be manufactured in Minnesota;

(2) must be installed on a qualified property as part of a system whose generating capacity does not exceed 40 kilowatts;

(3) must be certified by Underwriters Laboratory, must have received the ETL listed mark from Intertek, or must have an equivalent certification from an independent testing agency;

(4) may or may not be connected to a utility grid;

(5) must be installed by a person certified as a solar photovoltaic installer by the North American Board of Certified Energy Practitioners; and

(6) may not be used to sell, transmit, or distribute the electrical energy at retail, nor to provide end-use electricity to an offsite facility of the electrical energy generator. On-site generation is allowed to the extent provided for in section 216B.1611.

(b) To be eligible for a rebate under this section, an applicant must have applied for and been awarded a rebate or other form of financial assistance available exclusively to owners of properties on which solar photovoltaic modules are installed that is offered by:

(1) the utility serving the property on which the solar photovoltaic modules are to be installed; or

(2) this state, under an authority other than this section.

(c) An applicant who is otherwise ineligible for a rebate under paragraph (b) is eligible if the applicant's failure to secure a rebate or other form of financial assistance is due solely to a lack of available funds on the part of a utility or this state.

Subd. 4. **Rebate amount and payment.** (a) The amount of a rebate under this section is the difference between the sum of all rebates described in subdivision 3, paragraph (b), awarded to the applicant and \$5 per watt of installed generating capacity.

(b) Notwithstanding paragraph (a), the amount of all rebates or other forms of financial assistance awarded to an applicant by a utility and the state, including any rebate paid under this section, net of applicable federal income taxes applied at the highest applicable income tax rates, must not exceed 60 percent of the total installed cost of the solar photovoltaic modules.

(c) Rebates must be awarded to eligible applicants beginning July 1, 2010.

(d) The rebate must be paid out proportionately in five consecutive annual installments.

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

Sec. 3. **APPROPRIATION.**

(a) The utility subject to Minnesota Statutes, section 116C.779, shall transfer \$2,000,000 in fiscal year 2011; \$4,000,000 in fiscal year 2012; \$5,000,000 in fiscal year 2013; \$5,000,000 in fiscal year 2014; and \$5,000,000 in fiscal year 2015, from the account established under that section to the commissioner of commerce. The commissioner of commerce must place the funds in the special revenue fund.

(b) \$2,000,000 in fiscal year 2011; \$4,000,000 in fiscal year 2012; \$5,000,000 in fiscal year 2013; \$5,000,000 in fiscal year 2014; and \$5,000,000 in fiscal year 2015, is appropriated from the special revenue fund to the commissioner of commerce for awarding rebates for solar photovoltaic modules as specified in section 2. This appropriation does not cancel, and remains available until the money is expended.

(c) Of the appropriations in this section, up to \$39,000 in fiscal year 2011, up to \$40,000 in fiscal year 2012, and up to \$42,000 in fiscal year 2013 through fiscal year 2015, may be used by the commissioner of commerce for program administration.

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

Delete the title and insert:

"A bill for an act relating to energy; modifying fee for storage of spent nuclear fuel; establishing rebate program for solar photovoltaic modules; appropriating money; amending Minnesota Statutes 2008, section 116C.779, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 116C."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

H. F. No. 3414, A bill for an act relating to utilities; authorizing supplemental funding for Public Utilities Commission; appropriating money.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 216B.62, is amended by adding a subdivision to read:

Subd. 3a. **Supplemental staffing assessment.** In addition to other assessments in subdivision 3, the commission may assess up to \$800,000 per year for supplemental staffing to implement requirements of this chapter. The amount in this subdivision shall be assessed to the several public utilities in proportion to their respective gross operating revenues from retail sales of gas or electric service within the state during the last calendar year, shall be deposited into an account in the special revenue fund, and are appropriated to the commission. An assessment made under this subdivision is not subject to the cap on assessments provided in subdivision 3 or any other law.

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

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

H. F. No. 3757, A bill for an act relating to higher education; modifying securities transaction exemptions; appropriating money for the state grant program; amending Minnesota Statutes 2008, section 80A.65, subdivision 1.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

H. F. No. 3790, A bill for an act relating to state government; appropriating money from constitutionally dedicated funds and providing for expenditure accountability, administration, and governance of outdoor heritage, clean water, parks and trails, and arts and cultural heritage purposes; establishing and modifying grants, programs, fees, and accounts; requiring reports; amending Minnesota Statutes 2008, sections 3.971, by adding a subdivision; 97A.056, by adding subdivisions; Minnesota Statutes 2009 Supplement, sections 85.53, subdivision 2; 103G.271, subdivision 6; 114D.50, subdivision 4; 129D.17, subdivision 2; Laws 2009, chapter 172, article 2, section 4; proposing coding for new law in Minnesota Statutes, chapters 3; 103G; repealing Laws 2009, chapter 172, article 5, section 9.

Reported the same back with the following amendments:

Page 13, line 25, after "ownership" insert "or in public waters as defined in Minnesota Statutes, section 103G.005, subdivision 15"

Page 18, line 18, after "ownership" insert "or in public waters as defined in Minnesota Statutes, section 103G.005, subdivision 15"

Page 36, line 27, delete "shall" and insert "may"

Page 40, after line 17, insert:

"Sec. 8. **PARKS.**

The Minneapolis Park and Recreation Board may acquire the entire property known as the Scherer Brothers Lumber Yard for a metropolitan area regional park and may allocate any future appropriations to the board from the parks and trails fund to acquire the property.

EFFECTIVE DATE. This section is effective the day after the Minneapolis Park Board timely completes compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

Renumber the sections in sequence

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

S. F. No. 1323, A bill for an act relating to environment; modifying Infectious Waste Control Act; amending Minnesota Statutes 2008, section 116.78, subdivision 4.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 116.76, subdivision 18, is amended to read:

Subd. 18. **Sharps.** "Sharps" means:

(1) discarded items that can induce subdermal inoculation of infectious agents, including needles, lancets, scalpel blades, pipettes, and other items derived from human or animal patient care, blood banks, laboratories, mortuaries, research facilities, and industrial operations; and

(2) discarded glass or rigid plastic vials containing infectious agents.

