

STATE OF MINNESOTA

Journal of the Senate

EIGHTY-THIRD LEGISLATURE

SIXTY-SIXTH DAY

St. Paul, Minnesota, Monday, February 23, 2004

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Johnson, D.E. imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Daniel C. Conlin.

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

February 23, 2004

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

Pursuant to Senate Rule 8.2, the following appointment has been withdrawn from the following committee and placed on the Confirmation Calendar:

From the Committee on Education, to which was referred the following appointment as reported in the Journal for February 20, 2003:

DEPARTMENT OF EDUCATION
COMMISSIONER

Cheri Pierson Yecke

Sincerely,
Patrick E. Flahaven
Secretary of the Senate

REPORTS OF COMMITTEES

Senator Johnson, D.E. moved that the Committee Reports at the Desk be now adopted, with the exception of the reports pertaining to appointments. The motion prevailed.

Senator Vickerman from the Committee on Agriculture, Veterans and Gaming, to which was referred

S.F. No. 1530: A bill for an act relating to animals; imposing limits on ownership and possession of certain dangerous animals; requiring registration; providing criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 145.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 7, delete "145.366" and insert "346.155"

Page 2, after line 16, insert:

"(f) "Local animal control authority" means an agency of the state, county, municipality, or other governmental subdivision of the state that is responsible for animal control operations in its jurisdiction."

Page 2, line 17, after "(a)" insert "Except as provided in this section,"

Page 2, line 27, after "(c)" insert "Except as provided in paragraph (e),"

Page 2, line 29, after "(d)" insert "Except as provided in paragraph (e),"

Page 2, delete lines 31 to 36

Page 3, delete line 1 and insert:

"(e) A person who possesses a valid United States Department of Agriculture license and is in compliance with the United States Department of Agriculture Animal Welfare Act regulations and standards on the effective date of this section may breed, purchase, or otherwise acquire new prohibited animals after the effective date of this section in order to maintain their inventory, or to sell prohibited animals to other United States Department of Agriculture licensed and compliant facilities, persons registered under this section for replacement of animals in possession on the effective date of this section, or to exempt facilities under subdivision 7."

Page 3, line 5, delete "30" and insert "60"

Page 3, line 14, after "animal" insert "if available"

Page 3, line 18, before "A" insert "If" and delete "must have" and insert "has"

Page 3, line 19, delete "and" and insert a comma

Page 3, line 20, after "and" insert "the"

Page 3, line 22, delete everything after the period

Page 3, delete lines 23 to 27

Page 4, line 3, delete "that"

Page 4, delete line 4

Page 4, line 7, delete "immediately" and after "notify" insert ", as soon as practicable,"

Page 4, line 11, before the period, insert "unless the escape is due to a criminal act or a natural event"

Page 4, delete lines 12 to 15

Page 4, line 16, delete "(f)" and insert "(e)"

Page 4, line 18, delete everything after "animal"

Page 4, line 19, delete everything before the period

Page 4, line 27, delete "ten" and insert "30"

Page 4, lines 29 and 33, delete "ten-day" and insert "30-day"

Page 6, line 1, delete everything after "sanctuary" and insert a period

Page 6, delete line 2

Page 6, line 36, delete everything after "(4)" and insert "the Department of Natural Resources, or a person authorized by permit issued by the commissioner of natural resources pursuant to section 97A.401, subdivision 3;"

Page 7, line 3, delete everything after "circus" and insert ", carnival, rodeo, or county fair"

Page 7, line 4, delete everything before the period

Page 7, after line 4, insert:

"Subd. 8. [REPORT TO THE BOARD OF ANIMAL HEALTH.] By July 1 each year, local animal control authorities shall report to the Board of Animal Health on prohibited animals registered with the local animal control authorities. The report shall include all registration information submitted to the local animal control authority under subdivision 3, paragraph (a), and information on enforcement actions taken under this section."

Page 7, line 5, delete "8" and insert "9"

Amend the title as follows:

Page 1, line 5, delete "145" and insert "346"

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Senator Marty from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 1663: A bill for an act relating to game and fish; exempting minors from game and fish license Social Security number requirement; amending Minnesota Statutes 2003 Supplement, section 97A.482.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Health and Family Security. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1790: A bill for an act relating to local government; increasing the flexibility of local government contracting; increasing the purchasing authority of city managers in plan B cities; increasing the competitive bidding threshold for small cities; authorizing the use of reverse auction and electronic bidding; amending Minnesota Statutes 2002, sections 412.691; 429.041, subdivisions 1, 2.; 469.015, subdivisions 1, 3; 471.345, subdivisions 3, 4, by adding subdivisions.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2002, section 373.01, subdivision 1, is amended to read:

Subdivision 1. [PUBLIC CORPORATION; LISTED POWERS.] (a) Each county is a body politic and corporate and may:

- (1) Sue and be sued.
- (2) Acquire and hold real and personal property for the use of the county, and lands sold for taxes as provided by law.
- (3) Purchase and hold for the benefit of the county real estate sold by virtue of judicial proceedings, to which the county is a party.
- (4) Sell, lease, and convey real or personal estate owned by the county, and give contracts or options to sell, lease, or convey it, and make orders respecting it as deemed conducive to the interests of the county's inhabitants.
- (5) Make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers.

(b) No sale, lease, or conveyance of real estate owned by the county, except the lease of a residence acquired for the furtherance of an approved capital improvement project, nor any contract or option for it, shall be valid, without first advertising for bids or proposals in the official newspaper of the county for three consecutive weeks and once in a newspaper of general circulation in the area where the property is located. The notice shall state the time and place of considering the proposals, contain a legal description of any real estate, and a brief description of any personal property. Leases that do not exceed \$15,000 for any one year may be negotiated and are not subject to the competitive bid procedures of this section. All proposals estimated to exceed \$15,000 in any one year shall be considered at the time set for the bid opening, and the one most favorable to the county accepted, but the county board may, in the interest of the county, reject any or all proposals.

(c) Sales of personal property the value of which is estimated to be \$15,000 or more shall be made only after advertising for bids or proposals as provided for real estate in the county's official newspaper, on the county's Web site, or in a recognized industry trade journal. At the same time it posts on its Web site or publishes in a trade journal, the county must publish in the official newspaper, either as part of the minutes of a regular meeting of the county board or in a separate notice, a summary of all requests for bids or proposals that the county advertises on its Web site or in a trade journal. After publication in the official newspaper, on the Web site, or in a trade journal, bids or proposals may be solicited and accepted by the electronic selling process authorized in section 471.345, subdivision 17. Sales of personal property the value of which is estimated to be less than \$15,000 may be made either on competitive bids or in the open market, in the discretion of the county board. "Web site" means a specific, addressable location provided on a server connected to the Internet and hosting World Wide Web pages and other files that are generally accessible on the Internet all or most of a day.

(d) Notwithstanding anything to the contrary herein, the county may, when acquiring real property for county highway right-of-way, exchange parcels of real property of substantially similar or equal value without advertising for bids. The estimated values for these parcels shall be determined by the county assessor.

(e) If real estate or personal property remains unsold after advertising for and consideration of bids or proposals the county may employ a broker to sell the property. The broker may sell the property for not less than 90 percent of its appraised market value as determined by the county. The broker's fee shall be set by agreement with the county but may not exceed ten percent of the sale price and must be paid from the proceeds of the sale.

