

SEVENTH DAY

St. Paul, Minnesota, Thursday, January 29, 2009

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

CALL OF THE SENATE

Senator Pogemiller 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. Will Eisenhower.

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

Anderson	Erickson Ropes	Koering	Olson, M.	Sheran
Bakk	Fischbach	Kubly	Ortman	Sieben
Berglin	Fobbe	Langseth	Pappas	Skoe
Betzold	Foley	Latz	Pariseau	Skogen
Carlson	Frederickson	Limmer	Pogemiller	Sparks
Chaudhary	Gerlach	Lourey	Prettner Solon	Stumpf
Clark	Gimse	Lynch	Rest	Tomassoni
Cohen	Hann	Marty	Robling	Torres Ray
Dahle	Higgins	Metzen	Rosen	Vandever
Day	Ingebrigtsen	Michel	Saltzman	Vickerman
Dibble	Jungbauer	Moua	Saxhaug	Wiger
Dille	Kelash	Olseen	Scheid	
Doll	Koch	Olson, G.	Senjem	

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 communications were received.

January 23, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

TAX COURT
JUDGE

Sheryl A. Ramstad, 1186 Summit Ave., Saint Paul, in the county of Ramsey, effective January 28, 2009, for a term that expires on January 5, 2015.

(Referred to the Committee on Taxes.)

January 27, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

It is my pleasure to inform you that I have appointed Mr. Mark Misukanis Acting Director of the Minnesota Office of Higher Education. The effective date of Mr. Misukanis' appointment is Friday, February 6, 2009. Enclosed is a copy of the Notice of Appointment.

Sincerely,
Tim Pawlenty, Governor

REPORTS OF COMMITTEES

Senator Betzold moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Senator Marty from the Committee on Health, Housing and Family Security, to which was referred

S.F. No. 118: A bill for an act relating to health; guaranteeing that all necessary health care is available and affordable for every Minnesotan; establishing the Minnesota Health Plan, Minnesota Health Board, Minnesota Health Fund, Office of Health Quality and Planning, ombudsman for patient advocacy, and inspector general for the Minnesota Health Plan; appropriating money; amending Minnesota Statutes 2008, sections 14.03, subdivisions 2, 3; 15A.0815, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 62V.

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

Page 23, delete section 2

Renumber the sections in sequence

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

Senator Marty from the Committee on Health, Housing and Family Security, to which was referred

S.F. No. 273: A bill for an act relating to public health; preventing sexually transmitted infections

and teen pregnancy; studying the prevalence of sexually transmitted infections and the cost to the health care system resulting from them; creating a responsible family life and sexuality education program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 121A; repealing Minnesota Statutes 2008, section 121A.23.

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

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

S.F. No. 104: A bill for an act relating to the city of Cannon Falls; authorizing the city to use a design-build process to award contracts for construction of a library and fire station.

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

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

S.F. No. 103: A bill for an act relating to the city of Taylors Falls; authorizing the city of Taylors Falls to establish and exercise border city development zone powers; appropriating money.

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

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

S.F. No. 41: A bill for an act relating to Jackson County; providing a process for making office of county auditor-treasurer appointive.

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

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

S.F. No. 57: A bill for an act relating to state government; adding duties to the commissioner of finance; amending Minnesota Statutes 2008, section 16A.055, subdivision 1.

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

Page 2, delete lines 1 to 3 and insert:

"(9) develop and disseminate training materials and policies on internal controls and ensure that employees in the executive branch with accounting or financial management responsibilities, or those responsible for supervising employees with those duties, participate in a regular course of training on internal controls and financial management."

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

Senator Moua from the Committee on Judiciary, to which was re-referred

S.F. No. 42: A bill for an act relating to traffic regulations; making seat belt violation a primary offense in all seating positions regardless of age; making technical changes; providing for surcharge; amending Minnesota Statutes 2008, sections 169.686, subdivisions 1, 2, by adding a subdivision; 171.05, subdivision 2b; 171.055, subdivision 2; 357.021, subdivisions 6, 7.