Sec. 2. **[116.835] SAFE SHARPS MANAGEMENT.**

(a) A sharps manufacturer that sells or distributes sharps that are usually intended for home use, and a pharmaceutical manufacturer that sells or distributes a medication in Minnesota that is usually intended to be self-injected in a home resulting in the generation of sharps shall, on or before July 1, 2011, post to its Web site a plan that describes how the manufacturer supports the safe collection and proper disposal of the sharps.

(b) The plan required under paragraph (a) shall include, at a minimum, a description of the actions, if any, taken by the manufacturer to do the following:

(1) provide for the safe collection and proper disposal of sharps;

(2) educate consumers about safe management and collection opportunities; and

(3) support efforts by retailers, pharmaceutical distributors, local governments, health care organizations, public health officers, solid waste service providers, organizations representing patients who use sharps, and other groups with interest in protecting public health and safety through the sale, collection, and proper disposal of sharps.

EFFECTIVE DATE. This section is effective January 1, 2011."

With the recommendation that when so amended the bill pass.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

S. F. No. 1537, A bill for an act relating to energy; requiring a certificate of need for certain transmission lines.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **URBAN TRANSMISSION LINE; CERTIFICATE OF NEED REQUIRED.**

A high-voltage transmission line longer than one mile with a capacity of 100 kilovolts or more that is located in a city of the first class in a zone within one mile of the transmission line in which population density exceeds 8,000 persons per square mile, and that runs parallel to and is within one-quarter mile of a below-grade bike and walking path that connects with other bike paths along a river, is subject to the provisions of Minnesota Statutes, section 216B.243.

EFFECTIVE DATE. This section is effective the day following final enactment and applies only to high-voltage transmission lines described in this section that are the subject of an application for a route permit under Minnesota Statutes, chapter 216E, that is pending before the Public Utilities Commission on March 15, 2010.

Sec. 2. **NEIGHBORHOOD ENERGY REDUCTION REPORT.**

Subdivision 1. **Report.** (a) By February 15, 2011, an organization with experience in energy conservation and energy planning at the neighborhood level that serves as project manager must submit a report to the chairs and ranking minority members of the senate and house of representatives committees with primary jurisdiction over energy policy that contains the following information:

(1) projections of the amount of energy that can be conserved and generated through the implementation of cost-effective energy efficiency investments; innovative energy storage projects, including thermal energy storage; smart-grid technologies; and energy produced from distributed generation projects fueled by solar photovoltaic and other renewable energy sources located in the focused study area designated in the application to the Minnesota Public Utilities Commission for a route permit for the high-voltage transmission line identified in section 1;

(2) for each energy-reducing or energy-generating element recommended, estimates of the amount of energy conserved or generated, the reduction in peak demand requirements in the focused study area, and the cost per unit of energy saved or generated; and

(3) an estimate of the number of green jobs that would be created through implementation of the report's recommendations.

(b) Requests by the project manager for information from the utility serving the focused study area may be made after the service of notice of and order for hearing made under Minnesota Statutes, section 216B.243, for the project described in section 1. Information requests with respect to the study are governed by the rules for contested case hearings in Minnesota Rules, part 1400.6700.

(c) The project manager may contract for portions of the work required to complete the report.

Subd. 2. **Community steering committee.** (a) The project manager shall convene a community steering committee to provide input to the report. Appointments to the steering committee must reflect the diversity of the focused study area, and include representatives of focused study area residents, building owners and renters, businesses, churches, other institutions, including the Midtown Community Works Partnership, local hospitals, and the city in which the focused study area is located. All meetings held by the community steering committee or any subcommittees it creates must be public meetings, with advance notice given to the public.

(b) The project manager shall seek to maximize the participation of focused study area residents, stakeholders, and institutions in recommending ideas to be included within the scope of the report and in reviewing initial and successive drafts of the report, including providing stipends for child care and transportation when necessary to

increase participation. The project manager shall contact representatives of similar successful projects in other states to benefit from their experience and to learn about best practices for increasing public participation that can be replicated in Minnesota. The report must incorporate and respond to comments from the focused study area and the steering committee.

Subd. 3. **Energy savings.** The utility that serves the focused study area may apply energy savings resulting directly from the implementation of recommendations contained in the report regarding energy efficiency investments to its energy-savings goal under section 216B.241, subdivision 1c.

Subd. 4. **Certificate of need process.** No contested case evidentiary hearings for a certificate of need for the transmission line identified in section 1 may commence before April 1, 2011.

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

Sec. 3. **APPROPRIATION AND TRANSFER.**

(a) Of the assessment authority authorized and appropriated to the commissioner of commerce under Minnesota Statutes, section 216C.052, subdivision 2, paragraph (c), clause (2), up to \$307,000 in fiscal year 2011 must be allocated by the commissioner to implement this act. Of this amount, \$34,000 must be transferred and is appropriated to the Public Utilities Commission to implement section 1. These appropriations are onetime and are available until expended, without regard to section 216C.052, subdivision 4.

(b) The utility subject to Minnesota Statutes, section 116C.779, shall transfer \$100,000 from the renewable development account established under that section to the commissioner of commerce, who shall deposit it in the special revenue fund.

(c) \$100,000 from the money deposited in the special revenue fund under paragraph (a) is appropriated to the commissioner of commerce for a grant to an organization with experience in energy conservation and energy planning at the neighborhood level that serves as project manager serving the Twin Cities for the purpose of completing the report required under section 2.

This is a onetime appropriation and is available until expended."