(f) A county or its agent may rent a county-owned residence acquired for the furtherance of an approved capital improvement project subject to the conditions set by the county board and not subject to the conditions for lease otherwise provided by ~~this clause~~ paragraph (a), clause (4), and paragraphs (b), (c), (d), (e), and (g).

(g) In no case shall lands be disposed of without there being reserved to the county all iron ore and other valuable minerals in and upon the lands, with right to explore for, mine and remove the iron ore and other valuable minerals, nor shall the minerals and mineral rights be disposed of, either before or after disposition of the surface rights, otherwise than by mining lease, in similar general form to that provided by section 93.20 for mining leases affecting state lands. The lease shall be for a term not exceeding 50 years, and be issued on a royalty basis, the royalty to be not less than 25 cents per ton of 2,240 pounds, and fix a minimum amount of royalty payable during each year, whether mineral is removed or not. Prospecting options for mining leases may be granted for periods not exceeding one year. The options shall require, among other things, periodical showings to the county board of the results of exploration work done.

~~(5) Make all contracts and do all other acts in relation to the property and concerns of the county necessary to the exercise of its corporate powers.~~

Sec. 2. Minnesota Statutes 2002, section 412.691, is amended to read:

412.691 [MANAGER IS PURCHASING AGENT; AUDIT AND APPROVAL.]

The manager shall be the chief purchasing agent of the city. All purchases for the city and all contracts shall be made or let by the manager when the amount of the purchase or contract does not exceed ~~\$15,000~~ \$20,000 unless a lower limit is provided by the city council; but all claims resulting therefrom shall be audited and approved by the council as provided in section 412.271. All other purchases shall be made and all other contracts let by the council after the recommendation of the manager has first been obtained. All contracts, bonds and instruments of every kind to which the city is a party shall be signed by the mayor and the manager on behalf of the city and shall be executed in the name of the city.

Sec. 3. Minnesota Statutes 2002, section 429.041, subdivision 1, is amended to read:

Subdivision 1. [PLANS AND SPECIFICATIONS, ADVERTISEMENT FOR BIDS.] When the council determines to make any improvement, it shall let the contract for all or part of the work, or order all or part of the work done by day labor or otherwise as authorized by subdivision 2, no later than one year after the adoption of the resolution ordering such improvement, unless a different time limit is specifically stated in the resolution ordering the improvement. The council shall cause plans and specifications of the improvement to be made, or if previously made, to be modified, if necessary, and to be approved and filed with the clerk, and if the estimated cost exceeds ~~\$35,000 for municipalities of less than 2,500 population, or \$50,000 for all others,~~ shall advertise for bids for the improvement in the newspaper and such other papers and for such length of time as it may deem advisable. If the estimated cost exceeds \$100,000, publication shall be made no less than three weeks before the last day for submission of bids once in the newspaper and at least once in either a newspaper published in a city of the first class or a trade paper. To be eligible as such a trade paper, a publication shall have all the qualifications of a legal newspaper except that instead of the requirement that it shall contain general and local news, such trade paper shall contain building and construction news of interest to contractors in this state, among whom it

shall have a general circulation. The advertisement shall specify the work to be done, shall state the time when the bids will be publicly opened for consideration by the council, which shall be not less than ten days after the first publication of the advertisement when the estimated cost is less than \$100,000 and not less than three weeks after such publication in other cases, and shall state that no bids will be considered unless sealed and filed with the clerk and accompanied by a cash deposit, cashier's check, bid bond, or certified check payable to the clerk, for such percentage of the amount of the bid as the council may specify. In providing for the advertisement for bids the council may direct that the bids shall be opened publicly by two or more designated officers or agents of the municipality and tabulated in advance of the meeting at which they are to be considered by the council. Nothing herein shall prevent the council from advertising separately for various portions of the work involved in an improvement, or from itself, supplying by such means as may be otherwise authorized by law, all or any part of the materials, supplies, or equipment to be used in the improvement or from combining two or more improvements in a single set of plans and specifications or a single contract.

Sec. 4. Minnesota Statutes 2002, section 429.041, subdivision 2, is amended to read:

Subd. 2. [CONTRACTS; DAY LABOR.] In contracting for an improvement, the council shall require the execution of one or more written contracts and bonds, conditioned as required by law. The council shall award the contract to the lowest responsible bidder or it may reject all bids. If any bidder to whom a contract is awarded fails to enter promptly into a written contract and to furnish the required bond, the defaulting bidder shall forfeit to the municipality the amount of the defaulter's cash deposit, cashier's check, bid bond, or certified check, and the council may thereupon award the contract to the next lowest responsible bidder. When it appears to the council that the cost of the entire work projected will be less than \$35,000 for municipalities of less than 2,500 population, or \$50,000 for all others, or whenever no bid is submitted after proper advertisement or the only bids submitted are higher than the engineer's estimate, the council may advertise for new bids or, without advertising for bids, directly purchase the materials for the work and do it by the employment of day labor or in any other manner the council considers proper. The council may have the work supervised by the city engineer or other qualified person but shall have the work supervised by a registered engineer if done by day labor and it appears to the council that the entire cost of all work and materials for the improvement will be more than \$25,000. In case of improper construction or unreasonable delay in the prosecution of the work by the contractor, the council may order and cause the suspension of the work at any time and relet the contract, or order a reconstruction of any portion of the work improperly done, and where the cost of completion or reconstruction necessary will be less than \$35,000 for municipalities of less than 2,500 population, or \$50,000 for all others, the council may do it by the employment of day labor.

Sec. 5. Minnesota Statutes 2002, section 469.015, subdivision 1, is amended to read:

Subdivision 1. [BIDS; NOTICE.] All construction work, and work of demolition or clearing, and every purchase of equipment, supplies, or materials, necessary in carrying out the purposes of sections 469.001 to 469.047, that involve expenditure of \$35,000 for an authority whose area of operation is less than 2,500 population and \$50,000 for all other authorities or more shall be awarded by contract. Before receiving bids the authority shall publish, once a week for two consecutive weeks in an official newspaper of general circulation in the community a notice that bids will be received for that construction work, or that purchase of equipment, supplies, or materials. The notice shall state the nature of the work and the terms and conditions upon which the contract is to be let, naming a time and place where bids will be received, opened and read publicly, which time shall be not less than seven days after the date of the last publication. After the bids have been received, opened and read publicly and recorded, the authority shall award the contract to the lowest responsible bidder, provided that the authority reserves the right to reject any or all bids. Each contract shall be executed in writing, and the person to whom the contract is awarded shall give sufficient bond to the authority for its faithful performance. If no satisfactory bid is received, the authority may readvertise. The authority may establish reasonable qualifications to determine the fitness and responsibility of bidders and to require bidders to meet the qualifications before bids are accepted.