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

Page 2, line 25, after "Service" insert "or a newspaper delivery person"

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

Senator Moua from the Committee on Judiciary, to which was referred

S.F. No. 94: A bill for an act relating to claims against the state; clarifying provisions governing the I-35W bridge collapse survivor compensation process; specifying indemnification rights; limiting access to certain records of the special master panel and specifying testimonial privileges; clarifying prohibition on third-party subrogation or recovery claims; amending Minnesota Statutes 2008, sections 3.7393, subdivisions 3, 6, by adding a subdivision; 3.7394, subdivision 4.

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

Page 1, delete lines 15 to 19

Page 1, line 20, delete "(c)" and insert "(b)"

Page 2, line 23, after "claims" insert "such"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 104, 41, 42 and 94 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Saxhaug moved that the names of Senators Olson, G. and Stumpf be added as co-authors to S.F. No. 11. The motion prevailed.

Senator Scheid moved that the names of Senators Sparks and Frederickson be added as co-authors to S.F. No. 31. The motion prevailed.

Senator Dahle moved that the name of Senator Robling be added as a co-author to S.F. No. 47. The motion prevailed.

Senator Anderson moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Pappas be shown as chief author to S.F. No. 90. The motion prevailed.

Senator Olson, M. moved that the name of Senator Skoe be added as a co-author to S.F. No. 130. The motion prevailed.

Senator Day moved that the name of Senator Koering be added as a co-author to S.F. No. 180. The motion prevailed.

Senator Skogen moved that the name of Senator Ingebrigtsen be added as a co-author to S.F. No. 199. The motion prevailed.

Senator Bonoff moved that the name of Senator Day be added as a co-author to S.F. No. 260. The motion prevailed.

Senator Olson, M. moved that the names of Senators Tomassoni and Johnson be added as co-authors to S.F. No. 263. The motion prevailed.

Senator Olson, M. moved that the name of Senator Cohen be added as a co-author to S.F. No. 271. The motion prevailed.

Senator Fobbe moved that S.F. No. 238 be withdrawn from the Committee on Taxes and re-referred to the Committee on Agriculture and Veterans. The motion prevailed.

Senator Moua introduced –

Senate Resolution No. 22: A Senate resolution honoring Thomas T. S. Cheng for his work in strengthening the economic and cultural relationships between Taiwan and Minnesota.

Referred to the Committee on Rules and Administration.

Senators Clark, Bonoff, Wiger, Stumpf and Michel introduced –

Senate Resolution No. 23: A Senate resolution commending Dr. Art Rolnick on his accomplishments and leadership in early childhood care and education.

Referred to the Committee on Rules and Administration.

Senators Pogemiller and Senjem introduced –

Senate Concurrent Resolution No. 5: A Senate concurrent resolution adopting deadlines for the 2009 regular session.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

In accordance with Joint Rule 2.03, as modified by this resolution, the deadlines in this resolution apply to the 2009 regular session.

(1) The first deadline, March 27, 2009, at 8:00 p.m., is for committees to act favorably on bills in the house of origin.

(2) The second deadline, April 7, 2009, at 12:00 midnight, is for committees to act favorably on bills, or companions of bills, that met the first deadline in the other house.

(3) The third deadline, April 16, 2009, is for divisions of the House and Senate Committees on Finance to act favorably on omnibus appropriation bills.

(4) The fourth deadline, April 22, 2009, is for the House and Senate Committees on Finance, the House Committee on Ways and Means, and the House and Senate Committees on Taxes to act favorably on omnibus appropriation and tax bills.

(5) The fifth deadline, May 7, 2009, is for conference committees on omnibus appropriation and tax bills to report bills to the floor.

When a committee in either house acts favorably on a bill after a deadline established in this resolution, the bill must be referred in the Senate to the Committee on Rules and Administration or in the House of Representatives to the Committee on Rules and Legislative Administration for disposition. Either rules committee, when reporting a bill referred to the committee in accordance with Joint Rule 2.03 and this resolution, may waive the application of the rule and resolution to subsequent actions on that bill by other committees.

Senator Pogemiller moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Pursuant to Rule 26, Senator Pogemiller, Chair of the Committee on Rules and Administration, designated S.F. No. 49 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 49: A bill for an act relating to taxation; income; creating a health insurance premium credit; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 2008, sections 62U.071; 275.76.

