

SIXTY-FIFTH DAY

St. Paul, Minnesota, Saturday, May 21, 2005

The Senate met at 9:00 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 Senator Gary W. Kubly.

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

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

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 1908.

Albin A. Mathiowetz, Chief Clerk, House of Representatives
Returned May 20, 2005

REPORTS OF COMMITTEES

Senator Johnson, D.E. moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 1176 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1176	586				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 1575 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1575	1624				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 1889 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1889	1710				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 986 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
986	514				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 986 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 986 and insert the language after the enacting clause of S.F. No. 514, the first engrossment; further, delete the title of H.F. No. 986 and insert the title of S.F. No. 514, the first engrossment.

And when so amended H.F. No. 986 will be identical to S.F. No. 514, and further recommends that H.F. No. 986 be given its second reading and substituted for S.F. No. 514, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 221 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
221	196				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 221 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 221 and insert the language after the enacting clause of S.F. No. 196, the first engrossment; further, delete the title of H.F. No. 221 and insert the title of S.F. No. 196, the first engrossment.

And when so amended H.F. No. 221 will be identical to S.F. No. 196, and further recommends that H.F. No. 221 be given its second reading and substituted for S.F. No. 196, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 2192 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2192	2042				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 2192 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2192 and insert the language after the enacting clause of S.F. No. 2042, the first engrossment; further, delete the title of H.F. No. 2192 and insert the title of S.F. No. 2042, the first engrossment.

And when so amended H.F. No. 2192 will be identical to S.F. No. 2042, and further recommends that H.F. No. 2192 be given its second reading and substituted for S.F. No. 2042, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 2187 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2187	1956				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 2187 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2187 and insert the language after the enacting clause of S.F. No. 1956, the second engrossment; further, delete the title of H.F. No. 2187 and insert the title of S.F. No. 1956, the second engrossment.

And when so amended H.F. No. 2187 will be identical to S.F. No. 1956, and further recommends that H.F. No. 2187 be given its second reading and substituted for S.F. No. 1956, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

Senator Johnson, D.E., from the Committee on Rules and Administration, to which was referred

H.F. No. 1925 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1925	1722				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 1925 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1925 and insert the language after the enacting clause of S.F. No. 1722, the second engrossment; further, delete the title of H.F. No. 1925 and insert the title of S.F. No. 1722, the second engrossment.

And when so amended H.F. No. 1925 will be identical to S.F. No. 1722, and further recommends that H.F. No. 1925 be given its second reading and substituted for S.F. No. 1722, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

SECOND READING OF HOUSE BILLS

H.F. Nos. 1176, 1575, 1889, 986, 221, 2192, 2187 and 1925 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Betzold moved that the names of Senators Hottinger and Scheid be added as co-authors to S.F. No. 2319. The motion prevailed.

RECESS

Senator Johnson, D.E. moved that the Senate do now recess until 10:00 a.m. The motion prevailed.

The hour of 10:00 a.m. having arrived, the President called the Senate to order.

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.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Johnson, D.E. moved that H.F. No. 225 be taken from the table. The motion prevailed.

H.F. No. 225: A bill for an act relating to government data; making technical, conforming, and clarifying changes to the Minnesota Government Data Practices Act; defining terms; modifying certain civil penalty and damages amounts; classifying, regulating, and reviewing access to and dissemination of certain data; providing notice of breaches in security; regulating certain fees; providing for the conduct of certain board and council meetings; modifying provisions regulating motor vehicle and driver applications and records; modifying vehicle accident reports and procedures; providing for treatment of data held by the comprehensive incident-based reporting system; amending Minnesota Statutes 2004, sections 11A.24, subdivision 6; 13.01, subdivisions 1, 3; 13.02, subdivision 7; 13.03, subdivisions 1, 2, 3, 4, 5, 6, 8; 13.04, subdivisions 2, 4; 13.05, subdivisions 1, 4, 6, 7, 8, 9; 13.06, subdivisions 1, 2, 3, 4; 13.07; 13.072, subdivision 4; 13.073, subdivision 3; 13.08, subdivisions 1, 2, 4, 5; 13.32, by adding a subdivision; 13.37, subdivisions 1, 2, 3; 13.3805, by adding a subdivision; 13.43, subdivisions 1, 2, 3; 13.46, subdivision 4; 13.591, by adding subdivisions; 13.601, by adding a subdivision; 13.635, by adding a subdivision; 13.72, by adding subdivisions; 13.82, subdivisions 1, 16; 16C.06, subdivision 5; 116J.68, by adding a subdivision; 116L.03, by adding a subdivision; 116L.665, by adding a subdivision; 116M.15, by adding a subdivision; 116U.25; 168.346; 168A.04, by adding a subdivision; 169.09, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 14, 15, by adding subdivisions; 171.07, subdivisions 1, 3; 171.12, subdivision 7; proposing coding for new law in Minnesota Statutes, chapters 13; 41A; 299C; repealing Minnesota Statutes 2004, sections 13.04, subdivision 5; 169.09, subdivision 10; 170.55.

Senator Chaudhary withdrew his pending amendment.

Senator Betzold moved to amend H.F. No. 225, as amended pursuant to Rule 45, adopted by the Senate May 19, 2005, as follows:

(The text of the amended House File is identical to S.F. No. 361.)

Page 25, delete lines 23 to 26 and insert:

"Subd. 3. [APPLICANTS FOR ELECTION OR APPOINTMENT.] The following data on all applicants for election or appointment to a public body, including those subject to chapter 13D, are public: name, city of residence, education and training, employment history, volunteer work, awards and honors, and prior government service or experience."

The motion prevailed. So the amendment was adopted.

Senator Dibble moved to amend H.F. No. 225, as amended pursuant to Rule 45, adopted by the Senate May 19, 2005, as follows:

(The text of the amended House File is identical to S.F. No. 361.)

Page 37, after line 36, insert:

"Sec. 48. [325E.317] [DEFINITIONS.]

Subdivision 1. [SCOPE.] For the purposes of sections 325E.317 and 325E.318, the terms defined in this section have the meanings given them.