Sec. 6. Minnesota Statutes 2002, section 469.015, subdivision 3, is amended to read:

Subd. 3. ~~[PERFORMANCE AND PAYMENT BONDS.] Performance and payment bonds shall be required from contractors for any works of construction as provided in and subject to all the provisions of sections 574.26 to 574.31 except for contracts entered into by an authority for an expenditure of less than \$35,000 for an authority whose area of operation is less than 2,500 population and \$50,000 for all others.~~

Sec. 7. Minnesota Statutes 2002, section 471.345, subdivision 3, is amended to read:

Subd. 3. ~~[CONTRACTS OVER \$35,000 FOR MUNICIPALITIES OF LESS THAN 2,500 POPULATION; \$50,000 FOR ALL OTHERS.] If the amount of the contract is estimated to exceed \$35,000 for municipalities of less than 2,500 population, or \$50,000 for all others, sealed bids shall be solicited by public notice in the manner and subject to the requirements of the law governing contracts by the particular municipality or class thereof provided that with regard to repairs and maintenance of ditches, bids shall not be required if the estimated amount of the contract does not exceed the amount specified in section 103E.705, subdivisions 5, 6, and 7.~~

Sec. 8. Minnesota Statutes 2002, section 471.345, subdivision 4, is amended to read:

Subd. 4. ~~[CONTRACTS FROM \$10,000 TO \$35,000 FOR MUNICIPALITIES OF LESS THAN 2,500 POPULATION; \$50,000 FOR ALL OTHERS.] If the amount of the contract is estimated to exceed \$10,000 but not to exceed \$35,000 for municipalities of less than 2,500 population, or \$50,000 for all others, the contract may be made either upon sealed bids or by direct negotiation, by obtaining two or more quotations for the purchase or sale when possible, and without advertising for bids or otherwise complying with the requirements of competitive bidding. All quotations obtained shall be kept on file for a period of at least one year after receipt thereof.~~

Sec. 9. Minnesota Statutes 2002, section 471.345, is amended by adding a subdivision to read:

Subd. 16. [REVERSE AUCTION.] Notwithstanding any other procedural requirements of this section, a municipality may contract to purchase supplies, materials, and equipment using an electronic purchasing process in which vendors compete to provide the supplies, materials, or equipment at the lowest selling price in an open and interactive environment. A municipality may not use this process to contract for services, as defined by section 16C.02, subdivision 17, or a service contract, as defined by section 16C.02, subdivision 16.

Sec. 10. Minnesota Statutes 2002, section 471.345, is amended by adding a subdivision to read:

Subd. 17. [ELECTRONIC SALE OF SURPLUS SUPPLIES, MATERIALS, AND EQUIPMENT.] Notwithstanding any other procedural requirements of this section, a municipality may contract to sell supplies, materials, and equipment which is surplus, obsolete, or unused using an electronic selling process in which purchasers compete to purchase the surplus supplies, materials, or equipment at the highest purchase price in an open and interactive environment.

Sec. 11. Minnesota Statutes 2002, section 471.345, is amended by adding a subdivision to read:

Subd. 18. [ELECTRONIC BIDDING.] Notwithstanding any other procedural requirements of this section, vendors may submit bids, quotations, and proposals electronically in a form and manner required by the municipality. A municipality may require that bid, performance, or payment bonds, or other security, be furnished electronically."

Delete the title and insert:

"A bill for an act relating to local government; increasing the flexibility of local government contracting; increasing the purchasing authority of city managers in plan B cities; increasing the competitive bidding threshold for small cities; authorizing the use of reverse auction and electronic bidding and selling; amending Minnesota Statutes 2002, sections 373.01, subdivision 1; 412.691; 429.041, subdivisions 1, 2; 469.015, subdivisions 1, 3; 471.345, subdivisions 3, 4, by adding subdivisions."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 2063: A bill for an act relating to local government; clarifying certain collateralization requirements; amending Minnesota Statutes 2002, section 118A.03, subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2002, section 118A.03, subdivision 1, is amended to read:

Subdivision 1. [FOR DEPOSITS BEYOND INSURANCE.] To the extent that funds deposited are in excess of on deposit at the close of the financial institution's banking day exceed available federal deposit insurance, the government entity shall require the financial institution to furnish collateral security or a corporate surety bond executed by a company authorized to do business in the state. For the purposes of this section, "banking day" has the meaning given in Federal Reserve Board Regulation CC, Code of Federal Regulations, title 12, section 229.2(f), and incorporates a financial institution's cutoff hour established under section 336.4-108.

Sec. 2. Minnesota Statutes 2003 Supplement, section 118A.03, subdivision 3, is amended to read:

Subd. 3. [AMOUNT.] The total amount of the collateral computed at its market value shall be at least ten percent more than the amount on deposit plus accrued interest at the close of the business financial institution's banking day, except that where the collateral is irrevocable standby letters of credit issued by Federal Home Loan Banks, the amount of collateral shall be at least equal to the amount on deposit plus accrued interest at the close of the business financial institution's banking day. The financial institution may furnish both a surety bond and collateral aggregating the required amount."

Page 1, line 16, delete "Section 1 is" and insert "Sections 1 and 2 are"

Page 1, line 17, delete "applies" and insert "apply"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, before the period, insert "; Minnesota Statutes 2003 Supplement, section 118A.03, subdivision 3"

And when so amended the bill do pass and be placed on the Consent Calendar. Amendments adopted. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was re-referred

S.F. No. 401: A bill for an act relating to natural resources; proposing an amendment to the Minnesota Constitution, article XI; dedicating the sales tax receipts equal to a sales tax of one-fourth of one percent on taxable sales for natural resource purposes; creating a heritage enhancement fund, a parks and trails fund, and a clean water fund; establishing a heritage enhancement council; amending Minnesota Statutes 2002, section 10A.01, subdivision 35; proposing coding for new law in Minnesota Statutes, chapters 85; 97A; 103F.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1814: A bill for an act relating to metropolitan government; providing for the use of electronic funds transfer; amending Minnesota Statutes 2002, section 473.13, subdivision 4.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1815: A bill for an act relating to metropolitan government; authorizing the State Board of Investment to invest certain funds or assets of the Metropolitan Council upon request; amending Minnesota Statutes 2002, section 473.13, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

Senator Higgins from the Committee on State and Local Government Operations, to which was referred

S.F. No. 1787: A bill for an act relating to local government; authorizing mandatory direct deposit of payroll; proposing coding for new law in Minnesota Statutes, chapter 471.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Anderson from the Committee on Jobs, Energy and Community Development, to which was referred

S.F. No. 1801: A bill for an act providing for designation of an international economic development zone; providing tax incentives; appropriating money; amending Minnesota Statutes 2002, sections 272.02, by adding a subdivision; 290.06, by adding a subdivision; 297A.68, by adding a subdivision; 297B.03; Minnesota Statutes 2003 Supplement, sections 290.01, subdivisions 19b, 29; 290.06, subdivision 2c; 290.067, subdivision 1; 290.0671, subdivision 1; 290.091, subdivision 2; 290.0921, subdivision 3; 290.0922, subdivisions 2, 3; proposing coding for new law in Minnesota Statutes, chapters 469; 477A.

Reports the same back with the recommendation that the bill be amended as follows:

Page 21, after line 30, insert:

"(c) A qualified business must pay each employee total compensation, including benefits not mandated by law, that on an annualized basis is equal to at least 110 percent of the federal poverty guidelines for a family of four."

Page 24, after line 11, insert:

"Subd. 2. [BUSINESS PLAN.] Before designation of an international economic development zone under section 469.322, the governing body of the foreign trade zone authority shall prepare a business plan. The plan must include an analysis of the economic feasibility of the regional distribution center once it becomes operational and of the operations of freight forwarders and other businesses that choose to locate within the boundaries of the zone. The analysis must provide profitability models that:

- (1) include the benefits of the incentives;
- (2) estimate the amount of time needed to achieve profitability; and
- (3) analyze the length of time incentives will be necessary to the economic viability of the regional distribution center.

If the governing body of the foreign trade authority determines that the models do not establish

the economic feasibility of the project, the regional distribution center does not meet the development requirements of this section and section 469.322."