Senator Limmer moved to amend S.F. No. 49 as follows:

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2008, section 275.76, is amended to read:

275.76 MAINTENANCE OF EFFORT AND MATCHING REQUIREMENTS SUSPENDED.

(a) Notwithstanding any law to the contrary and except as provided in paragraphs (b) and (c), all maintenance of effort and matching fund requirements for counties, including, but not limited to, those under sections 116L.872, 119B.11, 134.34, 145.882, 145A.131, 242.39, 245.4835, 245.714, 254B.02, 254B.03, 256B.0625, 256F.10, and 256F.13, are suspended for the taxes payable years that levy limits are in effect.

(b) This section does not permit a county to suspend or otherwise reduce a maintenance of effort or matching fund requirement to the extent that the suspension or reduction would:

(1) require the state to expend additional money or incur additional costs; or

(2) cause a reduction in the receipt by the state or the county of federal funds.

(c) The commissioner of finance may determine the maintenance of effort and matching funding requirements that are not permitted, in whole or part, to be suspended or reduced under paragraph (b). The commissioner shall publish these determinations on the department's website and no county may

suspend or a reduce a maintenance of effort or matching fund requirement that the commissioner determines is not subject to suspension or reduction."

Page 2, line 9, delete "(a)"

Page 2, delete line 10

Page 2, line 11, delete "Paragraph (a)" and insert "This section"

Page 2, delete line 12

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 26 and nays 34, as follows:

Those who voted in the affirmative were:

Day	Frederickson	Koch	Olson, G.	Sheran
Dille	Gerlach	Koering	Ortman	Vandever
Doll	Gimse	Limmer	Pariseau	
Erickson Ropes	Hann	Lynch	Robling	
Fischbach	Ingebrigtsen	Marty	Rosen	
Fobbe	Jungbauer	Michel	Senjem	

Those who voted in the negative were:

Anderson	Dahle	Latz	Pogemiller	Sparks
Bakk	Dibble	Lourey	Prettner Solon	Stumpf
Berglin	Foley	Metzen	Rest	Tomassoni
Betzold	Higgins	Moua	Saxhaug	Torres Ray
Chaudhary	Kelash	Olseen	Scheid	Vickerman
Clark	Kubly	Olson, M.	Skoe	Wiger
Cohen	Langseth	Pappas	Skogen	

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

Senator Koch moved to amend S.F. No. 49 as follows:

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2008, section 273.111, subdivision 3, is amended to read:

Subd. 3. **Requirements.** (a) Real estate consisting of ten acres or more or a nursery or greenhouse, and qualifying for classification as class 2a or 2b under section 273.13, shall be entitled to valuation and tax deferral under this section if it is primarily devoted to agricultural use, and meets the requirements in subdivision 6, and either:

(1) is the homestead of the owner, or of a surviving spouse, child, or sibling of the owner or is real estate which is farmed with the real estate which contains the homestead property; or

(2) has been in possession of the applicant, the applicant's spouse, parent, or sibling, or any combination thereof, for a period of at least seven years prior to application for benefits under the provisions of this section, or is real estate which is farmed with the real estate which qualifies under this clause and is within four townships or cities or combination thereof from the qualifying real

estate; or

(3) is the homestead of an individual who is part of an entity described in paragraph (b), clause (1), (2), or (3); or

(4) is in the possession of a nursery or greenhouse or an entity owned by a proprietor, partnership, or corporation which also owns the nursery or greenhouse operations on the parcel or parcels, provided that only the acres used to produce nursery stock qualify for treatment under this section.

(b) Valuation of real estate under this section is limited to parcels owned by individuals except for:

(1) a family farm entity or authorized farm entity regulated under section 500.24;

(2) a poultry entity other than a limited liability entity in which the majority of the members, partners, or shareholders are related and at least one of the members, partners, or shareholders either resides on the land or actively operates the land; and

(3) corporations that derive 80 percent or more of their gross receipts from the wholesale or retail sale of horticultural or nursery stock.

The terms in this paragraph have the meanings given in section 500.24, where applicable.