Subd. 2. [PROVIDER.] "Provider" means a provider of wireless telecommunications services.

Subd. 3. [TELECOMMUNICATIONS SERVICES.] "Telecommunications services" has the meaning given in section 297A.61, subdivision 24, paragraph (a).

Subd. 4. [WIRELESS DIRECTORY ASSISTANCE SERVICE.] "Wireless directory assistance service" means any service for connecting calling parties to a wireless telecommunications services customer when the calling parties themselves do not possess the customer's wireless telephone number information.

Subd. 5. [WIRELESS TELECOMMUNICATIONS SERVICES.] "Wireless telecommunications services" has the meaning given in section 325F.695.

Subd. 6. [WIRELESS TELEPHONE DIRECTORY.] "Wireless telephone directory" means a directory or database containing wireless telephone number information or any other identifying information by which a calling party may reach a wireless telecommunications services customer.

Subd. 7. [WIRELESS TELEPHONE NUMBER INFORMATION.] "Wireless telephone number information" means the telephone number, electronic address, and any other identifying information by which a calling party may reach a wireless telecommunications services customer, which is assigned by a provider to the customer and includes the customer's name and address.

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

Sec. 49. [325E.318] [WIRELESS DIRECTORIES.]

Subdivision 1. [NOTICE.] No provider of wireless telecommunications service, or any direct or indirect affiliate or agent of a provider, may include the wireless telephone number information of a customer in a wireless telephone directory assistance service database or publish, sell, or otherwise disseminate the contents of a wireless telephone directory assistance service database unless the provider provides a conspicuous notice to the subscriber informing the subscriber that the subscriber will not be listed in a wireless directory assistance service database without the subscriber's prior express authorization.

Subd. 2. [AUTHORIZATION.] (a) A provider, or any direct or indirect affiliate or agent of a provider, may not disclose, provide, or sell a customer's wireless telephone number information, or any part of it, for inclusion in a wireless telephone directory of any form, and may not sell a wireless telephone directory containing a customer's wireless telephone number information without first receiving prior express authorization from the customer. The customer's authorization must meet the following requirements:

(1) consent shall be affirmatively obtained separately from the execution of the service contract by verifiable means; and

(2) consent shall be unambiguous and conspicuously disclose that the subscriber is consenting to have the customer's dialing number sold or licensed as part of a publicly available directory assistance database.

(b) A record of the authorization shall be maintained for the duration of the service contract or any extension of the contract.

(c) A subscriber who provides express consent pursuant to paragraph (a) may revoke that consent at any time. A provider must comply with the customer's request to be removed from the directory and remove the listing from directory assistance within 60 days.

Subd. 3. [NO FEE TO RETAIN PRIVACY.] A customer shall not be charged for opting not to be listed in a wireless telephone directory.

Subd. 4. [REMEDIES.] A person who violates this section is subject to the remedies under section 8.31, except subdivision 3a.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 225 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Messages From the House and First Reading of House Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 1360, 1579 and 877.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 20, 2005

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 630: A bill for an act relating to civil law; increasing fees related to marriage and child support; reforming law relating to child support; establishing criteria for support obligations; defining parents' rights and responsibilities; appropriating money; amending Minnesota Statutes 2004, sections 357.021, subdivisions 1a, 2; 518.005, by adding a subdivision; 518.54; 518.55, subdivision 4; 518.551, subdivisions 5, 5b; 518.62; 518.64, subdivision 2, by adding subdivisions; 518.68, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 518; repealing Minnesota Statutes 2004, sections 518.171; 518.54, subdivisions 2, 4, 4a; 518.551, subdivisions 1, 5a, 5c, 5f.

Senate File No. 630 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 20, 2005

Senator Neuville moved that the Senate do not concur in the amendments by the House to S.F. No. 630, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 1636: A bill for an act relating to commerce; regulating certain financial institutions; removing obsolete references to the credit union advisory task force; regulating residential mortgage originators; providing for insurance license renewals; regulating for the voluntary dissolution of fraternal benefit societies; amending Minnesota Statutes 2004, sections 47.10, subdivision 1; 47.75; 48.10; 48.15, subdivision 4; 48.512, by adding a subdivision; 52.062, subdivision 2; 55.10, subdivision 4; 58.16, subdivision 4; 60A.13, subdivision 5; 64B.30, by adding a subdivision; 82.17, subdivisions 10, 18; 82.36, subdivision 4; 82.41, subdivision 13; 325F.69, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 58; repealing Minnesota Statutes 2004, section 52.062, subdivision 3; Minnesota Rules, part 2675.2610, subpart 5.

Senate File No. 1636 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 20, 2005

CONCURRENCE AND REPASSAGE

Senator Sparks moved that the Senate concur in the amendments by the House to S.F. No. 1636 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1636 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chaudhary	Foley	Hottinger	Kiscaden
Bachmann	Cohen	Frederickson	Johnson, D.E.	Kleis
Bakk	Day	Gaither	Johnson, D.J.	Koering
Belanger	Dibble	Gerlach	Jungbauer	Kubly
Berglin	Dille	Hann	Kelley	Langseth
Betzold	Fischbach	Higgins	Kierlin	Larson

Limmer	Neuville	Pogemiller	Saxhaug	Stumpf
Lourey	Nienow	Reiter	Scheid	Tomassoni
Marko	Olson	Rest	Senjem	Vickerman
McGinn	Ortman	Robling	Skoe	Wergin
Metzen	Ourada	Rosen	Skoglund	Wiger
Michel	Pappas	Ruud	Solon	
Moua	Pariseau	Sams	Sparks	

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1915:

H.F. No. 1915: A bill for an act relating to health; providing an exception to the hospital construction moratorium; amending Minnesota Statutes 2004, section 144.551, subdivision 1.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Zellers, Abrams and Carlson have been appointed as such committee on the part of the House.