Delete the title and insert:

"A bill for an act relating to energy; requiring certificate of need for certain transmission line; requiring neighborhood energy reduction report; appropriating money."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

S. F. No. 2758, A bill for an act relating to economic development; authorizing the development of a virtual assistance network for Minnesota entrepreneurs.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **[116J.6581] MINNESOTA ENTREPRENEUR RESOURCE VIRTUAL NETWORK (MERNV).**

(a) The commissioner shall seek sufficient private sector funding for the Office of Entrepreneurship and Small Business Development (OESBD) to develop, maintain, and market a virtual network to provide seamless access to statewide resources and expertise for entrepreneurs and existing businesses using private sector funding. Private sector funding must be for general support of the virtual network and must not be used to sponsor specific portions of the network. The network must connect Minnesota entrepreneurs to available state and nonstate supported services and technical assistance. In developing and maintaining the network, OESBD must ensure that all listed resources meet established standards. The goal of the network is to assist in the creation of new Minnesota ventures, the growth of existing businesses, and the ability of Minnesota entrepreneurs to compete globally. To the greatest extent possible, the network should be built on and linked to existing resources designed to make business assistance resources more accessible to Minnesota business.

(b) Any portion of the network that involves state information systems or state Web sites is subject to the authority of the Office of Enterprise Technology in chapter 16E, including, but not limited to:

(1) evaluation and approval as specified in section 16E.03, subdivisions 3 and 4;

(2) review to ensure compliance with security policies, guidelines, and standards as specified in section 16E.03, subdivision 7; and

(3) assurance of compliance with accessibility standards developed under section 16E.03, subdivision 9.

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

Sec. 2. **REPORT.**

By September 30, 2010, the commissioner must report to the chairs and ranking minority members of the senate and house of representatives committees with jurisdiction over economic development and state government finance on the department's plans and progress towards the development of the network under Minnesota Statutes, section 116J.6581."

Delete the title and insert:

"A bill for an act relating to economic development; providing for the development of a virtual assistance network for Minnesota entrepreneurs; proposing coding for new law in Minnesota Statutes, chapter 116J."

With the recommendation that when so amended the bill pass.

The report was adopted.

Carlson from the Committee on Finance to which was referred:

S. F. No. 2996, A bill for an act relating to health; establishing school concession stands as a specific category of food and beverage service establishments; amending Minnesota Statutes 2008, section 157.15, by adding a subdivision; Minnesota Statutes 2009 Supplement, section 157.16, subdivision 3.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1323 and 2758 were read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker:

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

H. F. No. 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 Senate has appointed as such committee:

Senators Olseen, Sheran and Frederickson.

Said House File is herewith returned to the House.

COLLEEN J. PACHECO, First Assistant Secretary of 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. 2639, A bill for an act relating to public safety; authorizing wireless telecommunications service providers to provide call locations for emergencies; proposing coding for new law in Minnesota Statutes, chapter 237.

The Senate has appointed as such committee:

Senators Prettner Solon, Sheran and Vandever.

Said House File is herewith returned to the House.

COLLEEN J. PACHECO, First Assistant Secretary of 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. 3263, A bill for an act relating to traffic regulations; modifying provisions governing speed limits in highway work zones, operating vehicles on multilane roads, and surcharges on traffic citations; creating traffic safety education account; amending Minnesota Statutes 2008, sections 169.14, subdivision 5d; 169.18, subdivisions 7, 10, by adding a subdivision; 171.12, subdivision 6; 171.13, by adding a subdivision; Minnesota Statutes 2009 Supplement, section 357.021, subdivision 6.

The Senate has appointed as such committee:

Senators Gimse, Murphy and Carlson.

Said House File is herewith returned to the House.

COLLEEN J. PACHECO, First Assistant Secretary of 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. 3591, A bill for an act relating to local government; authorizing the city of Minneapolis to adopt an ordinance to define the annual duration of operation of mobile food units; amending Minnesota Statutes 2008, section 157.15, subdivision 9.

The Senate has appointed as such committee:

Senators Dibble, Higgins and Senjem.

Said House File is herewith returned to the House.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

Madam Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, herewith returned:

House Concurrent Resolution No. 5, A House concurrent resolution relating to adjournment for more than three days.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

Madam Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 2624, A bill for an act relating to state government; appropriating money for environment and natural resources.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

Wagenius moved that the House refuse to concur in the Senate amendments to H. F. No. 2624, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Madam Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 3157, A bill for an act relating to children; modifying parent notification of child maltreatment in a school facility; amending Minnesota Statutes 2008, section 626.556, subdivisions 7, 10d.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

CONCURRENCE AND REPASSAGE

Mahoney moved that the House concur in the Senate amendments to H. F. No. 3157 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 3157, A bill for an act relating to children; modifying parent notification of child maltreatment in a school facility; amending Minnesota Statutes 2008, section 626.556, subdivisions 7, 10d.

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

The question was taken on the repassage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Madam Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 2907, A bill for an act relating to communications; setting state goals for the deployment and speed of high-speed broadband; requiring reports; proposing coding for new law in Minnesota Statutes, chapter 237.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson moved that the House concur in the Senate amendments to H. F. No. 2907 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2907, A bill for an act relating to communications; setting state goals for the deployment and speed of high-speed broadband; proposing coding for new law in Minnesota Statutes, chapter 237.

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

The question was taken on the repassage of the bill and the roll was called. There were 114 yeas and 16 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Dean	Draskowski	Gottwalt	Scott	Shimanski
Anderson, S.	Demmer	Eastlund	Kohls	Seifert	
Buesgens	Dettmer	Emmer	Peppin	Severson	

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

Madam Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 2879, A bill for an act relating to insurance; allowing certain minors to contract for automobile insurance; proposing coding for new law in Minnesota Statutes, chapter 65B.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

CONCURRENCE AND REPASSAGE

Bigham moved that the House concur in the Senate amendments to H. F. No. 2879 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2879, A bill for an act relating to insurance; allowing certain minors to contract for automobile insurance; proposing coding for new law in Minnesota Statutes, chapter 65B.

