

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-THIRD LEGISLATURE

FIFTEENTH DAY

St. Paul, Minnesota, Monday, February 10, 2003

The Senate met at 10:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Betzold imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Archbishop Harry J. Flynn.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

The roll was called, and the following Senators answered to their names:

Anderson	Hann	Larson	Olson	Senjem
Bachmann	Higgins	LeClair	Ortman	Skoe
Bakk	Hottinger	Limmer	Ourada	Skoglund
Belanger	Johnson, D.E.	Lourey	Pappas	Solon
Betzold	Johnson, D.J.	Marko	Pariseau	Sparks
Chaudhary	Jungbauer	Marty	Ranum	Stumpf
Day	Kierlin	McGinn	Reiter	Tomassoni
Dibble	Kiscaden	Metzen	Rest	Vickerman
Dille	Kleis	Michel	Robling	Wergin
Fischbach	Knutson	Moua	Ruud	Wiger
Foley	Koering	Murphy	Sams	
Frederickson	Kubly	Neuville	Saxhaug	
Gaither	Langseth	Nienow	Scheid	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time and referred to the committees indicated.

Senators Kelley, Belanger, Gaither, Vickerman and Scheid introduced--

S.F. No. 300: A bill for an act relating to municipalities; extending the maximum length of guaranteed energy savings contracts from ten to 15 years; amending Minnesota Statutes 2002, section 471.345, subdivision 13.

Referred to the Committee on Commerce and Utilities.

Senators Kelley, Belanger, Gaither, Vickerman and Scheid introduced--

S.F. No. 301: A bill for an act relating to state government; authorizing capital cost avoidance for guaranteed savings contracts; proposing coding for new law in Minnesota Statutes, chapter 16C.

Referred to the Committee on Commerce and Utilities.

Senators Bakk and Tomassoni introduced--

S.F. No. 302: A bill for an act relating to state lands; authorizing private sale of certain tax-forfeited land that borders public water in St. Louis county.

Referred to the Committee on Environment and Natural Resources.

Senators Pariseau, Kleis, Ourada and Marty introduced--

S.F. No. 303: A bill for an act relating to the legislature; specifying the size of the legislature; coordinating legislative districts and congressional districts; amending Minnesota Statutes 2002, sections 2.021; 2.031, subdivision 1.

Referred to the Committee on Rules and Administration.

Senators Kiscaden, Lourey and Foley introduced--

S.F. No. 304: A bill for an act relating to professions; establishing the board of licensed professional counseling; requiring professional counselors to be licensed; requiring rulemaking; appropriating money; amending Minnesota Statutes 2002, sections 116J.70, subdivision 2a; 148A.01, subdivision 5; 148B.60, subdivision 3; 214.01, subdivision 2; 214.04, subdivision 3; 214.10, subdivision 9; 609.341, subdivision 17; proposing coding for new law in Minnesota Statutes, chapter 148B.

Referred to the Committee on Health and Family Security.

Senators Johnson, D.E.; Solon; Moua; Stumpf and Sams introduced--

S.F. No. 305: A bill for an act relating to civil action; regulating the apportionment of joint and several liability; amending Minnesota Statutes 2002, section 604.02, subdivision 1.

Referred to the Committee on Judiciary.

Senator Rest introduced--

S.F. No. 306: A bill for an act relating to the city of New Hope; authorizing creation of a tax increment financing district subject to certain rules.

Referred to the Committee on Taxes.

Senators Murphy and Tomassoni introduced--

S.F. No. 307: A bill for an act relating to liquor; authorizing the commissioner of public safety to issue a license to the state agricultural society for on-sale of Minnesota produced wine at the state fair.

Referred to the Committee on Commerce and Utilities.

Senators Tomassoni, Bakk and Saxhaug introduced--

S.F. No. 308: A bill for an act relating to mining; specifying duties of owners and operators when operations are discontinued; amending Minnesota Statutes 2002, section 93.003.

Referred to the Committee on Jobs, Housing and Community Development.

Senator Higgins introduced--

S.F. No. 309: A bill for an act relating to elections; voter eligibility; restoring eligibility to vote to certain convicted felons who are not incarcerated; amending Minnesota Statutes 2002, sections 201.014, subdivision 2; 242.31, subdivision 1; 609.165, subdivisions 1, 1a, 1b.