House File No. 1915 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 20, 2005

Senator Limmer moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1915, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 814 and 1528.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 20, 2005

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 814: A bill for an act relating to public lands; modifying acquisition, use, and designation provisions for scientific and natural areas; authorizing public and private sales and conveyances of certain state lands; allowing Itasca County to acquire land for a public access with money from the Itasca County environmental trust fund; authorizing the conveyance of a certain no-build easement by the St. Louis County Board of Commissioners; amending Minnesota Statutes 2004, sections 84.033, by adding a subdivision; 97A.093; repealing Minnesota Statutes 2004, section 84.033, subdivision 2.

Senator Johnson, D.E. moved that H.F. No. 814 be laid on the table. The motion prevailed.

H.F. No. 1528: A bill for an act relating to insurance; regulating claims practices; amending Minnesota Statutes 2004, section 72A.201, subdivision 6.

Senator Johnson, D.E. moved that H.F. No. 1528 be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

SPECIAL ORDERS

Pursuant to Rule 26, Senator Johnson, D.E., Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately:

S.F. No. 1272, H.F. Nos. 1109, 898, 675, S.F. No. 1084, H.F. Nos. 1748, 400, 823, 1816 and 742.

SPECIAL ORDER

S.F. No. 1272: A bill for an act relating to state government; adding an ex officio member to the Indian Affairs Council; amending Minnesota Statutes 2004, section 3.922, subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1109: A bill for an act relating to public safety; reviving and reenacting the board of firefighting training and education.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chaudhary	Foley	Hottinger	Kiscaden
Bachmann	Cohen	Frederickson	Johnson, D.E.	Kleis
Bakk	Day	Gaither	Johnson, D.J.	Koering
Belanger	Dibble	Gerlach	Jungbauer	Kubly
Berglin	Dille	Hann	Kelley	Langseth
Betzold	Fischbach	Higgins	Kierlin	Larson

Limmer	Moua	Pappas	Ruud	Solon
Lourey	Murphy	Pariseau	Sams	Sparks
Marko	Neuville	Pogemiller	Saxhaug	Stumpf
Marty	Nienow	Ranum	Scheid	Tomassoni
McGinn	Olson	Reiter	Senjem	Vickerman
Metzen	Ortman	Robling	Skoe	Wergin
Michel	Ourada	Rosen	Skoglund	Wiger

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 898: A bill for an act relating to unemployment insurance; conforming various provisions to federal requirements; making technical and housekeeping changes; modifying appeal procedures; amending Minnesota Statutes 2004, sections 268.03, subdivision 1; 268.035, subdivisions 9, 13, 14, 20, 21, 26; 268.042, subdivision 1; 268.043; 268.044, subdivisions 1, 2, 3; 268.045, subdivision 1; 268.051, subdivisions 1, 4, 6, 7, by adding a subdivision; 268.052, subdivision 2; 268.053, subdivision 1; 268.057, subdivision 7; 268.065, subdivision 2; 268.069, subdivision 1; 268.07, subdivision 3b; 268.085, subdivisions 1, 2, 3, 5, 12; 268.086, subdivisions 2, 3; 268.095, subdivisions 1, 4, 7, 8, 10, 11; 268.101, subdivisions 1, 2, 3a; 268.103, subdivision 2; 268.105; 268.145, subdivision 1; 268.18, subdivisions 1, 2, 2b; 268.182, subdivision 2; 268.184, subdivisions 1, 2, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Statutes 2004, sections 268.045, subdivisions 2, 3, 4; 268.086, subdivision 4; Laws 1997, chapter 66, section 64, subdivision 1; Minnesota Rules, parts 3310.2926; 3310.5000; 3315.0910, subpart 9; 3315.1020; 3315.1301; 3315.1315, subparts 1, 2, 3; 3315.1650; 3315.2210; 3315.3210; 3315.3220.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 675: A bill for an act relating to health; modifying the hospice care bill of rights; requiring hospice providers to complete a specified survey; modifying death report requirements for recipients of hospice care; amending Minnesota Statutes 2004, sections 144A.751, subdivisions 1, 3; 144A.755; 383B.225, subdivision 5.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1084: A bill for an act relating to public employment; modifying pay equity reporting requirements for political subdivisions; amending Minnesota Statutes 2004, section 471.999.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Frederickson	Limmer	Ortman	Senjem
Bakk	Higgins	Lourey	Ourada	Skoe
Belanger	Hottinger	Marko	Pappas	Skoglund
Berglin	Johnson, D.E.	Marty	Pogemiller	Solon
Betzold	Johnson, D.J.	McGinn	Ranum	Sparks
Chaudhary	Kelley	Metzen	Rest	Stumpf
Cohen	Kierlin	Michel	Robling	Tomassoni
Day	Kiscaden	Moua	Rosen	Vickerman
Dibble	Kleis	Murphy	Sams	Wergin
Fischbach	Koering	Neuville	Saxhaug	Wiger
Foley	Kubly	Nienow	Scheid	

Those who voted in the negative were:

Bachmann	Gerlach	Jungbauer	Olson	Reiter
Dille	Hann	Larson	Pariseau	Ruud
Gaither				

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1748: A bill for an act relating to state employees; modifying grievance appeal procedures; eliminating a medical examination requirement; amending Minnesota Statutes 2004, sections 43A.33, subdivision 3; 43A.34, subdivision 3; repealing Minnesota Statutes 2004, section 43A.33, subdivision 4.

Senator Wergin moved that the amendment made to H.F. No. 1748 by the Committee on Rules and Administration in the report adopted May 16, 2005, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 1748 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 400: A bill for an act relating to unemployment insurance; making an eligibility exception permanent for certain school food service workers; amending Minnesota Statutes 2004, section 268.085, subdivision 8.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 823: A bill for an act relating to natural resources; modifying designations of forest roads; modifying terms of timber sales on tax-forfeited lands; modifying the State Timber Act; modifying standard measurements for wood; amending Minnesota Statutes 2004, sections 89.71, subdivision 1; 90.01, by adding subdivisions; 90.041, subdivision 5; 90.042; 90.101, subdivision 2; 90.121; 90.172; 90.173; 90.195; 90.211; 90.301, subdivision 4; 239.33; 282.04, subdivision 1; repealing Minnesota Statutes 2004, sections 90.01, subdivision 9; 90.041, subdivisions 3, 4.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1816: A bill for an act relating to human services; extending coverage of certain mental health services; changing certain civil commitment provisions; establishing a task force to study disposition of persons committed as sexually dangerous or sexual psychopathic personality; requiring a report; amending Minnesota Statutes 2004, sections 148C.11, subdivision 1; 253B.02, subdivisions 7, 9; 253B.05, subdivision 2; 256.9693; 256B.0624, by adding a subdivision; 260C.141, subdivision 2; 260C.193, subdivision 2; 260C.201, subdivisions 1, 2; 260C.205; 260C.212, subdivision 1; 609.2231, subdivision 3; repealing Laws 2001, First Special Session chapter 9, article 9, section 52; Laws 2002, chapter 335, section 4.