Page 24, line 12, delete "2" and insert "3"

Page 24, after line 18, insert:

"Subd. 4. [BUSINESS SUBSIDY LAW.] Tax exemptions, job credits, and tax increment financing provided under this section are business subsidies for the purpose of sections 116J.993 to 116J.995."

Page 31, lines 15 and 16, delete "job opportunity building" and insert "international economic development"

Page 32, delete section 22 and insert:

"Sec. 22. [DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT STUDY; INTERNATIONAL AIR FREIGHT.]

The commissioner of employment and economic development must study and analyze the issue of whether the state would benefit from more than one international economic development zone as defined in Minnesota Statutes, section 469.321. The commissioner shall solicit input on the issue from businesses, communities, and economic development organizations. The commissioner must report the results of the study and analysis to the committees of the legislature having jurisdiction over economic development issues by December 1, 2004, along with any legislative recommendations."

Amend the title as follows:

Page 1, line 3, after "incentives;" insert "requiring a report;"

Page 1, line 7, delete "297B.03;"

Page 1, line 11, after "2, 3;" insert "297B.03;"

Page 1, line 13, delete "chapters 46; 477A" and insert "chapter 469"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Marty from the Committee on Environment and Natural Resources, to which were referred the following appointments as reported in the Journal for February 2, 2004:

ENVIRONMENT AND NATURAL RESOURCES TRUST FUND
CITIZENS' ADVISORY COMMITTEE

David Hartwell
Catherine Thayer Nicholson

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Jonathon Bloomberg
Susan McCarville
Paige Winebarger

Reports the same back with the recommendation that the appointments be confirmed.

Senator Johnson, D.E. moved that the foregoing committee report be laid on the table. The motion prevailed.

Senator Marty from the Committee on Environment and Natural Resources, to which were referred the following appointments as reported in the Journal for February 9, 2004:

ENVIRONMENT AND NATURAL RESOURCES TRUST FUND
CITIZENS' ADVISORY COMMITTEE

Ann Glumac
John Kvasnicka
Nalani McCutcheon
Janet McMillan
James Nelson

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Bruce Bomier
Mary Mellen

MINNESOTA POLLUTION CONTROL AGENCY
COMMISSIONER

Sheryl Corrigan

MINNESOTA POLLUTION CONTROL AGENCY

Brian Bensen
Jacqueline Duncanson
Dr. Dan Foley

Reports the same back with the recommendation that the appointments be confirmed.

Senator Johnson, D.E. moved that the foregoing committee report be laid on the table. The motion prevailed.

Senator Higgins from the Committee on State and Local Government Operations, to which were referred the following appointments as reported in the Journal for February 9, 2004:

METROPOLITAN COUNCIL

Brian McDaniel
Tony Pistilli
Roger Scherer
Julius Smith
Mary Smith
Lynette Wittsack

Reports the same back with the recommendation that the appointments be confirmed.

Senator Johnson, D.E. moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF SENATE BILLS

S.F. Nos. 1790, 2063, 1814, 1815 and 1787 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Saxhaug moved that the name of Senator Ruud be added as a co-author to S.F. No. 1324. The motion prevailed.

Senator Murphy moved that his name be stricken as chief author, shown as a co-author, and the name of Senator Vickerman be added as chief author to S.F. No. 1448. The motion prevailed.

Senator Pappas moved that the name of Senator Dibble be added as a co-author to S.F. No. 1742. The motion prevailed.

Senator Saxhaug moved that his name be stricken as a co-author to S.F. No. 1823. The motion prevailed.

Senator Limmer moved that the name of Senator Lourey be added as a co-author to S.F. No. 2133. The motion prevailed.

Senator Rosen moved that S.F. No. 1688 be withdrawn from the Committee on Finance and returned to its author. The motion prevailed.

Senator Johnson, D.E., for Senator Berglin, moved that S.F. No. 2076 be withdrawn from the Committee on Health and Family Security and re-referred to the Committee on Finance. The motion prevailed.

Senator Kubly introduced--

Senate Resolution No. 105: A Senate resolution recognizing Olivia, Minnesota, as the corn capital of the world.

Referred to the Committee on Rules and Administration.

Senator Rosen introduced--

Senate Resolution No. 106: A Senate resolution congratulating John Koestler for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Larson introduced--

Senate Resolution No. 107: A Senate resolution congratulating William Thomas Berg of Fergus Falls, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Moua introduced--

Senate Resolution No. 108: A Senate resolution condemning the violation of the human rights of the Hmong people in Laos.

Referred to the Committee on Rules and Administration.

Senator Johnson, D.E. introduced--

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

Referred to the Committee on Rules and Administration.

Senator Michel moved that S.F. No. 2036 be withdrawn from the Committee on Crime Prevention and Public Safety and re-referred to the Committee on Education. The motion prevailed.

Senator Sparks moved that S.F. No. 1015 be taken from the table. The motion prevailed.

S.F. No. 1015: A bill for an act relating to veterans affairs; permitting the commissioner of veterans affairs access to taxpayer identification information to notify veterans of health hazards that might affect them; amending Minnesota Statutes 2002, section 270B.14, by adding a subdivision.

CONCURRENCE AND REPASSAGE

Senator Sparks moved that the Senate concur in the amendments by the House to S.F. No. 1015 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1015 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill, as amended, was repassed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Johnson, D.E., Chair of the Committee on Rules and Administration, designated S.F. No. 1613 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1613: A bill for an act relating to elections; authorizing alternative forms of voting in city elections; requiring certain voting systems to support alternative forms of voting; amending Minnesota Statutes 2002, section 206.80; proposing coding for new law in Minnesota Statutes, chapter 205.

Senator Marty moved to amend S.F. No. 1613 as follows:

Delete everything after the enacting clause and insert:

"Section 1. [ALTERNATIVE FORMS OF VOTING AUTHORIZED IN ROSEVILLE CITY ELECTIONS.]

Notwithstanding any contrary provision in Minnesota Statutes, the city of Roseville may adopt by ordinance cumulative voting, ranked-order voting, or another method of voting for municipal elections in 2004 that uses a form of ballot different from that required by Minnesota Statutes, section 204B.36, subdivision 2.

Sec. 2. [REPORT TO LEGISLATURE.]

If the city of Roseville conducts a municipal election in 2004 using an alternate method described in section 1, the city is requested to report on its experience to the house Committee on Governmental Operations and Veterans Affairs Policy and the senate Committee on Elections within 30 days after the opening of the first legislative session after the city first uses the alternate voting method.

Sec. 3. [EFFECTIVE DATE.]

Sections 1 and 2 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to the city of Roseville; authorizing the city to use certain alternative methods of voting in city elections in 2004; providing for a report to the legislature."

The motion prevailed. So the amendment was adopted.

