

SPECIAL SESSION

ELEVENTH DAY

St. Paul, Minnesota, Thursday, June 16, 2005

The Senate met at 12:00 noon and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by Senator Michael J. Jungbauer.

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

Anderson	Frederickson	LeClair	Olson	Sams
Bachmann	Gaither	Limmer	Ortman	Saxhaug
Bakk	Gerlach	Lourey	Ourada	Scheid
Belanger	Hann	Marko	Pappas	Skoglund
Berglin	Jungbauer	Marty	Pariseau	Solon
Betzold	Kelley	McGinn	Pogemiller	Sparks
Chaudhary	Kleis	Metzen	Ranum	Stumpf
Cohen	Koering	Moua	Reiter	Tomassoni
Day	Kubly	Murphy	Rest	Wergin
Dibble	Langseth	Neuville	Robling	Wiger
Foley	Larson	Nienow	Rosen	

The President declared a quorum present.

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

MOTIONS AND RESOLUTIONS

Senators Metzen and Marko introduced--

Senate Resolution No. 5: A Senate resolution honoring South St. Paul for 100 years of leadership in support of women's rights.

Referred to the Committee on Rules and Administration.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Senator Saxhaug introduced--

S.F. No. 46: A bill for an act relating to retirement; authorizing repayment of a refund from the Public Employees Retirement Association.

Referred to the Committee on Rules and Administration.

Senators Hottinger, Rest, Stumpf, Kelley and Pappas introduced--

S.F. No. 47: A bill for an act relating to education; providing increased funding for child care assistance, early childhood family education programs, general community education, adult basic education, special education, and the general education formula allowance; suspending and reducing certain fees relating to child care; imposing a temporary individual income tax surtax; providing grants; appropriating money; amending Minnesota Statutes 2004, sections 119B.09, subdivision 1, as amended; 119B.13, by adding a subdivision; 124D.135, subdivision 1; 124D.20, subdivision 3; 124D.52, subdivision 3; 124D.531, subdivisions 1, 4; 125A.76, subdivisions 1, 4; 125A.79, subdivisions 1, 6; 126C.10, subdivision 2; 245A.10, by adding a subdivision; 290.06, by adding a subdivision; repealing Laws 2003, First Special Session chapter 14, article 9, section 36.

Referred to the Committee on Rules and Administration.

Senator Jungbauer introduced--

S.F. No. 48: A bill for an act relating to highways; designating I-94 as 88th Infantry (Blue Devils) Division Highway; amending Minnesota Statutes 2004, section 161.14, by adding a subdivision.

Referred to the Committee on Rules and Administration.

Senators Berglin, Ortman and Murphy introduced--

S.F. No. 49: A bill for an act relating to motor vehicles; authorizing additional deputy registrar of motor vehicles and driver's license agent in Minneapolis; appointing the auditor of Carver County as a deputy motor vehicle registrar and driver's license agent.

Referred to the Committee on Rules and Administration.

Senators Kelley and Day introduced--

S.F. No. 50: A bill for an act relating to a ballpark for major league baseball; providing for the financing, construction, operation, and maintenance of the ballpark and related facilities; establishing the Minnesota Ballpark Authority; defining members of the authority as public officials; providing powers and duties of the authority; providing a community ownership option upon sale of the team; authorizing Hennepin County to issue bonds and to contribute to ballpark costs and to engage in ballpark and related activities; authorizing local sales and use taxes and revenues; requiring actions by the state, the city of Minneapolis, and the Hennepin County Regional Railroad Authority; amending Minnesota Statutes 2004, sections 10A.01, subdivision 35; 297A.71, by adding a subdivision; repealing Minnesota Statutes 2004, sections 473I.01; 473I.02; 473I.03; 473I.04; 473I.05; 473I.06; 473I.07; 473I.08; 473I.09; 473I.10; 473I.11; 473I.12; 473I.13.

Referred to the Committee on Rules and Administration.

Senator Ranum introduced--

S.F. No. 51: A bill for an act relating to public employment; modifying pay equity reporting requirements for political subdivisions; amending Minnesota Statutes 2004, section 471.999.