Senator Berglin moved that the amendment made to H.F. No. 1816 by the Committee on Rules and Administration in the report adopted May 20, 2005, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

Senator Berglin moved to amend H.F. No. 1816 as follows:

Page 3, after line 35, insert:

"Sec. 4. Minnesota Statutes 2004, section 256B.0924, subdivision 3, is amended to read:

Subd. 3. [ELIGIBILITY.] Persons are eligible to receive targeted case management services under this section if the requirements in paragraphs (a) and (b) are met.

(a) The person must be assessed and determined by the local county agency to:

- (1) be age 18 or older;
- (2) be receiving medical assistance;
- (3) have significant functional limitations; and

(4) be in need of service coordination to attain or maintain living in an integrated community setting.

(b) The person must be a vulnerable adult in need of adult protection as defined in section 626.5572, or is an adult with mental retardation as defined in section 252A.02, subdivision 2, or a related condition as defined in section 252.27, subdivision 1a, and is not receiving home and community-based waiver services, or is an adult who lacks a permanent residence and who has been without a permanent residence for at least one year or on at least four occasions in the last three years."

Page 23, delete section 4

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1816 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

H.F. No. 742: A bill for an act relating to employment; providing exemptions from employment agency licensing requirements; prohibiting certain fee payments; amending Minnesota Statutes 2004, section 184.22, by adding subdivisions.

Pursuant to Rule 41.2, Senator Gaither moved that he be excused from voting on all questions pertaining to H.F. No. 742. The motion prevailed.

Senator Stumpf moved to amend H.F. No. 742 as follows:

Page 2, after line 29, insert:

"Sec. 3. Laws 2004, chapter 188, section 1, is amended to read:

Section 1. [PILOT PROJECT.]

The commissioner of employment and economic development shall conduct an extended employment pilot project to study an industrial model for employment for individuals with severe disabilities in Thief River Falls, Minnesota.

Employment is to be provided by Custom Products, a division of Occupational Development Center. During the pilot, employment outcomes for individuals with severe disabilities will be assumed to be community employment as defined under Minnesota Rules, part 3300.2005. The pilot project will begin July 1, 2004, and end June 30, ~~2005~~ 2006. Evaluation of the pilot project must be completed by October 1, ~~2005~~ 2006, by the commissioner.

The pilot project must maintain a minimum ratio of 60 percent of nondisabled persons, must pay minimum wages or better to all employees with severe disabilities, and must provide them a level of benefits equal to those provided to nondisabled employees. All work teams must be integrated.

The pilot project must provide the extended employment program with useful information to

clarify the distinction between center-based and community employment subprograms. The commissioner shall consider the findings of the pilot project in adopting rules."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 742 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 370, 379 and 1479.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 21, 2005

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 1555: A bill for an act relating to gambling; amending various provisions relating to lawful gambling; amending and providing definitions; making technical, clarifying, and conforming changes; amending Minnesota Statutes 2004, sections 349.12, subdivisions 5, 25, 33, by adding subdivisions; 349.15, subdivision 1; 349.151, subdivisions 4, 4b; 349.152, subdivision 2; 349.153; 349.155, subdivision 3; 349.16, subdivisions 2, 8; 349.161, subdivision 5; 349.162, subdivisions 1, 4, 5; 349.163, subdivision 3; 349.1635, subdivision 4; 349.166, subdivisions 1, 2; 349.167, subdivision 1; 349.168, subdivision 8; 349.17, subdivisions 5, 7; 349.1711, subdivision 1; 349.173; 349.18, subdivision 1; 349.19, subdivisions 4, 5, 10; 349.211, subdivision 2c; 349.2125, subdivision 1; 349.213; 609.75, subdivision 1; repealing Minnesota Statutes 2004, sections 349.162, subdivision 3; 349.164; 349.17, subdivision 1.

Senate File No. 1555 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 21, 2005

Senator Rest moved that the Senate do not concur in the amendments by the House to S.F. No. 1555, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 987:

H.F. No. 987: A bill for an act relating to child safety; prohibiting the sale and commercial use of certain cribs; providing enforcement; proposing coding for new law in Minnesota Statutes, chapters 245A; 325F.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Sieben, Wilkin and Gunther have been appointed as such committee on the part of the House.

House File No. 987 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 21, 2005

Senator Anderson moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 987, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 894:

H.F. No. 894: A bill for an act relating to waters; modifying authority for public waters inventory; modifying public waters work permit and water use permit provisions; modifying enforcement authority; modifying a restriction on private land sale in Scott County; amending Minnesota Statutes 2004, sections 103G.201; 103G.2372, subdivision 1; 103G.245, subdivision 4; 103G.251, subdivision 2; 103G.301, subdivision 2; Laws 2003, First Special Session chapter 13, section 25.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Cox, Hackbarth and Dill have been appointed as such committee on the part of the House.

House File No. 894 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 21, 2005

Senator Frederickson moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 894, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 874:

H.F. No. 874: A bill for an act relating to elections; providing for approval and purpose of certain voting equipment; appropriating money; amending Minnesota Statutes 2004, sections 201.022, by adding a subdivision; 206.80; proposing coding for new law in Minnesota Statutes, chapter 206.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Brod, Emmer and Hilty have been appointed as such committee on the part of the House.