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

The question was taken on the repassage of the bill and the roll was called. There were 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

Madam Speaker:

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

S. F. Nos. 633, 2505, 2653, 2873, 3119, 445, 2737 and 2941.

COLLEEN J. PACHECO, First Assistant Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 633, A bill for an act relating to human services; encouraging medical assistance primary care providers to perform primary caries prevention services as part of the child and teen checkup program; amending Minnesota Statutes 2008, section 256B.0625, subdivision 14.

The bill was read for the first time.

Norton moved that S. F. No. 633 and H. F. No. 984, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2505, A bill for an act relating to child care; appropriating money to provide statewide child care provider training, coaching, consultation, and supports to prepare for the voluntary Minnesota quality rating system.

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

S. F. No. 2653, A bill for an act relating to transportation; amending requirements for type III vehicle drivers; providing a rulemaking exception; amending Minnesota Statutes 2008, section 171.321, subdivision 2; Minnesota Statutes 2009 Supplement, section 171.02, subdivision 2b.

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

S. F. No. 2873, 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.

The bill was read for the first time.

Kath moved that S. F. No. 2873 and H. F. No. 2925, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3119, A bill for an act relating to early childhood education; modifying the membership and duties of the State Advisory Council on Early Childhood Education and Care; appropriating money; amending Minnesota Statutes 2008, section 124D.141, subdivisions 1, 2, 3.

The bill was read for the first time and referred to the Early Childhood Finance and Policy Division.

S. F. No. 445, A resolution relating to Lake of the Woods.

The bill was read for the first time.

Olin moved that S. F. No. 445 and H. F. No. 353, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2737, A bill for an act relating to state government; changing certain pesticide control provisions; authorizing waiver of a fee; providing for control of bovine tuberculosis; eliminating the native grasses and wildflower seed production and incentive program; authorizing ownership of agricultural land by certain nonprofit corporations; requiring tree care and tree trimming company registration; regulating certain sale and distribution of firewood; authorizing individuals and entities to take certain easements in agricultural land; allowing a temporary lien for livestock production inputs for 45 days following a mediation request requiring reports; clarifying the role of the commissioner and Department of Veterans Affairs in providing certain resources for the county veterans service offices; modifying a residency requirement for purposes of eligibility for higher educational benefits for the surviving spouse and children of a deceased veteran who dies as a result of military service; repealing authorization for a license plate; repealing a requirement that the Department of Veterans Affairs report on the status of a construction project priority listing; appropriating money; amending Minnesota Statutes 2008, sections 3.737, subdivision 4; 17.03, by adding a subdivision; 18B.31, subdivision 5; 18B.36, subdivision 1; 18B.37, subdivision 4; 18G.07; 28A.082, subdivision 1; 35.244, subdivisions 1, 2; 197.60, subdivision 1; 197.601; 197.605; 197.606; 197.609, subdivisions 1, 2; 197.75, subdivision 1; 239.092; 239.093; 500.221, subdivisions 2, 4; 500.24, subdivision 2; 514.965, subdivision 2; 514.966, subdivision 6, by adding a subdivision; Minnesota Statutes 2009 Supplement, sections 3.737, subdivision 1; 18B.316, subdivision 10; Laws 2008, chapter 296, article 1, section 25; proposing coding for new law in Minnesota Statutes, chapters 17; 38; repealing Minnesota Statutes 2008, sections 17.231; 168.1251; 343.26; Laws 2009, chapter 94, article 3, section 23.

The bill was read for the first time.

Juhnke moved that S. F. No. 2737 and H. F. No. 2678, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2941, A bill for an act relating to youth development; authorizing municipalities to spend money on 4-H; proposing coding for new law in Minnesota Statutes, chapter 38.

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

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2231

A bill for an act relating to transportation; allowing road authorities to remove snow from certain roads in uncompleted subdivisions; amending Minnesota Statutes 2008, section 160.21, by adding a subdivision.

April 13, 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. 2231 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment.

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

House Conferees: MICHAEL V. NELSON, JEREMY KALIN and BOB GUNTHER.

Senate Conferees: KENNETH KELASH, RICK OLSEEN and MIKE PARRY.

Nelson moved that the report of the Conference Committee on H. F. No. 2231 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2231, A bill for an act relating to transportation; allowing road authorities to remove snow from certain roads in uncompleted subdivisions; amending Minnesota Statutes 2008, section 160.21, by adding a subdivision.

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 120 yeas and 10 nays as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Anderson, B.	Buesgens	Dettmer	Emmer	Smith
Brod	Dean	Draskowski	Shimanski	Zellers

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

CONFERENCE COMMITTEE REPORT ON 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.

April 14, 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. 3048 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 3048 be further amended as follows:

Page 19, line 5, delete "is a presumption affecting" and insert "affects"

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

House Conferees: KIM NORTON, TIM MAHONEY and DOUG MAGNUS.

Senate Conferees: KATHY SALTZMAN, DAVID SENJEM and DAN SPARKS.

Norton moved that the report of the Conference Committee on H. F. No. 3048 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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, 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 110 yeas and 20 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Dettmer	Emmer	Kohls	Shimanski
Beard	Downey	Gottwalt	Peppin	Torkelson
Brod	Drazkowski	Kelly	Scott	Westrom
Buesgens	Eastlund	Kiffmeyer	Seifert	Zellers

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

The Speaker called Juhnke to the Chair.

CONFERENCE COMMITTEE REPORT ON 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.

April 14, 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. 3391 report that we have agreed upon the items in dispute and recommend as follows:

That the House concur in the Senate amendment and that H. F. No. 3391 be further amended as follows:

Page 3, line 22, after "child" insert a period

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

House Conferees: DAVE OLIN, GAIL KULICK JACKSON and TIM KELLY.