Senator Kleis moved to amend the Marty amendment to S.F. No. 1613, adopted by the Senate February 23, 2004, as follows:

Page 1, line 6, delete "adopt"

Page 1, delete lines 7 to 10 and insert "provide for a runoff election to be held four weeks after a special election for municipal office if no candidate receives a majority of those voting for the office at the special election."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

Bachmann	Hann	Koering	Neuville	Reiter
Belanger	Johnson, D.J.	Larson	Nienow	Robling
Day	Jungbauer	LeClair	Olson	Rosen
Fischbach	Kiscaden	Limmer	Ortman	Ruud
Frederickson	Kleis	McGinn	Ourada	Senjem
Gaither	Knutson	Michel	Pariseau	Wergin

Those who voted in the negative were:

Anderson	Foley	Langseth	Pogemiller	Skoglund
Bakk	Higgins	Lourey	Ranum	Solon
Berglin	Hottinger	Marty	Rest	Sparks
Betzold	Johnson, D.E.	Metzen	Sams	Stumpf
Cohen	Kelley	Moua	Saxhaug	Vickerman
Dibble	Kierlin	Murphy	Scheid	Wiger
Dille	Kubly	Pappas	Skoe	

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

S.F. No. 1613 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 38 and nays 26, as follows:

Those who voted in the affirmative were:

Anderson	Higgins	Langseth	Pogemiller	Solon
Bakk	Johnson, D.E.	Lourey	Ranum	Sparks
Berglin	Kelley	Marty	Rest	Stumpf
Betzold	Kierlin	Metzen	Sams	Tomassoni
Cohen	Kiscaden	Moua	Saxhaug	Vickerman
Dibble	Knutson	Murphy	Scheid	Wiger
Dille	Koering	Nienow	Skoe	
Foley	Kubly	Pappas	Skoglund	

Those who voted in the negative were:

Bachmann	Hann	Limmer	Ourada	Senjem
Belanger	Johnson, D.J.	McGinn	Pariseau	Wergin
Day	Jungbauer	Michel	Reiter	
Fischbach	Kleis	Neuville	Robling	
Frederickson	Larson	Olson	Rosen	
Gaither	LeClair	Ortman	Ruud	

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

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Senator Metzen in the chair.

After some time spent therein, the committee arose, and Senator Metzen reported that the committee had considered the following:

S.F. Nos. 1626, 148, 1745 and H.F. No. 480, which the committee recommends to pass.

On motion of Senator Johnson, D.E., the report of the Committee of the Whole, as kept by the Secretary, was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senators Marty and Anderson introduced--

S.F. No. 2217: A bill for an act relating to business organizations; modifying provisions relating to the standard of conduct for directors, officers, governors, and managers of corporations and limited liability companies; amending Minnesota Statutes 2002, sections 302A.251, subdivisions 1, 5; 302A.361; 322B.663, subdivisions 1, 5; 322B.69.

Referred to the Committee on Judiciary.

Senators Murphy, Vickerman, Wiger, Dille and Sams introduced--

S.F. No. 2218: A bill for an act relating to property taxation; providing a property tax exemption for the homestead of a permanently and totally disabled veteran or the veteran's spouse; amending Minnesota Statutes 2002, section 272.02, by adding a subdivision; amending Minnesota Statutes 2003 Supplement, section 273.13, subdivision 22.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Wergin, Hann and Ortman introduced--

S.F. No. 2219: A bill for an act relating to civil actions; authorizing the recovery of attorney fees by funeral providers in actions to recover costs of services; proposing coding for new law in Minnesota Statutes, chapter 149A.

Referred to the Committee on Judiciary.

Senator Kelley introduced--

S.F. No. 2220: A bill for an act relating to retirement; city of Hopkins; authorizing the Hopkins Volunteer Firefighter Relief Association to offer an alternative interest rate amount on deferred lump service pensions as a demonstration project; amending Laws 2003, First Special Session chapter 12, article 12, section 3.

Referred to the Committee on State and Local Government Operations.

Senator Kiscaden introduced--

S.F. No. 2221: A bill for an act relating to education; modifying swimming pool requirement

for high school diving competitions; amending Minnesota Statutes 2003 Supplement, section 128C.05, subdivision 1a.

Referred to the Committee on Education.

Senators Kelley, Stumpf, Lourey and Ruud introduced--

S.F. No. 2222: A resolution memorializing Minnesota's Congressional Delegation to authorize an increase in the existing Boundary Waters Canoe Area Wilderness (BWCAW) reservation fee to be allocated to Minnesota's Permanent School Fund.

Referred to the Committee on Environment and Natural Resources.

Senator Betzold introduced--

S.F. No. 2223: A bill for an act relating to government data; classifying data relating to the Department of Employment and Economic Development; making technical changes; amending Minnesota Statutes 2002, sections 13.47, subdivision 4; 13.598, as amended; 270B.14, subdivision 2; Minnesota Statutes 2003 Supplement, section 268.19, subdivisions 1, 2; repealing Minnesota Statutes 2002, section 13.475.

Referred to the Committee on Judiciary.

Senators Sams, Saxhaug, Langseth, Dille and Senjem introduced--

S.F. No. 2224: A bill for an act relating to the environment; providing grants to municipalities for wastewater treatment projects needed to meet total maximum daily load plan requirements; authorizing sale of state bonds; appropriating money; amending Minnesota Statutes 2002, section 116.182, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 446A.

Referred to the Committee on Environment and Natural Resources.

Senator Berglin introduced--

S.F. No. 2225: A bill for an act relating to human services; creating an employment option for persons committed to a sexual psychopathic personality treatment center; proposing coding for new law in Minnesota Statutes, chapter 246B.

Referred to the Committee on Health and Family Security.

Senator Berglin introduced--

S.F. No. 2226: A bill for an act relating to human services; requiring the Department of Human Services to contract for a review of fee-for-service medical assistance and general assistance medical care payments for inpatient hospital services.

Referred to the Committee on Health and Family Security.

Senators McGinn, Kleis, Pappas, Knutson and Robling introduced--

S.F. No. 2227: A bill for an act relating to education; providing for validation of school district superintendent employment contracts; amending Minnesota Statutes 2002, section 123B.143, by adding a subdivision.

Referred to the Committee on Education.

Senator Tomassoni introduced--

S.F. No. 2228: A bill for an act relating to retirement; general employees retirement plan of the Public Employees Retirement Association; authorizing a onetime second chance actuarial equivalent optional retirement annuity election in certain instances.

Referred to the Committee on State and Local Government Operations.

Senator Tomassoni introduced--

S.F. No. 2229: A bill for an act relating to retirement; public employees retirement association; permitting a onetime second chance actuarial equivalent optional retirement annuity election; amending Minnesota Statutes 2002, section 353.30, by adding a subdivision.

Referred to the Committee on State and Local Government Operations.

Senators Metzen, Vickerman, Pariseau, Murphy and Wergin introduced--

S.F. No. 2230: A bill for an act relating to taxation; individual income; providing for members of the Minnesota National Guard to be considered nonresidents for income tax purposes while in active service; amending Minnesota Statutes 2003 Supplement, section 290.01, subdivision 7.

Referred to the Committee on Taxes.

Senators Pogemiller and Skoglund introduced--

S.F. No. 2231: A bill for an act relating to peace officers; clarifying when a peace officer may recoup attorney fees and costs in a civilian complaint proceeding; amending Minnesota Statutes 2002, section 471.44, subdivision 2.

Referred to the Committee on Judiciary.

Senators Kelley, Senjem, Michel and Olson introduced--

S.F. No. 2232: A bill for an act relating to education finance; clarifying and simplifying referendum ballot questions; amending Minnesota Statutes 2003 Supplement, section 126C.17, subdivision 9.

Referred to the Committee on Finance.

Senators Kubly, Senjem, Dille, Hottinger and Frederickson introduced--

S.F. No. 2233: A bill for an act relating to energy; requiring a study on the effect of importation of Manitoba hydropower on the development of renewable energy sources and related economic development in Minnesota; appropriating money.