House File No. 874 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 21, 2005

Senator Higgins moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 874, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1164, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1164 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 21, 2005

CONFERENCE COMMITTEE REPORT ON H.F. NO. 1164

A bill for an act relating to traffic regulations; modifying provision governing the passing of a parked emergency vehicle; providing eligibility criteria for business panels on logo sign panels; amending Minnesota Statutes 2004, sections 160.80, subdivision 1a; 169.18, subdivision 11.

May 20, 2005

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

We, the undersigned conferees for H.F. No. 1164, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H.F. No. 1164 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2004, section 160.80, subdivision 1a, is amended to read:

Subd. 1a. [ELIGIBILITY CRITERIA FOR BUSINESS PANELS.] (a) To be eligible for a business panel on a logo sign panel, a business establishment must:

- (1) be open for business;
- (2) have a sign on site that both identifies the business and is visible to motorists;
- (3) be open to everyone, regardless of race, religion, color, age, sex, national origin, creed, marital status, sexual orientation, or disability;
- (4) not impose a cover charge or otherwise require customers to purchase additional products or services; and
- (5) meet the appropriate criteria in paragraphs (b) to (e).

(b) Gas businesses must provide vehicle services including fuel and oil; restroom facilities and drinking water; continuous, staffed operation at least 12 hours a day, seven days a week; and public access to a telephone.

(c) Food businesses must serve at least two meals a day during normal mealtimes of breakfast, lunch, and dinner; provide a continuous, staffed food service operation at least ten hours a day, seven days a week except holidays as defined in section 645.44, subdivision 5, and except as provided for seasonal food service businesses; provide seating capacity for at least 20 people; ~~serve meals prepared on the premises;~~ and possess any required state or local licensing or approval. ~~Reheated, prepackaged, ready-to-eat food is not "food prepared on the premises."~~ Seasonal food service businesses must provide a continuous, staffed food service operation at least ten hours a day, seven days a week, during their months of operation.

(d) Lodging businesses must include sleeping accommodations, provide public access to a telephone, and possess any required state or local licensing or approval.

(e) Camping businesses must include sites for camping, include parking accommodations for each campsite, provide sanitary facilities and drinking water, and possess any required state or local licensing or approval.

(f) Businesses that do not meet the appropriate criteria in paragraphs (b) to (e) but that have a signed lease as of January 1, 1998, may retain the business panel until December 31, 2005, or until they withdraw from the program, whichever occurs first, provided they continue to meet the criteria in effect in the department's contract with the logo sign vendor on August 1, 1995. After December 31, 2005, or after withdrawing from the program, a business must meet the appropriate criteria in paragraphs (a) to (e) to qualify for a business panel.

(g) Seasonal businesses must indicate to motorists when they are open for business by either putting the full months of operation directly on the business panel or by having a "closed" plaque applied to the business panel when the business is closed for the season.

(h) The maximum distance that an eligible business in Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, or Washington county can be located from the interchange is: for gas businesses, one mile; for food businesses, two miles; for lodging businesses, three miles; and for camping businesses, ten miles.

(i) The maximum distance that an eligible business in any other county can be located from the interchange shall not exceed 15 miles in either direction.

(j) Logo sign panels must be erected so that motorists approaching an interchange view the panels in the following order: camping, lodging, food, gas.

(k) If there is insufficient space on a logo sign panel to display all eligible businesses for a specific type of service, the businesses closest to the interchange have priority over businesses farther away from the interchange.

Sec. 2. Minnesota Statutes 2004, section 169.18, subdivision 11, is amended to read:

Subd. 11. [PASSING PARKED EMERGENCY VEHICLE; CITATION; PROBABLE CAUSE.] (a) When approaching and before passing an authorized emergency vehicle with its emergency lights activated that is parked or otherwise stopped on or next to a street or highway having two or more lanes in the same direction, the driver of a vehicle shall safely move the vehicle to a lane farthest away from the emergency vehicle, if it is possible to do so.

(b) When approaching and before passing an authorized emergency vehicle with its emergency lights activated that is parked or otherwise stopped on or next to a street or highway having more than two lanes in the same direction, the driver of a vehicle shall safely move the vehicle so as to leave a full lane vacant between the driver and any lane in which the emergency vehicle is completely or partially parked or otherwise stopped, if it is possible to do so.

(c) A peace officer may issue a citation to the driver of a motor vehicle if the peace officer has probable cause to believe that the driver has operated the vehicle in violation of this subdivision within the four-hour period following the termination of the incident or a receipt of a report under paragraph (d). The citation may be issued even though the violation was not committed in the presence of the peace officer.

(d) Although probable cause may be otherwise satisfied by other evidentiary elements or factors, probable cause is sufficient for purposes of this subdivision when the person cited is operating the vehicle described by a member of the crew of an authorized emergency vehicle responding to an incident in a timely report of the violation of this subdivision, which includes a description of the vehicle used to commit the offense and the vehicle's license plate number. For the purposes of issuance of a citation under paragraph (c), "timely" means that the report must be made within a four-hour period following the termination of the incident.

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 traffic regulations; providing eligibility criteria for business panels on logo sign panels; clarifying duty of driver when passing parked emergency vehicle; authorizing issuance of citation within four hours after violation; amending Minnesota Statutes 2004, sections 160.80, subdivision 1a; 169.18, subdivision 11."

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

House Conferees: (Signed) Paul Gazelka, Duke Powell, Dan Larson

Senate Conferees: (Signed) Sheila M. Kiscaden, Mike McGinn, Don Betzold

Senator Kiscaden moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1164 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1164 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chaudhary	Frederickson	Johnson, D.E.	Kleis
Bachmann	Day	Gaither	Johnson, D.J.	Koering
Bakk	Dibble	Gerlach	Jungbauer	Kubly
Belanger	Dille	Hann	Kelley	Langseth
Berglin	Fischbach	Higgins	Kierlin	Larson
Betzold	Foley	Hottinger	Kiscaden	Limmer

Lourey	Murphy	Pariseau	Ruud	Solon
Marko	Neuville	Pogemiller	Sams	Sparks
Marty	Nienow	Ranum	Saxhaug	Stumpf
McGinn	Olson	Reiter	Scheid	Tomassoni
Metzen	Ortman	Rest	Senjem	Vickerman
Michel	Ourada	Robling	Skoe	Wergin
Moua	Pappas	Rosen	Skoglund	Wiger

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Betzold moved that S.F. No. 966, No. 113 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

RECESS

Senator Johnson, D.E. moved that the Senate do now recess until 1:15 p.m. The motion prevailed.