Referred to the Committee on Rules and Administration.

Senator Wiger introduced--

S.F. No. 310: A bill for an act relating to animals; making it a crime to harm a service animal; providing for restitution; prescribing penalties; amending Minnesota Statutes 2002, sections 343.21, subdivision 9; 609.52; proposing coding for new law in Minnesota Statutes, chapter 343.

Referred to the Committee on Agriculture, General Legislation and Veterans Affairs.

Senator Wiger introduced--

S.F. No. 311: A bill for an act relating to education; improving student access to services that support academic success; proposing coding for new law in Minnesota Statutes, chapter 123B.

Referred to the Committee on Education.

Senator Betzold, by request, introduced--

S.F. No. 312: A bill for an act relating to wetlands; requiring the board of water and soil resources to remove an unauthorized wetland exemption rule.

Referred to the Committee on Environment and Natural Resources.

Senator Dibble introduced--

S.F. No. 313: A bill for an act relating to highway safety; requiring special school district No. 1, Minneapolis, to maintain a "How's My Driving?" program.

Referred to the Committee on Education.

Senators Gaither, Rest, Kelley, Wiger and Kleis introduced--

S.F. No. 314: A bill for an act relating to drivers' licenses; removing sunset provisions to allow certain school buses to continue to be operated by licensed child care providers and by holders of Class D drivers' licenses under limited conditions; amending Laws 2001, chapter 97, section 5.

Referred to the Committee on Finance.

Senator Higgins introduced--

S.F. No. 315: A bill for an act relating to elections; changing certain provisions on restoration of civil rights and eligibility to vote; amending Minnesota Statutes 2002, sections 201.014, subdivision 2; 609.165, subdivision 1; repealing Minnesota Statutes 2002, section 609.165, subdivision 2.

Referred to the Committee on Rules and Administration.

Senators Marty, Betzold and Limmer introduced--

S.F. No. 316: A bill for an act relating to the open meeting law; establishing an administrative remedy for violations of the law; prescribing civil penalties; amending Minnesota Statutes 2002, section 13D.06, subdivisions 2, 3; proposing coding for new law in Minnesota Statutes, chapter 13D.

Referred to the Committee on Judiciary.

Senators Marty, Betzold and Limmer introduced--

S.F. No. 317: A bill for an act relating to government data practices; providing for administrative remedies; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Judiciary.

Senators Sams, Stumpf, Pogemiller, Wergin and Ruud introduced--

S.F. No. 318: A bill for an act relating to education finance; lowering the actual maximum effort capital loan tax rate for existing loans; making technical corrections to adjust the stated maximum effort capital loan tax rates to match the actual rates; amending Minnesota Statutes 2002, sections 126C.63, subdivision 8, by adding a subdivision; 126C.69, subdivisions 2 and 9.

Referred to the Committee on Finance.

Senators Langseth and Stumpf introduced--

S.F. No. 319: A bill for an act relating to taxation; requiring earlier delivery of notices of proposed property taxes; amending Minnesota Statutes 2002, sections 275.025, subdivision 4; 275.065, subdivision 3.

Referred to the Committee on Taxes.

Senators Bakk, Saxhaug, Pariseau, Frederickson and Sams introduced--

S.F. No. 320: A bill for an act relating to game and fish; modifying youth deer license provisions; amending Minnesota Statutes 2002, section 97A.485, subdivision 12.

Referred to the Committee on Environment and Natural Resources.

Senators Ruud, Saxhaug and Skoe introduced--

S.F. No. 321: A bill for an act relating to taxation; delaying date by which taxes on certain resort property must be paid; amending Minnesota Statutes 2002, sections 278.03, subdivision 1; 279.01, subdivision 1, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Sams, Larson, Rudd, Saxhaug and Skoe introduced--

S.F. No. 322: A bill for an act relating to taxation; property; providing for valuation and deferment of taxes on certain homestead resorts; proposing coding for new law in Minnesota Statutes, chapter 273.

Referred to the Committee on Taxes.

Senators Jungbauer; Johnson, D.J.; Pariseau; Olson and Day introduced--

S.F. No. 323: A bill for an act relating to the environment; clarifying the federal exemption under the Wetland Conservation Act; amending Minnesota Statutes 2002, section 103G.2241, subdivision 3.