Referred to the Committee on Rules and Administration.

Senators Scheid, Gaither, Jungbauer, Rest and Higgins introduced--

S.F. No. 52: A bill for an act relating to health; allowing construction of a new hospital in the city of Maple Grove; amending Minnesota Statutes 2004, section 144.551, subdivision 1.

Referred to the Committee on Rules and Administration.

Senators Scheid, Gaither, Jungbauer, Rest and Higgins introduced--

S.F. No. 53: 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.

Referred to the Committee on Rules and Administration.

Senators Moua, Anderson, Pappas and Cohen introduced--

S.F. No. 54: A bill for an act relating to capital improvements; appropriating money to construct an interpretive center at the Bruce Vento Nature Sanctuary in St. Paul; authorizing the sale of state bonds.

Referred to the Committee on Rules and Administration.

Senator Kleis introduced--

S.F. No. 55: A bill for an act relating to liquor; repealing the "power hour" prohibition; repealing Laws 2005, chapter 131, section 7.

Referred to the Committee on Rules and Administration.

Senator McGinn introduced--

S.F. No. 56: A bill for an act relating to the legislature; establishing a schedule for meeting and consideration of bills; forbidding meetings of the legislature in even-numbered years; amending Minnesota Statutes 2004, section 3.011.

Referred to the Committee on Rules and Administration.

Senator Murphy introduced--

S.F. No. 57: A bill for an act relating to transportation; modifying distribution of county state-aid highway funds; adjusting passenger automobile tax rates and depreciation schedule; increasing motor fuel tax rates; allocating revenue from motor vehicle sales tax; authorizing issuance of \$1,000,000,000 in state trunk highway bonds; appropriating money; amending Minnesota Statutes 2004, sections 162.07, subdivision 1, by adding subdivisions; 168.013, subdivision 1a; 296A.07, subdivision 3; 296A.08, subdivision 2; 297B.09, subdivision 1.

Referred to the Committee on Rules and Administration.

Senator Sparks introduced--

S.F. No. 58: A bill for an act relating to child care licensing; providing licensure as an employer care cooperative program; amending Minnesota Statutes 2004, section 245A.14, subdivision 4.

Referred to the Committee on Rules and Administration.

Senator Sparks introduced--

S.F. No. 59: A bill for an act relating to commerce; regulating false and deceptive commercial electronic mail messages; prescribing criminal penalties; providing remedies; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Rules and Administration.

Senators Metzen and Hottinger introduced--

S.F. No. 60: A bill for an act relating to natural resources; creating a farmland and natural areas fund; establishing a cigarette fee; creating a council; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 116V.

Referred to the Committee on Rules and Administration.

Senator Day introduced--

S.F. No. 61: A bill for an act relating to state park and recreation area operations; appropriating money.

Referred to the Committee on Rules and Administration.

Senator Pogemiller introduced--

S.F. No. 62: A bill for an act relating to taxation; requiring withholding; providing for taxation of certain income; eliminating certain deductions; conforming with certain federal income tax changes; prohibiting state contracts with certain vendors; providing for taxation of cigarettes, liquor, and rented and leased vehicles; modifying certain sales tax exemptions; defining "direct business" for purposes of insurance taxes; modifying the homestead market value credit reimbursement; establishing a tax compliance program; appropriating money; amending Minnesota Statutes 2004, sections 16C.03, by adding a subdivision; 289A.20, subdivision 2; 289A.38, by adding a subdivision; 289A.60, by adding a subdivision; 290.01, subdivisions 19, 19a, 19b, 19c, 19d, 31; 290.06, subdivision 2c; 290.067, subdivision 2a; 290.091, subdivision 2; 290.10; 290.17, subdivision 2; 290.92, by adding a subdivision; 290A.03, subdivisions 3, 15; 297A.61, subdivision 4, by adding a subdivision; 297A.67, subdivision 8, by adding a subdivision; 297A.68, subdivisions 2, 5; 297I.01, by adding a subdivision; Laws 2001, First Special Session chapter 5, article 12, section 95; proposing coding for new law in Minnesota Statutes, chapters 289A; 295; 297A; 297F.