The hour of 1:15 p.m. having arrived, the President called the Senate to order.

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.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 225:

H.F. No. 225: A bill for an act relating to government data; making technical, conforming, and clarifying changes to the Minnesota Government Data Practices Act; defining terms; modifying certain civil penalty and damages amounts; classifying, regulating, and reviewing access to and dissemination of certain data; providing notice of breaches in security; regulating certain fees; providing for the conduct of certain board and council meetings; modifying provisions regulating motor vehicle and driver applications and records; modifying vehicle accident reports and procedures; providing for treatment of data held by the comprehensive incident-based reporting system; amending Minnesota Statutes 2004, sections 11A.24, subdivision 6; 13.01, subdivisions 1, 3; 13.02, subdivision 7; 13.03, subdivisions 1, 2, 3, 4, 5, 6, 8; 13.04, subdivisions 2, 4; 13.05, subdivisions 1, 4, 6, 7, 8, 9; 13.06, subdivisions 1, 2, 3, 4; 13.07; 13.072, subdivision 4; 13.073, subdivision 3; 13.08, subdivisions 1, 2, 4, 5; 13.32, by adding a subdivision; 13.37, subdivisions 1, 2, 3; 13.3805, by adding a subdivision; 13.43, subdivisions 1, 2, 3; 13.46, subdivision 4; 13.591, by adding subdivisions; 13.601, by adding a subdivision; 13.635, by adding a subdivision; 13.72, by adding subdivisions; 13.82, subdivisions 1, 16; 16C.06, subdivision 5; 116J.68, by adding a subdivision; 116L.03, by adding a subdivision; 116L.665, by adding a subdivision; 116M.15, by adding a subdivision; 116U.25; 168.346; 168A.04, by adding a subdivision; 169.09, subdivisions

1, 2, 3, 4, 5, 6, 7, 8, 9, 11, 12, 14, 15, by adding subdivisions; 171.07, subdivisions 1, 3; 171.12, subdivision 7; proposing coding for new law in Minnesota Statutes, chapters 13; 41A; 299C; repealing Minnesota Statutes 2004, sections 13.04, subdivision 5; 169.09, subdivision 10; 170.55.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Holberg, Emmer and Ellison have been appointed as such committee on the part of the House.

House File No. 225 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 21, 2005

Senator Skoglund moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 225, and that a Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 629: A bill for an act relating to the Metropolitan Council; removing the requirement for adoption of a separate airports or aviation system plan; repealing provisions for planning administration between the Metropolitan Council and the Metropolitan Airports Commission; repealing obsolete provisions; amending Minnesota Statutes 2004, sections 473.146, subdivisions 1, 3; 473.192, subdivisions 2, 3; 473.655; 473.852, subdivision 8; repealing Minnesota Statutes 2004, sections 473.155; 473.619.

Senate File No. 629 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 21, 2005

CONCURRENCE AND REPASSAGE

Senator Higgins moved that the Senate concur in the amendments by the House to S.F. No. 629 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 629 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 3, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ourada Pariseau Robling

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

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Having voted on the prevailing side, Senator Higgins moved that the vote whereby H.F. No. 675 was passed by the Senate on May 21, 2005, be now reconsidered. The motion prevailed. So the vote was reconsidered.

H.F. No. 675: A bill for an act relating to health; modifying the hospice care bill of rights; requiring hospice providers to complete a specified survey; modifying death report requirements for recipients of hospice care; amending Minnesota Statutes 2004, sections 144A.751, subdivisions 1, 3; 144A.755; 383B.225, subdivision 5.

Senator Higgins moved that the amendment made to H.F. No. 675 by the Committee on Rules and Administration in the report adopted May 20, 2005, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 675 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 917 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 917

A bill for an act relating to health; providing for grants related to positive abortion alternatives; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.

May 21, 2005

The Honorable James P. Metzen
President of the Senate

The Honorable Steve Sviggum
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 917, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S.F. No. 917 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [SHORT TITLE.]

This act may be cited as the "Positive Alternatives Act."

Sec. 2. [145.4235] [POSITIVE ABORTION ALTERNATIVES.]

Subdivision 1. [DEFINITIONS.] For purposes of this section, the following terms have the meanings given:

(1) "abortion" means the use of any means to terminate the pregnancy of a woman known to be pregnant with knowledge that the termination with those means will, with reasonable likelihood, cause the death of the unborn child. For purposes of this section, abortion does not include an abortion necessary to prevent the death of the mother;

(2) "nondirective counseling" means providing clients with:

(i) a list of health care providers and social service providers that provide prenatal care, childbirth care, infant care, foster care, adoption services, alternatives to abortion, or abortion services; and

(ii) nondirective, nonmarketing information regarding such providers; and

(3) "unborn child" means a member of the species Homo sapiens from fertilization until birth.

Subd. 2. [ELIGIBILITY FOR GRANTS.] (a) The commissioner shall award grants to eligible applicants under paragraph (c) for the reasonable expenses of alternatives to abortion programs to support, encourage, and assist women in carrying their pregnancies to term and caring for their babies after birth by providing information on, referral to, and assistance with securing necessary services that enable women to carry their pregnancies to term and care for their babies after birth. Necessary services must include, but are not limited to:

(1) medical care;

(2) nutritional services;

(3) housing assistance;

(4) adoption services;

(5) education and employment assistance, including services that support the continuation and completion of high school;

(6) child care assistance; and

(7) parenting education and support services.

An applicant may not provide or assist a woman to obtain adoption services from a provider of adoption services that is not licensed.

(b) In addition to providing information and referral under paragraph (a), an eligible program may provide one or more of the necessary services under paragraph (a) that assists women in carrying their pregnancies to term. To avoid duplication of efforts, grantees may refer to other

public or private programs, rather than provide the care directly, if a woman meets eligibility criteria for the other programs.