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

Senator Rest introduced--

S.F. No. 2234: A bill for an act relating to education finance; authorizing funding for staff development for school districts with schools not making adequate yearly progress; appropriating money; amending Minnesota Statutes 2002, section 122A.61, by adding a subdivision.

Referred to the Committee on Finance.

Senators Cohen, Senjem, Kubly, Solon and Larson introduced--

S.F. No. 2235: A bill for an act relating to capital improvements; appropriating money to create the Minnesota Shubert Center in the city of Minneapolis; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senators Olson, Murphy, Jungbauer, Marty and Saxhaug introduced--

S.F. No. 2236: A bill for an act relating to the environment; modifying provisions relating to warrantied sewage treatment systems; amending Minnesota Statutes 2002, section 115.55, subdivision 9; repealing Minnesota Statutes 2002, section 115.55, subdivision 10.

Referred to the Committee on Environment and Natural Resources.

Senators Kiscaden, Pariseau, Rosen, Larson and Nienow introduced--

S.F. No. 2237: A bill for an act relating to veterans; proposing an amendment to the Minnesota Constitution, article XIII, section 8, to authorize general obligation bonding proceeds to be used to pay a bonus to Minnesota residents who served as members of the United States military during the Global War on Terrorism.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Larson and Koering introduced--

S.F. No. 2238: A bill for an act relating to animals; imposing restrictions on the possession of certain animals; requiring licensure and registration; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 35.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Marko, Kelley, Rest, Scheid and Foley introduced--

S.F. No. 2239: A bill for an act relating to education; providing funding for optional all-day kindergarten; amending Minnesota Statutes 2002, section 126C.05, subdivision 1; repealing Minnesota Statutes 2002, sections 124D.081, as amended; 126C.126.

Referred to the Committee on Finance.

Senators Fischbach, Kierlin, Wergin, Gaither and Jungbauer introduced--

S.F. No. 2240: A bill for an act relating to education; providing for school innovation and cooperative planning grants; appropriating money.

Referred to the Committee on Education.

Senator Higgins introduced--

S.F. No. 2241: A bill for an act relating to state government operations; appropriating money for the technology enterprise fund.

Referred to the Committee on Finance.

Senators Kiscaden, Lourey, Berglin, Betzold and Higgins introduced--

S.F. No. 2242: A bill for an act relating to health; clarifying the implementation of a birth defects information system; authorizing rulemaking; providing criminal penalties; amending Minnesota Statutes 2002, sections 13.3806, by adding a subdivision; 144.2215; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Family Security.

Senators Anderson, Frederickson, Bakk, Sams and Rosen introduced--

S.F. No. 2243: A bill for an act relating to unemployment insurance; modifying definitions; making technical, housekeeping, and policy changes; modifying penalty provisions; amending Minnesota Statutes 2002, sections 176.011, subdivision 20; 268.035, subdivisions 3, 8a, 12a, 17, 20, 23a, 28, by adding a subdivision; 268.043; 268.044, subdivisions 2, 3, 4; 268.051, subdivisions 4, 7; 268.0511; 268.053, subdivision 2; 268.057, as amended; 268.058, as amended; 268.059, subdivision 3; 268.0625, as amended; 268.064, subdivisions 1, 3; 268.065, subdivisions 1, 2; 268.07, subdivisions 1, 3; 268.085, subdivisions 2, 12, 13a, 14; 268.095, subdivisions 4, 6a; 268.101, subdivisions 2, 4; 268.103; 268.105, as amended; 268.115, subdivision 5; 268.125, subdivision 5; 268.135, subdivisions 1, 2, 4; 268.145, subdivision 1; 268.18, subdivisions 2b, 6; 268.182; 268.184; Minnesota Statutes 2003 Supplement, sections 268.035, subdivision 15; 268.042, subdivisions 1, 3; 268.044, subdivisions 1, 1a; 268.045; 268.047, subdivision 5; 268.051, subdivisions 1, 1a, 3, 5, 6; 268.052, subdivisions 1, 2; 268.053, subdivisions 1, 3; 268.059, subdivision 1; 268.063; 268.066; 268.067; 268.0675; 268.07, subdivision 2; 268.085, subdivisions 1, 3, 4, 5, 6; 268.095, subdivisions 1, 3; 268.101, subdivisions 3, 3a; 268.18, subdivisions 1, 2; 268.186; 268.19, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 268.

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

Senators Saxhaug, Bakk, Tomassoni, Ruud and Skoe introduced--

S.F. No. 2244: A bill for an act relating to natural resources; modifying provisions relating to timber sales on tax-forfeited land; amending Minnesota Statutes 2002, section 282.04, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Pappas, Foley, Knutson, Ranum and McGinn introduced--

S.F. No. 2245: A bill for an act relating to crime prevention; public safety; specifically including conduct involving sex trafficking in the promoting prostitution crime; modifying the distribution formula for prostitution and sex trafficking-related forfeiture proceeds; amending Minnesota Statutes 2002, sections 609.321, subdivision 7, by adding a subdivision; 609.5315, subdivision 1, by adding a subdivision.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Kiscaden, Solon and Skoglund introduced--

S.F. No. 2246: A bill for an act relating to tort liability of political subdivisions; changing the municipal liability status with respect to certain day care and child care claims; amending Minnesota Statutes 2002, section 466.03, subdivision 6d, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Murphy, Ourada, Chaudhary, Vickerman and Rosen introduced--

S.F. No. 2247: A bill for an act relating to drivers' licenses; reallocating fees to motorcycle safety fund and removing funding cap; amending Minnesota Statutes 2002, section 171.06, subdivision 2a.

Referred to the Committee on Finance.

Senators Scheid and LeClair introduced--

S.F. No. 2248: A bill for an act relating to commerce; requiring more detail in reports from municipalities on building code enforcement; requiring preclicensing education of residential

building contractors; making changes in continuing education; providing homebuyers with access to information about avoidance of moisture and other problems; permitting successful home warranty claimants to recover attorney fees and expenses; requiring building contractors to meet personally with claimants to discuss disputed home warranty claims; amending Minnesota Statutes 2002, sections 326.87, subdivision 1; 326.89, subdivision 2; 326.96; 327A.05; Minnesota Statutes 2003 Supplement, section 16B.685; proposing coding for new in Minnesota Statutes, chapter 326.

Referred to the Committee on Commerce.

Senator LeClair introduced--

S.F. No. 2249: A bill for an act relating to criminal justice; establishing a crime for interfering with ambulance service personnel who are providing emergency care; amending Minnesota Statutes 2002, section 609.50, subdivision 1.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Stumpf and Kelley introduced--

S.F. No. 2250: A bill for an act relating to natural resources; providing for evaluation of construction aggregate located on state trust lands; appropriating money; amending Minnesota Statutes 2002, section 16A.125, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

Senators Scheid, Vickerman, Wiger, Day and Tomassoni introduced--

S.F. No. 2251: A bill for an act relating to zoning; providing for continuance of certain nonconforming uses or occupancies; amending Minnesota Statutes 2002, section 462.357, subdivision 1e.

Referred to the Committee on State and Local Government Operations.

Senator Day introduced--

S.F. No. 2252: A bill for an act relating to retirement; correctional state employees retirement plan of the Minnesota State Retirement System; expanding the plan membership to include laundry coordinators and delivery van drivers at the Minnesota Correctional Facility-Faribault; amending Minnesota Statutes 2002, section 352.91, subdivision 3g.

Referred to the Committee on State and Local Government Operations.