Referred to the Committee on Rules and Administration.

Senators Rest, Hann and Metzen introduced--

S.F. No. 63: A bill for an act relating to state government; authorizing the legislative auditor to retain certain audit fees; amending Minnesota Statutes 2004, sections 3.9741, subdivision 1; 37.06.

Referred to the Committee on Rules and Administration.

Senators Pariseau, Ruud and Sams introduced--

S.F. No. 64: A bill for an act relating to natural resources; proposing an amendment to the Minnesota Constitution, article XI, by adding a section; dedicating the sales tax receipts equal to a percentage of the sales tax on taxable sales for game and fish purposes; creating a heritage enhancement fund; establishing a Heritage Enhancement Council; providing for appointments; amending Minnesota Statutes 2004, section 297A.94; proposing coding for new law in Minnesota Statutes, chapter 97A.

Referred to the Committee on Rules and Administration.

Senator Cohen introduced--

S.F. No. 65: A bill for an act relating to the financing of state government; providing for structural balance in the state budget; appropriating money for education, the environment, agriculture, economic development, transportation, and health and human services with certain conditions; fixing and limiting fees; regulating the deposit of money in the state treasury; regulating transfers between appropriations and accounts; requiring certain studies and reports; shortening the holding period for abandoned securities; amending Minnesota Statutes 2004, sections 123B.54; 127A.49, subdivision 2; 168.013, subdivision 8; 168.12, subdivisions 2, 2a, 2b, 2c, 2d, 2e, 5; 168.1255, subdivision 4; 168.127, subdivision 6; 168.129, subdivision 5; 168.1293, subdivision 7; 168.1296, subdivision 5; 168.27, subdivision 11; 168.33, subdivision 7, as amended; 168.381, subdivision 4; 168A.152, subdivision 2; 168A.29, subdivision 1; 168A.31; 169.09, subdivision 13; 169A.60, subdivision 16; 171.06, subdivisions 2, 2a; 171.061, subdivision 4; 171.07, subdivision 11; 171.13, subdivision 6, by adding a subdivision; 171.26; 171.29, subdivision 2; 171.36; 256.975, subdivision 9; 256B.0625, subdivision 13; 256B.0911, subdivision 1a; 256M.40, subdivision 2; 345.47, subdivisions 3, 3a; proposing coding for new law in Minnesota Statutes, chapters 93; 168; 299A; repealing Minnesota Statutes 2004, sections 168.012, subdivision 12; 168.041, subdivision 11; 168.105, subdivision 6; 168.123, subdivision 5; 168.1235, subdivision 5; 168.128, subdivision 4; 168.231; 168.345, subdivisions 3, 4; 170.23; 171.12, subdivision 8; 171.185; 256.955.

Referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Senators Hottinger; Johnson, D.E.; Kiscaden; Senjem and Vickerman were excused from the Session of today.

ADJOURNMENT

Senator Rest moved that the Senate do now adjourn until 1:00 p.m., Monday, June 20, 2005.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 31 and nays 21, as follows:

Those who voted in the affirmative were:

Anderson	Dibble	Marko	Rest	Stumpf
Bakk	Foley	Marty	Sams	Tomassoni
Belanger	Frederickson	Metzen	Saxhaug	Wiger
Berglin	Kelley	Moua	Scheid	
Betzold	Kubly	Murphy	Skoglund	
Chaudhary	Langseth	Pogemiller	Solon	
Cohen	Lourey	Ranum	Sparks	

Those who voted in the negative were:

Bachmann	Jungbauer	McGinn	Pappas	Wergin
Day	Kleis	Neuville	Pariseau	
Gaither	Larson	Nienow	Reiter	
Gerlach	LeClair	Olson	Robling	
Hann	Limmer	Ourada	Rosen	

The motion prevailed. So the Senate was adjourned.

Patrick E. Flahaven, Secretary of the Senate

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