(c) To be eligible for a grant, an agency or organization must:

(1) be a private, nonprofit organization;

(2) demonstrate that the program is conducted under appropriate supervision;

(3) not charge women for services provided under the program;

(4) provide each pregnant woman counseled with accurate information on the developmental characteristics of babies and of unborn children, including offering the printed information described in section 145.4243;

(5) ensure that its alternatives-to-abortion program's purpose is to assist and encourage women in carrying their pregnancies to term and to maximize their potentials thereafter;

(6) ensure that none of the money provided is used to encourage or affirmatively counsel a woman to have an abortion not necessary to prevent her death, to provide her an abortion, or to directly refer her to an abortion provider for an abortion. The agency or organization may provide nondirective counseling; and

(7) have had the alternatives to abortion program in existence for at least one year as of July 1, 2005; or incorporated an alternative to abortion program that has been in existence for at least one year as of July 1, 2005.

(d) The provisions, words, phrases, and clauses of paragraph (c) are inseverable from this subdivision, and if any provision, word, phrase, or clause of paragraph (c) or its application to any person or circumstance is held invalid, the invalidity applies to all of this subdivision.

(e) An organization that provides abortions, promotes abortions, or directly refers to an abortion provider for an abortion is ineligible to receive a grant under this program. An affiliate of an organization that provides abortions, promotes abortions, or directly refers to an abortion provider for an abortion is ineligible to receive a grant under this section unless the organizations are separately incorporated and independent from each other. To be independent, the organizations may not share any of the following:

(1) the same or a similar name;

(2) medical facilities or nonmedical facilities, including but not limited to, business offices, treatment rooms, consultation rooms, examination rooms, and waiting rooms;

(3) expenses;

(4) employee wages or salaries; or

(5) equipment or supplies, including but not limited to, computers, telephone systems, telecommunications equipment, and office supplies.

(f) An organization that receives a grant under this section and that is affiliated with an organization that provides abortion services must maintain financial records that demonstrate strict compliance with this subdivision and that demonstrate that its independent affiliate that provides abortion services receives no direct or indirect economic or marketing benefit from the grant under this section.

(g) The commissioner shall approve any information provided by a grantee on the health risks associated with abortions to ensure that the information is medically accurate.

Subd. 3. [PRIVACY PROTECTION.] (a) Any program receiving a grant under this section must have a privacy policy and procedures in place to ensure that the name, address, telephone number, or any other information that might identify any woman seeking the services of the

program is not made public or shared with any other agency or organization without the written consent of the woman. All communications between the program and the woman must remain confidential. For purposes of any medical care provided by the program, including, but not limited to, pregnancy tests or ultrasonic scanning, the program must adhere to the requirements in section 144.335 that apply to providers before releasing any information relating to the medical care provided.

(b) Notwithstanding paragraph (a), the commissioner has access to any information necessary to monitor and review a grantee's program as required under subdivision 4.

Subd. 4. [DUTIES OF COMMISSIONER.] The commissioner shall make grants under subdivision 2 beginning no later than July 1, 2006. In awarding grants, the commissioner shall consider the program's demonstrated capacity in providing services to assist a pregnant woman in carrying her pregnancy to term. The commissioner shall monitor and review the programs of each grantee to ensure that the grantee carefully adheres to the purposes and requirements of subdivision 2 and shall cease funding a grantee that fails to do so.

Subd. 5. [SEVERABILITY.] Except as provided in subdivision 2, paragraph (d), if any provision, word, phrase, or clause of this section or its application to any person or circumstance is held invalid, such invalidity shall not affect the provisions, words, phrases, clauses, or applications of this section that can be given effect without the invalid provision, word, phrase, clause, or application and to this end, the provisions, words, phrases, and clauses of this section are severable.

Subd. 6. [SUPREME COURT JURISDICTION.] The Minnesota Supreme Court has original jurisdiction over an action challenging the constitutionality of this section and shall expedite the resolution of the action.

Sec. 3. [APPROPRIATIONS; COMMUNITY HEALTH AND FAMILY PROMOTION.]

\$2,500,000 is appropriated from the general fund to the commissioner of health for positive abortion alternatives under new Minnesota Statutes, section 127A.145. Of this amount, \$50,000 is available for the fiscal year ending June 30, 2006, and \$100,000 is available for the fiscal year ending June 30, 2007, for administrative costs of implementing the grant program. The balance of the appropriation is available for the fiscal year ending June 30, 2007. The base funding for fiscal years 2008 and 2009 is \$2,500,000 per year."

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

Senate Conferees: (Signed) Dallas C. Sams, LeRoy A. Stumpf, Ann H. Rest, Thomas M. Neville

House Conferees: (Signed) Brad Finstad, Mary Liz Holberg, Tim Wilkin, Joyce Peppin, Mary Ellen Otremba

Senator Sams moved that the foregoing recommendations and Conference Committee Report on S.F. No. 917 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 917 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 53 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson
Bachmann
Bakk

Belanger
Day
Dille

Fischbach
Frederickson
Gaither

Gerlach
Hann
Higgins

Hottinger
Johnson, D.E.
Jungbauer

Kelley	LeClair	Nienow	Robling	Sparks
Kierlin	Limmer	Olson	Rosen	Stumpf
Kiscaden	McGinn	Ortman	Ruud	Tomassoni
Kleis	Metzen	Ourada	Sams	Vickerman
Koering	Michel	Pariseau	Saxhaug	Wergin
Kubly	Moua	Pogemiller	Scheid	Wiger
Langseth	Murphy	Reiter	Senjem	
Larson	Neuville	Rest	Skoe	

Those who voted in the negative were:

Berglin	Cohen	Foley	Marty	Skoglund
Betzold	Dibble	Marko	Pappas	Solon
Chaudhary				

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Kelley moved that S.F. No. 680, No. 26 on General Orders, be stricken and re-referred to the Committee on State and Local Government Operations. The motion prevailed.