Senate Conferees: MARY OLSON, LINDA HIGGINS and JULIANNE ORTMAN.

Olin moved that the report of the Conference Committee on H. F. No. 3391 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

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, 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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Benson	Bunn	Dean	Downey	Fritz
Anderson, B.	Bigham	Carlson	Demmer	Drazkowski	Gardner
Anderson, P.	Bly	Champion	Dettmer	Eastlund	Garofalo
Anderson, S.	Brod	Clark	Dill	Eken	Gottwalt
Anzelc	Brown	Cornish	Dittrich	Emmer	Gunther
Atkins	Brynaert	Davids	Doepke	Falk	Hackbarth
Beard	Buesgens	Davnie	Doty	Faust	Hamilton

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

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

FISCAL CALENDAR

Pursuant to rule 1.22, Solberg requested immediate consideration of H. F. No. 3589.

H. F. No. 3589 was reported to the House.

Brod moved to amend H. F. No. 3589, the first engrossment, as follows:

Page 2, line 1, strike "over" and delete "\$25,000"

A roll call was requested and properly seconded.

The question was taken on the Brod amendment and the roll was called. There were 51 yeas and 80 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Kohls moved to amend H. F. No. 3589, the first engrossment, as follows:

Page 1, line 10, after the period, insert "The lists submitted to committee chairs and ranking minority members must be sent electronically."

The motion prevailed and the amendment was adopted.

H. F. No. 3589, A bill for an act relating to state government; reducing the reporting threshold for contracts for professional or technical services; amending Minnesota Statutes 2008, section 16C.08, subdivision 4.

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	Carlson	Eastlund	Hayden	Kath	Mack
Anderson, B.	Champion	Eken	Hilstrom	Kelly	Magnus
Anderson, P.	Clark	Emmer	Hilty	Kiffmeyer	Mahoney
Anderson, S.	Cornish	Falk	Holberg	Knuth	Marquart
Anzelc	Dauids	Faust	Hoppe	Koenen	Masin
Atkins	Davnie	Fritz	Hornstein	Kohls	McFarlane
Beard	Dean	Gardner	Hortman	Laine	McNamara
Benson	Demmer	Garofalo	Hosch	Lanning	Morgan
Bigham	Dettmer	Gottwalt	Howes	Lenczewski	Morrow
Bly	Dill	Gunther	Huntley	Lesch	Mullery
Brod	Dittrich	Hackbarth	Jackson	Liebling	Murdock
Brown	Doepke	Hamilton	Johnson	Lieder	Murphy, E.
Brynaert	Doty	Hansen	Juhnke	Lillie	Murphy, M.
Buesgens	Downey	Hausman	Kahn	Loeffler	Nelson
Bunn	Drakowski	Haws	Kalin	Loon	Newton

Nornes	Persell	Sailer	Shimanski	Swails	Ward
Norton	Peterson	Sanders	Simon	Thao	Welti
Obermueller	Poppe	Scalze	Slawik	Thissen	Westrom
Olin	Reinert	Scott	Slocum	Tillberry	Winkler
Paymar	Rosenthal	Seifert	Smith	Torkelson	Zellers
Pelowski	Rukavina	Sertich	Solberg	Urdahl	Spk. Kelliher
Peppin	Ruud	Severson	Sterner	Wagenius	

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

Pursuant to rule 1.22, Solberg requested immediate consideration of H. F. No. 2848.

H. F. No. 2848, A bill for an act relating to public safety; modifying allocation of certain state fines and forfeitures; amending Minnesota Statutes 2009 Supplement, section 299D.03, 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

Pursuant to rule 1.22, Solberg requested immediate consideration of H. F. No. 2801.

H. F. No. 2801 was reported to the House.

Shimanski moved to amend H. F. No. 2801, the first engrossment, as follows:

Page 2, line 24, before "The" insert "(a)"

Page 2, after line 28, insert:

"(b) The commissioner shall include in the complete streets policy a priority for winter season maintenance of (1) roadways used by motor vehicles, above (2) facilities provided for nonmotorized transportation."

A roll call was requested and properly seconded.

The question was taken on the Shimanski amendment and the roll was called. There were 46 yeas and 85 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Kelliher was excused between the hours of 10:50 a.m. and 12:15 p.m.

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

Brod moved to amend H. F. No. 2801, the first engrossment, as follows:

Page 2, line 32, delete "encouraged, but"

A roll call was requested and properly seconded.

Kohls moved that H. F. No. 2801 be re-referred to the Committee on State and Local Government Operations Reform, Technology and Elections.

A roll call was requested and properly seconded.

The question was taken on the Kohls motion and the roll was called. There were 45 yeas and 84 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion did not prevail.

The question recurred on the Brod amendment and the roll was called. There were 46 yeas and 83 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Peppin moved to amend H. F. No. 2801, the first engrossment, as follows:

Page 2, line 27, after "requirements." insert "traffic enforcement."

Page 3, after line 12, insert:

"Subd. 6. **Traffic enforcement.** The commissioner shall annually ensure, before releasing municipal state-aid street funds under chapter 162 to a city for that year, that the city has submitted to the commissioner a statement on balanced traffic regulations enforcement. The statement must contain a certification by the chief of police that peace officers are enforcing traffic regulations applicable to bicyclists and pedestrians in a manner that matches the enforcement of traffic regulations for operators of motor vehicles."

A roll call was requested and properly seconded.