Senator Skoglund introduced--

S.F. No. 2253: A bill for an act relating to crime; requiring level III sex offenders to submit to polygraph tests while on conditional release; amending Minnesota Statutes 2002, sections 244.05, subdivision 6; 609.108, subdivision 6; 609.109, subdivision 7.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Lourey and Vickerman introduced--

S.F. No. 2254: A bill for an act relating to the state lottery; regulating lottery service businesses; proposing coding for new law in Minnesota Statutes, chapter 349A.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator LeClair introduced--

S.F. No. 2255: A bill for an act relating to human services; changing the rate a nursing facility may charge a private pay resident; amending Minnesota Statutes 2002, section 256B.48, subdivision 1.

Referred to the Committee on Health and Family Security.

Senator Wiger introduced--

S.F. No. 2256: A bill for an act relating to criminal surcharges; permitting Ramsey County to collect and receive a \$1 criminal surcharge in order to fund Ramsey County's petty misdemeanor diversion program; amending Minnesota Statutes 2003 Supplement, section 357.021, subdivisions 6, 7.

Referred to the Committee on Crime Prevention and Public Safety.

Senator Michel introduced--

S.F. No. 2257: A bill for an act relating to title insurance; providing for required premium reserves; defining a term; amending Minnesota Statutes 2002, sections 68A.02; 68A.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 68A.

Referred to the Committee on Commerce.

Senator Vickerman introduced--

S.F. No. 2258: A bill for an act relating to agriculture; providing a grant for the development of a tool to measure the economic impact of a biodiesel fuel processing plant; appropriating money.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Vickerman introduced--

S.F. No. 2259: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for grants to counties, rural water systems, or municipalities served by the Lewis and Clark Rural Water System.

Referred to the Committee on Finance.

Senator Vickerman introduced--

S.F. No. 2260: A bill for an act relating to veterans; transferring responsibility for the veterans training program and general responsibility for veterans educational benefits to the commissioner of veterans affairs; appropriating money; amending Minnesota Statutes 2003 Supplement, section 197.78, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 197; repealing Minnesota Statutes 2002, section 124D.97.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senator Murphy introduced--

S.F. No. 2261: A bill for an act relating to tax increment financing; authorizing the extension of a redevelopment district in the city of Wabasha.

Referred to the Committee on Taxes.

Senator Murphy introduced--

S.F. No. 2262: A bill for an act relating to capital improvements; appropriating money to design flood mitigation measures in the city of Cannon Falls; authorizing the sale of state bonds.

Referred to the Committee on Finance.

Senator Murphy introduced--

S.F. No. 2263: A bill for an act relating to transportation; providing for cost-sharing agreements with tribal authorities; authorizing commissioner of transportation to require electronic bids for highway contracts valued at \$5,000,000 or more; providing for or changing expiration of certain transportation-related committees; authorizing local governments to designate roads for transporting permitted weights; providing for seasonal load restrictions on gravel roads; making technical changes; amending Minnesota Statutes 2002, sections 161.32, subdivision 1b; 162.021, subdivision 5; 162.07, subdivision 5; 162.09, subdivision 2; 162.13, subdivision 3; 169.832, by adding a subdivision; 169.87, subdivision 2; 174.52, subdivision 3; Minnesota Statutes 2003 Supplement, sections 161.368; 162.02, subdivision 2; repealing Minnesota Statutes 2002, section 174.55, as amended.

Referred to the Committee on Finance.

Senators Fischbach and Dille introduced--

S.F. No. 2264: A bill for an act relating to human services; modifying parental contributions for the cost of services for children with mental retardation; amending Minnesota Statutes 2003 Supplement, section 252.27, subdivision 2a.

Referred to the Committee on Health and Family Security.

Senators Sparks, Larson, Sams and Gaither introduced--

S.F. No. 2265: A bill for an act relating to financial institutions; clarifying the status of industrial loan and thrift companies that accept deposits; amending Minnesota Statutes 2002, section 53.01.

Referred to the Committee on Commerce.

Senators Marty and Saxhaug introduced--

S.F. No. 2266: A bill for an act relating to environment; clarifying remediation fund expenditures; amending Minnesota Statutes 2003 Supplement, sections 115B.20, subdivision 2; 473.845, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senator Berglin introduced--

S.F. No. 2267: A bill for an act relating to long-term care insurance coverage; expanding the public employees group long-term care insurance program; requiring a new request for bids; amending Minnesota Statutes 2002, section 43A.318, subdivisions 1, 2.

Referred to the Committee on Health and Family Security.

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

S.F. No. 2268: A bill for an act relating to manufactured home parks; clarifying certain requirements relating to collection of utility charges as rent; amending Minnesota Statutes 2002, sections 327C.02, subdivision 2; 327C.04, by adding a subdivision.

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

Senators Kelley, Rosen, Anderson, Higgins and Kiscaden introduced--

S.F. No. 2269: A bill for an act relating to economic development; modifying the Minnesota development account; appropriating money for development, biotechnology, and science projects; authorizing state bonds; amending Minnesota Statutes 2002, sections 116J.571; 116J.572, subdivisions 2, 4; 116J.573, subdivisions 1, 2, 4, 5; 116J.574, subdivision 2; 116J.575, subdivision 1.

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

Senators Rosen, Kelley, Anderson, Higgins and Kiscaden introduced--

S.F. No. 2270: A bill for an act relating to taxation; increasing the amount of tax credits or exemptions that may be awarded in a biotechnology and health sciences industry zone; amending Minnesota Statutes 2003 Supplement, section 469.335.

Referred to the Committee on Taxes.

Senators Rosen, Kelley, Anderson, Higgins and Kiscaden introduced--

S.F. No. 2271: A bill for an act relating to economic development; providing assistance to Minnesota businesses seeking federal contracts; appropriating money.

Referred to the Committee on Finance.

Senators Ortman, Chaudhary, Vickerman, Knutson and McGinn introduced--

S.F. No. 2272: A bill for an act relating to crimes; requiring law enforcement agencies to return personal property seized if criminal charges are not filed within 90 days; proposing coding for new law in Minnesota Statutes, chapter 626.

Referred to the Committee on Crime Prevention and Public Safety.

Senators Wergin, Vickerman, Wiger and Day introduced--

S.F. No. 2273: A bill for an act relating to real property; local planning and zoning; authorizing municipalities to require the dedication of land for public purposes; providing certain terms and conditions for the dedication; amending Minnesota Statutes 2002, section 462.358, subdivision 2b, by adding a subdivision; Minnesota Statutes 2003 Supplement, section 462.353, subdivision 4.

Referred to the Committee on State and Local Government Operations.

Senators Vickerman, Wiger, Day and Tomassoni introduced--

S.F. No. 2274: A bill for an act relating to zoning; providing certain limitations on municipal interim ordinances; amending Minnesota Statutes 2002, section 462.355, subdivision 4.

Referred to the Committee on State and Local Government Operations.

Senator Dibble introduced--

S.F. No. 2275: A bill for an act relating to appropriations; appropriating money to fund grants for the deaf and hard-of-hearing.

Referred to the Committee on Finance.

Senators Hottinger, Frederickson, Neuville, Pappas and Vickerman introduced--

S.F. No. 2276: A bill for an act relating to higher education; authorizing certain institutions to prepare a report on offering doctoral degrees or programs.

Referred to the Committee on Finance.