Referred to the Committee on Environment and Natural Resources.

Senator Berglin introduced--

S.F. No. 324: A bill for an act relating to health occupations; requiring social workers employed by a county to be licensed; amending Minnesota Statutes 2002, section 148B.28, subdivision 4.

Referred to the Committee on Health and Family Security.

Senators Marko; Johnson, D.E.; Day and Michel introduced--

S.F. No. 325: A bill for an act relating to school safety; directing the commissioner of transportation to make grants of federal transportation enhancement funds to the Minnesota safety council for use as grants to school districts for development and implementation of safe routes to school programs; proposing coding for new law in Minnesota Statutes, chapter 174.

Referred to the Committee on Finance.

Senator LeClair introduced--

S.F. No. 326: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to the city of Bayport to complete a sewer system project.

Referred to the Committee on Finance.

Senator Solon introduced--

S.F. No. 327: A bill for an act relating to retirement; the Minnesota state colleges and universities system individual retirement account plan; permitting a revision in prior retirement benefit coverage elections; including the individual retirement account plan in the combined service annuity portability mechanism; amending Minnesota Statutes 2002, sections 354B.21, by adding a subdivision; 356.30, subdivision 3.

Referred to the Committee on State and Local Government Operations.

Senator Solon introduced--

S.F. No. 328: A bill for an act relating to health; authorizing the board of psychology to require an independent examination of a practitioner; classifying such information; amending Minnesota Statutes 2002, sections 13.383, subdivision 8; 148.941, by adding a subdivision.

Referred to the Committee on Health and Family Security.

Senators Sams; Johnson, D.E.; Metzen; Pariseau and Day introduced--

S.F. No. 329: A bill for an act relating to elections; providing procedures and criteria for calling special elections to fill vacancies in certain instances; amending Minnesota Statutes 2002, sections 365.52, subdivision 1, by adding a subdivision; 367.03, subdivision 6.

Referred to the Committee on Rules and Administration.

Senator Pogemiller introduced--

S.F. No. 330: A bill for an act relating to taxation; prohibiting increases in property tax rates for taxes payable in 2004 and 2005; amending Minnesota Statutes 2002, section 275.025, subdivision 1.

Referred to the Committee on Taxes.

Senators Scheid, Sams, Rosen, Knutson and Saxhaug introduced--

S.F. No. 331: A bill for an act relating to manufactured homes; authorizing certain rental increases; amending Minnesota Statutes, section 327C.02, subdivision 2.

Referred to the Committee on Jobs, Housing and Community Development.

Senators Kelley, Skoe, Marko and Ranum introduced--

S.F. No. 332: A bill for an act relating to education; providing for a principled pay practices system; appropriating money; amending Minnesota Statutes 2002, section 122A.413; proposing coding for new law in Minnesota Statutes, chapter 122A; repealing Minnesota Statutes 2002, sections 122A.414; 122A.415.

Referred to the Committee on Education.

Senators Sams, Fischbach, Vickerman, Kiscaden and Higgins introduced--

S.F. No. 333: A bill for an act relating to health; modifying provisions relating to the practice of speech-language pathology or audiology; amending Minnesota Statutes 2002, sections 148.511; 148.512, subdivisions 2, 4, 6, 7, 8, 12, 13, 14, 15, 16, 17, 18, 20; 148.513; 148.514; 148.515, subdivisions 2, 4; 148.516; 148.5161; 148.517; 148.518; 148.519; 148.5191; 148.5193, subdivisions 1, 4, 6, 6a, 7, 8; 148.5194, subdivisions 1, 2, 3, 3a; 148.5195, subdivisions 2, 3, 4, 5, 6; 148.5196; 153A.14, subdivisions 2a, 2i; 153A.17; 153A.20, subdivision 1; repealing Minnesota Statutes 2002, sections 148.512, subdivision 11; 148.515, subdivisions 3, 5.

Referred to the Committee on Health and Family Security.

MEMBERS EXCUSED

Senator Berlin was excused from the Session of today.

ADJOURNMENT

Senator Hottinger moved that the Senate do now adjourn until 9:00 a.m., Thursday, February 13, 2003. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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