The question was taken on the Peppin amendment and the roll was called. There were 35 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Anderson, P.	Demmer	Gottwalt	Kelly	Paymar	Smith
Anderson, S.	Dettmer	Gunther	Kiffmeyer	Peppin	Torkelson
Beard	Doepke	Hackbarth	Kohls	Scott	Urdahl
Brod	Drazkowski	Hamilton	Magnus	Seifert	Westrom
Buesgens	Eastlund	Hoppe	Murdock	Severson	Zellers
Davids	Garofalo	Howes	Nornes	Shimanski	

Those who voted in the negative were:

Abeler	Dittrich	Hornstein	Liebling	Nelson	Sertich
Anderson, B.	Doty	Hortman	Lieder	Newton	Simon
Anzelc	Downey	Hosch	Lillie	Norton	Slawik
Atkins	Eken	Huntley	Loeffler	Obermueller	Slocum
Benson	Emmer	Jackson	Loon	Olin	Solberg
Bigham	Falk	Johnson	Mack	Pelowski	Sterner
Bly	Faust	Juhnke	Mahoney	Persell	Swails
Brown	Fritz	Kahn	Marquart	Peterson	Thao
Brynaert	Gardner	Kalin	Masin	Poppe	Thissen
Bunn	Hansen	Kath	McFarlane	Reinert	Tillberry
Carlson	Hausman	Knuth	McNamara	Rosenthal	Wagenius
Champion	Haws	Koenen	Morgan	Rukavina	Ward
Clark	Hayden	Laine	Morrow	Ruud	Welti
Cornish	Hilstrom	Lanning	Mullery	Sailer	Winkler
Davnie	Hilty	Lenczewski	Murphy, E.	Sanders	
Dean	Holberg	Lesch	Murphy, M.	Scalze	

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

Scott and Beard moved to amend H. F. No. 2801, the first engrossment, as follows:

Page 2, line 24, before "The" insert "(a)"

Page 2, after line 28, insert:

"(b) The implementation of the complete streets policy must include: a methodology to identify any additional costs to a street or highway project that are generated due to the policy, including costs related to planning, design, construction, and maintenance; and a mechanism that pays for such additional costs that does not utilize funds from motorized vehicle taxes.

"(c) For purposes of this subdivision, "motorized vehicles taxes" means the motor vehicle sales tax under section 297B.02, the motor vehicle registration tax under section 168.013, and the taxes on motor fuels under sections 296A.07 and 296A.08."

Page 3, line 28, after the semicolon, insert "identify the methodology and mechanism for addressing additional costs generated by the complete streets policy, as required under Minnesota Statutes, section 174.75, subdivision 2;"

A roll call was requested and properly seconded.

The question was taken on the Scott and Beard amendment and the roll was called. There were 51 yeas and 78 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

H. F. No. 2801, A bill for an act relating to establishing complete streets program and requiring reports; amending Minnesota Statutes 2008, sections 162.02, subdivision 3a; 162.09, subdivision 3a; proposing coding for new law in Minnesota Statutes, chapter 174.

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 92 yeas and 37 nays as follows:

Those who voted in the affirmative were:

Abeler	Bunn	Falk	Haws	Huntley	Koenen
Anzelc	Carlson	Faust	Hayden	Jackson	Laine
Atkins	Champion	Fritz	Hilstrom	Johnson	Lenczewski
Benson	Clark	Gardner	Hilty	Juhnke	Lesch
Bigham	Davnie	Gunther	Hornstein	Kahn	Liebling
Bly	Dittrich	Hamilton	Hortman	Kalin	Lieder
Brown	Doty	Hansen	Hosch	Kath	Lillie
Brynaert	Eken	Hausman	Howes	Knuth	Loeffler

Loon	Morrow	Olin	Rukavina	Slocum	Wagenius
Magnus	Mullery	Paymar	Ruud	Solberg	Ward
Mahoney	Murphy, E.	Pelowski	Sailer	Sterner	Welti
Marquart	Murphy, M.	Persell	Scalze	Swails	Winkler
Masin	Nelson	Peterson	Sertich	Thao	
McFarlane	Newton	Poppe	Severson	Thissen	
McNamara	Norton	Reinert	Simon	Tillberry	
Morgan	Obermueller	Rosenthal	Slawik	Urdahl	

Those who voted in the negative were:

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

The bill was passed and its title agreed to.

CALENDAR FOR THE DAY

S. F. No. 2511 was reported to the House.

Swails moved to amend S. F. No. 2511, the second engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 2840, the first engrossment:

"Section 1. **[6.81] COLLABORATIVE GOVERNANCE COUNCIL.**

Subdivision 1. Establishment; membership. (a) A collaborative governance council is established and shall include major statewide governmental entities and nongovernmental statewide organizations as provided in this subdivision. The 12-member council consists of the state auditor and one member appointed by and serving at the pleasure of each of the following:

(1) League of Minnesota Cities;

(2) Minnesota Association of Townships;

(3) Association of Minnesota Counties;

(4) Minnesota School Board Association;

(5) American Federation of State, County, and Municipal Employees;

(6) Education Minnesota;

(7) Service Employees International Union;

(8) a senator appointed by the majority leader of the senate;

(9) a senator appointed by the minority leader of the senate;

(10) a member of the house of representatives appointed by the speaker of the house; and

(11) a member of the house of representatives appointed by the house minority leader.

The appointing authorities under this section shall complete their initial appointments no later than July 1, 2010.

(b) Council members shall be represented by the designated appointee of each respective organization. The council shall seek input from nonmember organizations whose expertise can help inform the council's work.

(c) In conjunction with the auditor's duties to recommend best practices for delivery of local government service, the state auditor shall serve as chair of the council and shall convene the first meeting by July 31, 2010. The council must meet at least quarterly.

(d) Members do not receive compensation or reimbursement of expenses from the council for service on the council.

Subd. 2. **Powers and duties; report.** (a) The council shall develop recommendations to the governor and the legislature designed to increase collaboration in government. These recommendations may include, but are not limited to, strategies, policies, or other actions focused on the:

(1) review of statutes, laws, and rules that slow collaboration efforts;

(2) use of collaboration to improve the delivery of governmental services;

(3) use of technology to connect entities and share information, including broadband access;

(4) modernization of financial transactions and their oversight by facilitating credit and debit card transactions, electronic funds, transfers, and electronic data interchange; and

(5) creation of model forms for joint power agreements.