Senator Kelley moved that S.F. No. 1244, No. 47 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Senator Kelley moved that S.F. No. 1291, No. 67 on General Orders, be stricken and re-referred to the Committee on State and Local Government Operations. The motion prevailed.

Senator Kelley moved that S.F. No. 764, No. 90 on General Orders, be stricken and re-referred to the Committee on State and Local Government Operations. The motion prevailed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of Introduction and First Reading of Senate Bills.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senator Rest introduced--

S.F. No. 2320: A bill for an act relating to local government; authorizing Stearns, Benton, and Sherburne County Boards to initiate a process for the change of county boundaries by resolution.

Referred to the Committee on State and Local Government Operations.

Senators Koering, Larson, Wergin, Higgins and Michel introduced--

S.F. No. 2321: A bill for an act relating to retirement; correctional state employees retirement plan; clarifying the current and past coverage for a certain Minnesota correctional facility-St. Cloud employee; amending Minnesota Statutes 2004, section 352.91, subdivision 3d.

Referred to the Committee on State and Local Government Operations.

Senators Kleis, LeClair, Gerlach, Rosen and Larson introduced--

S.F. No. 2322: A bill for an act relating to the legislature; proposing an amendment to the Minnesota Constitution, article IV, section 12, to change the legislative adjournment deadline.

Referred to the Committee on Rules and Administration.

Senators Johnson, D.E. and Kubly introduced--

S.F. No. 2323: A bill for an act relating to special assessments; providing for award of attorney fees, costs, and disbursements to prevailing appellant in a special assessment matter; amending Minnesota Statutes 2004, section 429.081.

Referred to the Committee on State and Local Government Operations.

Senator Anderson introduced--

S.F. No. 2324: A bill for an act relating to unemployment insurance; eliminating the one-week waiting period from the eligibility requirements for benefits; amending Minnesota Statutes 2004, sections 268.07, subdivision 3b; 268.085, subdivision 1.

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

Senator Rest introduced--

S.F. No. 2325: A bill for an act relating to title insurance; defining a term; amending Minnesota Statutes 2004, section 68A.04.

Referred to the Committee on Commerce.

RECESS

Senator Johnson, D.E. moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

APPOINTMENTS

Senator Johnson, D.E. from the Subcommittee on Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 630: Senators Neuville, Betzold and Berglin.

H.F. No. 894: Senators Frederickson, Bakk and Saxhaug.

H.F. No. 987: Senators Anderson, Scheid and Belanger.

H.F. No. 874: Senators Higgins, Marty and Kleis.

S.F. No. 1555: Senators Rest, Vickerman and Kleis.

H.F. No. 225: Senators Skoglund, Betzold and Limmer.

H.F. No. 1915: Senators Limmer, Berglin and Scheid.

Senator Johnson, D.E. moved that the foregoing appointments be approved. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Johnson, D.E., Chair of the Committee on Rules and Administration, designated S.F. No. 1218 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1218: A memorial resolution asking the residents of Minnesota for tolerance of different views on animal agriculture production practices; making 2005 the year the Minnesota feedlot war ended, and the mark of the beginning of a new era for Minnesota livestock farmers characterized by peace, love, harmony, and acceptance of diversity.

Senator Dille moved to amend S.F. No. 1218 as follows:

Page 2, line 3, delete "the mark of" and insert "that 2005 marks"

The motion prevailed. So the amendment was adopted.

S.F. No. 1218 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

LeClair

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

MEMBERS EXCUSED

Senator Murphy was excused from the Session of today from 9:00 to 10:35 a.m. and from 11:10 to 11:15 a.m. Senator Ranum was excused from the Session of today from 9:00 to 10:40 a.m. Senator Olson was excused from the Session of today from 10:20 to 10:35 a.m. Senator LeClair was excused from the Session of today from 10:30 to 11:45 a.m. Senator Rest was excused from the Session of today from 10:40 to 10:50 a.m. and from 11:05 to 11:10 a.m. Senator Koering was excused from the Session of today from 11:00 to 11:10 a.m. Senator Berglin was excused from the Session of today from 11:20 to 11:30 a.m.

ADJOURNMENT

Senator Johnson, D.E. moved that the Senate do now adjourn until 9:00 a.m., Monday, May 23, 2005. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate

INDEX TO DAILY JOURNAL

Saturday, May 21, 2005

MESSAGES FROM THE HOUSE AND FIRST READINGS OF HOUSE FILES

S.F. Nos.	Message Page	H.F. Nos.	Message Page	1st Reading Page
370	3036	225	3041	
379	3036	814	3029	3029
629	3042	874	3038	
630	3028	894	3037	
877	3027	987	3037	
1360	3027	1164	3038	
1479	3036	1528	3029	3029
1555	3036	1915	3029	
1579	3027			
1636	3028			
1908	3021			

CONCURRENCE AND REPASSAGE

S.F. Nos.	Page	H.F. Nos.	Page
629	3042		
1636	3028		

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
			221	3023	3024
			986	3022	3024
			1176	3022	3024
			1575	3022	3024
			1889	3022	3024
			1925	3024	3024
			2187	3024	3024
			2192	3023	3024

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
680	3047	225	3025
764	3047		
917	3043		
966	3041		
1244	3047		
1291	3047		

23193025

APPOINTMENTS TO CONFERENCE COMMITTEES

S.F. Nos.	Page	H.F. Nos.	Page
630	.....3048	225	..... 3048
1555	.....3048	874	..... 3048
		894	..... 3048
		987	..... 3048
		1915	..... 3048

SPECIAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
1084	.....3032	400	..... 3033
1272	.....3030	675	..... 3031
		742	..... 3035
		823	..... 3033
		898	..... 3031
		1109	..... 3030
		1748	..... 3032
		1816	..... 3034

CONFERENCE COMMITTEE REPORTS AND THIRD READINGS

S.F. Nos.	Page	H.F. Nos.	Page
917	.....3043	1164	..... 3038

RECONSIDERATION

S.F. Nos.	Page	H.F. Nos.	Page
		675	..... 3043

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F. Nos. 2320 to 2325 Pages 3047 to 3048