Senators Neuville and Betzold introduced--

S.F. No. 2277: A bill for an act relating to minors; establishing standards and procedures for the emancipation of minors; proposing coding for new law as Minnesota Statutes, chapter 260D.

Referred to the Committee on Judiciary.

Senator Moua introduced--

S.F. No. 2278: A bill for an act relating to tax increment financing; authorizing housing districts containing certain mixed-income occupancy; amending Minnesota Statutes 2002, section 469.1761, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Stumpf introduced--

S.F. No. 2279: A bill for an act relating to capital investment; appropriating money for county roadwork in Roseau County; authorizing the issuance of general obligation bonds.

Referred to the Committee on Finance.

Senator Pogemiller introduced--

S.F. No. 2280: A bill for an act relating to retirement; public employees retirement plan; providing a two-year exemption from reemployed annuitant earnings limitation for certain metropolitan airport police officers.

Referred to the Committee on State and Local Government Operations.

Senator Pogemiller introduced--

S.F. No. 2281: A bill for an act relating to taxation; authorizing cities to establish water submetering programs and to finance water programs with revenue obligations; amending Minnesota Statutes 2002, section 471.342, subdivisions 3, 5, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Anderson, Stumpf, Saxhaug, Langseth and Olson introduced--

S.F. No. 2282: A bill for an act relating to education finance; modifying the adult basic education formula; amending Minnesota Statutes 2003 Supplement, sections 124D.52, subdivision 3; 124D.531, subdivisions 1, 4.

Referred to the Committee on Finance.

Senators Bachmann and LeClair introduced--

S.F. No. 2283: A bill for an act relating to appropriations; requiring that the grant period for a flood mitigation project grant to the city of Stillwater be extended.

Referred to the Committee on Finance.

Senators Robling, Gaither and Kiscaden introduced--

S.F. No. 2284: A bill for an act relating to civil commitment; requiring emergency hold for a person who is pregnant and abusing alcohol or drugs; appropriating money; amending Minnesota Statutes 2002, sections 253B.05, subdivision 1; 253B.06, subdivision 2; 253B.07, subdivision 2.

Referred to the Committee on Judiciary.

Senator Dibble introduced--

S.F. No. 2285: A bill for an act relating to local government; adding to the list of unpaid special charges for which a city may collect a service charge as a special assessment; making a conforming change; amending Minnesota Statutes 2002, section 504B.445, subdivision 4; Minnesota Statutes 2003 Supplement, section 429.101, subdivision 1.

Referred to the Committee on State and Local Government Operations.

Senators Vickerman, Larson, Bakk and Skoglund introduced--

S.F. No. 2286: A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for Veterans Homes Board projects.

Referred to the Committee on Finance.

Senators Ortman, Betzold, Neuville, Knutson and McGinn introduced--

S.F. No. 2287: A bill for an act relating to public safety; providing for classification of CrimNet data; providing public defender access to criminal justice data; requiring a report; amending Minnesota Statutes 2002, sections 13.03, subdivision 4; 299C.10, subdivision 1, by adding a subdivision; 299C.14; 299C.65, by adding a subdivision; Minnesota Statutes 2003 Supplement, section 611.272; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Crime Prevention and Public Safety.

Senators McGinn, Olson and Hann introduced--

S.F. No. 2288: A bill for an act relating to education; delaying student progress to next grade level for absence from school and performance below grade level; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on Education.

Senators Rosen, Anderson, Dille, Sams and Dibble introduced--

S.F. No. 2289: A bill for an act relating to vocational rehabilitation; authorizing a transfer of funds.

Referred to the Committee on Finance.

Senators Day, Belanger, LeClair, Gaither and Neuville introduced--

S.F. No. 2290: A bill for an act relating to veterans; proposing an amendment to the Minnesota Constitution, article XIII, section 8, to authorize general obligation bonding proceeds to be used to pay a bonus to Minnesota residents who served as members of the United States military during the Global War on Terrorism.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Reiter, Wergin, Fischbach, Hann and Frederickson introduced--

S.F. No. 2291: A bill for an act relating to veterans; proposing an amendment to the Minnesota Constitution, article XIII, section 8, to authorize general obligation bonding proceeds to be used to pay a bonus to Minnesota residents who served as members of the United States military during the Global War on Terrorism.

Referred to the Committee on Agriculture, Veterans and Gaming.

Senators Marty, Kleis, Wiger and Higgins introduced--

S.F. No. 2292: A bill for an act relating to elections; conforming disclaimer requirements for campaign material to constitutional limitations; amending Minnesota Statutes 2002, sections 211B.01, subdivision 2; 211B.04.

Referred to the Committee on Elections.

Senators Marko and Dibble introduced--

S.F. No. 2293: A bill for an act relating to motor vehicles; authorizing imposition of county wheelage tax; limiting wheelage tax to \$20 per motor vehicle; eliminating property tax levy reduction for counties imposing a wheelage tax; amending Minnesota Statutes 2002, sections 163.051, subdivisions 1, 2a, 3, 4, 7; 168.011, subdivision 6; 168.013, subdivision 1; Minnesota Statutes 2003 Supplement, section 163.051, subdivision 2; repealing Minnesota Statutes 2002, section 163.051, subdivisions 5, 6.

Referred to the Committee on Finance.

Senators Marko and Dibble introduced--

S.F. No. 2294: A bill for an act relating to transportation; establishing formula for allocating future county state-aid highway funds to counties based equally on lane mileage and vehicle registration contingent on future tax increases; amending Minnesota Statutes 2002, sections 162.06, by adding a subdivision; 162.07, by adding subdivisions; 162.08, by adding a subdivision.

Referred to the Committee on Finance.

Senator Cohen introduced--

S.F. No. 2295: A bill for an act relating to the governor; reducing the amount appropriated for the governor; amending Laws 2003, First Special Session chapter 1, article 1, section 3.

Referred to the Committee on Finance.

Senators Wiger and Kelley introduced--

S.F. No. 2296: A bill for an act relating to education; expanding health and safety program to include classroom acoustics; amending Minnesota Statutes 2002, section 123B.57, subdivision 2.

Referred to the Committee on Education.

Senator Kiscaden introduced--

S.F. No. 2297: A bill for an act relating to retirement; Teachers Retirement Association; authorizing certain members to designate their children as optional annuity beneficiaries.

Referred to the Committee on State and Local Government Operations.

Senator Sams introduced--

S.F. No. 2298: A bill for an act relating to economic development; creating the broadband infrastructure grant program; authorizing the issuance of state bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Senators Bakk, Saxhaug and Pariseau introduced--

S.F. No. 2299: A bill for an act relating to the environment; providing for enforcement for certain aboveground petroleum storage tanks; modifying field citations procedures for petroleum storage tanks; amending Minnesota Statutes 2002, section 115.071, subdivision 7; Minnesota Statutes 2003 Supplement, section 116.073, subdivisions 1, 2.

Referred to the Committee on Environment and Natural Resources.

MEMBERS EXCUSED

Senator Marko was excused from the Session of today. Senators Dibble and Hann were excused from the Session of today from 11:00 to 11:20 a.m. Senator Stumpf was excused from the Session of today from 11:00 to 11:35 a.m. Senator Hottinger was excused from the Session of today from 11:00 to 11:45 a.m. Senator Chaudhary was excused from the Session of today from 11:00 a.m. to 12:00 noon.

ADJOURNMENT

Senator Johnson, D.E. moved that the Senate do now adjourn until 9:00 a.m., Thursday, February 26, 2004. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

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