(b) By February 1 of each year, the council shall submit its recommendations, including any draft legislation necessary to implement its recommendations, to the governor and to the chairs and ranking members of the legislative committees and divisions with jurisdiction over state and local government policy and finance and early childhood through grade 12 education policy and finance.

Subd. 3. **Expiration.** This section expires June 30, 2015.

EFFECTIVE DATE. This section is effective June 1, 2010."

The motion prevailed and the amendment was adopted.

Swails and McFarlane moved to amend S. F. No. 2511, the second engrossment, as amended, as follows:

Page 1, delete lines 18 to 23, and insert:

"(8) two members of the senate appointed by the Subcommittee on Committees of the Committee on Rules and Administration, one member from the majority and one member from the minority; and

(9) two members of the house of representatives appointed by the speaker of the house, one member from the majority and one member from the minority."

The motion prevailed and the amendment was adopted.

Peppin moved to amend S. F. No. 2511, the second engrossment, as amended, as follows:

Page 2, after line 18, insert:

"(4) reduction in the number of task forces, advisory groups, and councils;"

Renumber subsequent clauses

A roll call was requested and properly seconded.

The question was taken on the Peppin amendment and the roll was called. There were 48 yeas and 81 nays as follows:

Those who voted in the affirmative were:

Abeler	Dauids	Emmer	Hoppe	Magnus	Severson
Anderson, B.	Dean	Fritz	Howes	Murdock	Shimanski
Anderson, P.	Demmer	Garofalo	Kath	Nornes	Smith
Anderson, S.	Dettmer	Gottwalt	Kelly	Pelowski	Sterner
Beard	Doepke	Gunther	Kiffineyer	Peppin	Torkelson
Brod	Downey	Hackbarth	Kohls	Sanders	Urdahl
Buesgens	Drazkowski	Hamilton	Loon	Scott	Westrom
Cornish	Eastlund	Holberg	Mack	Seifert	Zellers

Those who voted in the negative were:

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

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

Dauids moved to amend S. F. No. 2511, the second engrossment, as amended, as follows:

Page 1, line 8, delete "12-member" and insert "14-member"

Page 1, after line 17, insert:

"(8) the Minnesota Chamber of Commerce;

(9) the National Federation of Independent Businesses;"

Renumber subsequent clauses

The motion prevailed and the amendment was adopted.

Gottwalt moved to amend S. F. No. 2511, the second engrossment, as amended, as follows:

Page 2, after line 18, insert:

"(4) reform of the public sector collective bargaining process to help lower the cost of state and local government;"

Renumber the subsequent clauses

A roll call was requested and properly seconded.

The question was taken on the Gottwalt amendment and the roll was called. There were 41 yeas and 88 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeler	Carlson	Fritz	Hortman	Kath	Lillie
Anzelc	Champion	Gardner	Hosch	Knuth	Loeffler
Atkins	Clark	Hansen	Howes	Koenen	Mahoney
Benson	Davnie	Hausman	Huntley	Laine	Marquart
Bigham	Dittrich	Haws	Jackson	Lanning	Masin
Bly	Doty	Hayden	Johnson	Lenczewski	McFarlane
Brown	Eken	Hilstrom	Juhnke	Lesch	McNamara
Brynaert	Falk	Hilty	Kahn	Liebling	Morgan
Bunn	Faust	Hornstein	Kalin	Lieder	Morrow

Mullery	Obermueller	Poppe	Scalze	Solberg	Wagenius
Murphy, E.	Olin	Reinert	Sertich	Sterner	Ward
Murphy, M.	Paymar	Rosenthal	Simon	Swails	Walti
Nelson	Pelowski	Rukavina	Slawik	Thao	Winkler
Newton	Persell	Ruud	Slocum	Thissen	
Norton	Peterson	Sailer	Smith	Tillberry	

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

Peppin moved to amend S. F. No. 2511, the second engrossment, as amended, as follows:

Page 2, line 10, after the period, insert "Legislators must not receive per diem payments from the House of Representatives or the Senate for service on the council."

A roll call was requested and properly seconded.

The question was taken on the Peppin amendment and the roll was called. There were 55 yeas and 74 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Dettmer	Hackbarth	Lenczewski	Peppin	Torkelson
Anderson, P.	Dittrich	Hamilton	Loon	Rosenthal	Urdahl
Anderson, S.	Doepke	Holberg	Mack	Ruud	Walti
Beard	Downey	Hoppe	Magnus	Sanders	Westrom
Brod	Drazkowski	Hortman	McNamara	Scott	Zellers
Buesgens	Eastlund	Kath	Morgan	Seifert	
Bunn	Emmer	Kelly	Murdock	Severson	
Cornish	Garofalo	Kiffmeyer	Nornes	Shimanski	
Dean	Gottwalt	Kohls	Norton	Smith	
Demmer	Gunther	Lanning	Obermueller	Sterner	

Those who voted in the negative were:

Abeler	Doty	Hosch	Lieder	Olin	Slocum
Anzelc	Eken	Howes	Lillie	Paymar	Solberg
Atkins	Falk	Huntley	Loeffler	Pelowski	Swails
Benson	Faust	Jackson	Mahoney	Persell	Thao
Bigham	Fritz	Johnson	Marquart	Peterson	Thissen
Bly	Gardner	Juhnke	Masin	Poppe	Tillberry
Brown	Hansen	Kahn	McFarlane	Reinert	Wagenius
Brynaert	Hausman	Kalin	Morrow	Rukavina	Ward
Carlson	Haws	Knuth	Mullery	Sailer	Winkler
Champion	Hayden	Koenen	Murphy, E.	Scalze	
Clark	Hilstrom	Laine	Murphy, M.	Sertich	
Davidson	Hilty	Lesch	Nelson	Simon	
Davnie	Hornstein	Liebling	Newton	Slawik	

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

Peppin moved to amend S. F. No. 2511, the second engrossment, as amended, as follows:

Page 1, line 8, delete "12-member" and insert "13-member"

Page 1, delete lines 15 to 17 and insert:

"(5) Indian Affairs Council;

(6) Council on Affairs of Chicano/Latino People;

(7) Council on Black Minnesotans;

(8) Council on Asian-Pacific Minnesotans;"

Page 1, line 18, delete "(8)" and insert "(9)"

Page 1, line 19, delete "(9)" and insert "(10)"

Page 1, line 20, delete "(10)" and insert "(11)"

Page 1, line 22, delete "(11)" and insert "(12)"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Peppin amendment and the roll was called. There were 36 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Dean	Gottwalt	Kelly	Murdock	Severson
Brod	Dettmer	Gunther	Kiffmeyer	Nornes	Shimanski
Buesgens	Drazkowski	Hackbarth	Kohls	Peppin	Smith
Champion	Eastlund	Hamilton	Loon	Sanders	Torkelson
Cornish	Emmer	Holberg	Mack	Scott	Westrom
Davids	Garofalo	Hoppe	Magnus	Seifert	Zellers

Those who voted in the negative were:

Anderson, S.	Bunn	Eken	Hayden	Jackson	Laine
Anzelc	Carlson	Falk	Hilstrom	Johnson	Lanning
Atkins	Davnie	Faust	Hilty	Juhnke	Lenczewski
Benson	Demmer	Fritz	Hornstein	Kahn	Lesch
Bigham	Dittrich	Gardner	Hortman	Kalin	Liebling
Bly	Doepke	Hansen	Hosch	Kath	Lieder
Brown	Doty	Hausman	Howes	Knuth	Lillie
Brynaert	Downey	Haws	Huntley	Koenen	Loeffler

Mahoney	Murphy, E.	Pelowski	Ruud	Solberg	Ward
Marquart	Murphy, M.	Persell	Sailer	Sterner	Walti
Masin	Nelson	Peterson	Scalze	Swails	Winkler
McFarlane	Newton	Poppe	Sertich	Thao	
McNamara	Obermueller	Reinert	Simon	Thissen	
Morgan	Olin	Rosenthal	Slawik	Tillberry	
Morrow	Paymar	Rukavina	Slocum	Wagenius	

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

S. F. No. 2511, A bill for an act relating to state government; establishing a collaborative governance council; requiring reports; proposing coding for new law in Minnesota Statutes, chapter 6.

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 108 yeas and 22 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, B.	Demmer	Emmer	Hoppe	Scott	Smith
Brod	Dettmer	Gottwalt	Kelly	Seifert	Zellers
Buesgens	Drazkowski	Hackbarth	Kohls	Severson	
Dean	Eastlund	Holberg	Peppin	Shimanski	

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

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

MOTIONS AND RESOLUTIONS

Abeler moved that the name of Obermueller be added as an author on H. F. No. 1909. The motion prevailed.

Norton moved that the name of Obermueller be added as an author on H. F. No. 2849. The motion prevailed.

Hornstein moved that the name of Sterner be added as an author on H. F. No. 3061. The motion prevailed.

McFarlane moved that the name of Magnus be added as an author on H. F. No. 3248. The motion prevailed.

Rosenthal moved that the name of Obermueller be added as an author on H. F. No. 3271. The motion prevailed.

Hornstein moved that the name of Sterner be added as an author on H. F. No. 3286. The motion prevailed.

Reinert moved that the name of Drazkowski be added as an author on H. F. No. 3370. The motion prevailed.

Brown moved that the name of Poppe be added as an author on H. F. No. 3622. The motion prevailed.

Sterner moved that the name of Obermueller be added as an author on H. F. No. 3669. The motion prevailed.

Pelowski moved that the name of Drazkowski be added as an author on H. F. No. 3677. The motion prevailed.

Marquart moved that the name of Lanning be added as an author on H. F. No. 3725. The motion prevailed.

Liebling moved that the names of Hayden and Reinert be added as authors on H. F. No. 3785. The motion prevailed.

Jackson moved that the name of Rosenthal be added as an author on H. F. No. 3786. The motion prevailed.

Seifert moved to amend the Permanent Rules of the House for the 86th session as follows:

Add a new rule to read:

"2.39 LOBBYIST PRESENCE IN COMMITTEE. No House committee, division or subcommittee shall permit any member or staff of the executive branch, registered lobbyist, or lobbyist principal, to be seated at the committee table with members of the House during official proceedings of committees of the House."

A roll call was requested and properly seconded.

CALL OF THE HOUSE

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

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

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

Sertich moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Murphy, M., was excused for the remainder of today's session.

Sertich moved to amend the Seifert amendment to the Permanent Rules of the House for the 86th session as follows:

Page 1, line 1, before "LOBBYIST" insert "EXECUTIVE BRANCH OR"

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

The question recurred on the Seifert amendment, as amended, and the roll was called. There were 127 yeas and 2 nays as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Kahn Thao

The motion prevailed and the Seifert amendment, as amended, to the Permanent Rules of the House for the 86th session was adopted.

FISCAL CALENDAR ANNOUNCEMENT

Pursuant to rule 1.22, Solberg announced his intention to place H. F. Nos. 3106 and 2965; S. F. Nos. 525, 2427, 2844 and 2885; H. F. No. 3279; and S. F. Nos. 1323 and 2758 on the Fiscal Calendar for Monday, April 26, 2010.

CALL OF THE HOUSE LIFTED

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

ADJOURNMENT

Sertich moved that when the House adjourns today it adjourn until 12:00 noon, Monday, April 26, 2010. The motion prevailed.

Sertich moved that the House adjourn. The motion prevailed, and Speaker pro tempore Juhnke declared the House stands adjourned until 12:00 noon, Monday, April 26, 2010.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