(c) Land that previously qualified for tax deferral under this section and no longer qualifies because it is not primarily used for agricultural purposes but would otherwise qualify under ~~Minnesota Statutes 2006, section 273.111, subdivision~~ subdivisions 3 and 6, for a period of at least three years will not be required to make payment of the previously deferred taxes, notwithstanding the provisions of subdivision 9. Sale of the land prior to the expiration of the three-year period requires payment of deferred taxes as follows: sale in the year the land no longer qualifies requires payment of the current year's deferred taxes plus payment of deferred taxes for the two prior years; sale during the second year the land no longer qualifies requires payment of the current year's deferred taxes plus payment of the deferred taxes for the prior year; and sale during the third year the land no longer qualifies requires payment of the current year's deferred taxes. Deferred taxes shall be paid even if the land qualifies pursuant to subdivision 11a. When such property is sold or no longer qualifies under this paragraph, or at the end of the three-year period, whichever comes first, all deferred special assessments plus interest are payable in equal installments spread over the time remaining until the last maturity date of the bonds issued to finance the improvement for which the assessments were levied. If the bonds have matured, the deferred special assessments plus interest are payable within 90 days. The provisions of section 429.061, subdivision 2, apply to the collection of these installments. Penalties are not imposed on any such special assessments if timely paid.

~~(d) Land that is enrolled in the reinvest in Minnesota program under sections 103F.501 to 103F.535, the federal Conservation Reserve Program as contained in Public Law 99-198, or a similar state or federal conservation program does not qualify for valuation and assessment deferral under this section. This paragraph applies to land that has not qualified under this section for taxes payable in 2009 or previous years.~~

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

Sec. 2. Minnesota Statutes 2008, section 273.111, subdivision 4, is amended to read:

Subd. 4. **Determination of value.** ~~(a)~~ The value of any real estate described in subdivision 3 shall upon timely application by the owner, in the manner provided in subdivision 8, be determined solely with reference to its appropriate agricultural classification and value notwithstanding sections 272.03, subdivision 8, and 273.11. Furthermore, the assessor shall not consider any added values resulting from nonagricultural factors. In order to account for the presence of nonagricultural influences that may affect the value of agricultural land, the commissioner of revenue shall develop a fair and uniform method of determining agricultural values for each county in the state that are consistent with this subdivision. The commissioner shall annually assign the resulting values to each county, and these values shall be used as the basis for determining the agricultural value for all properties in the county qualifying for tax deferral under this section.

~~(b) In the case of property qualifying for tax deferral only under subdivision 3a, the value shall be based on the value in effect for assessment year 2008, multiplied by the ratio of the total taxable market value of all property in the county for the current assessment year divided by the total taxable market value of all property in the county for assessment year 2008.~~

EFFECTIVE DATE. This section is effective for assessment year 2009 and thereafter.

Sec. 3. Minnesota Statutes 2008, section 273.111, subdivision 8, is amended to read:

Subd. 8. **Application.** Application for deferral of taxes and assessment under this section shall be filed by May 1 of the year prior to the year in which the taxes are payable. Any application filed hereunder and granted shall continue in effect for subsequent years until the property no longer qualifies. The application must be filed with the assessor of the taxing district in which the real property is located on the form prescribed by the commissioner of revenue. The assessor may require proof by affidavit or otherwise that the property qualifies under ~~subdivision~~ subdivisions 3 and 6 and may require the applicant to provide a copy of the appropriate schedule or form showing farm income that is attested to by the applicant as having been included in the most recently filed federal income tax return of the applicant.

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

Sec. 4. Minnesota Statutes 2008, section 273.111, subdivision 9, is amended to read:

Subd. 9. **Additional taxes.** When real property which is being, or has been valued and assessed under this section no longer qualifies under ~~subdivision~~ subdivisions 3 and 6, the portion no longer qualifying shall be subject to additional taxes, in the amount equal to the difference between the taxes determined in accordance with subdivision 4, and the amount determined under subdivision 5. Provided, however, that the amount determined under subdivision 5 shall not be greater than it would have been had the actual bona fide sale price of the real property at an arm's-length transaction been used in lieu of the market value determined under subdivision 5. Such additional taxes shall be extended against the property on the tax list for the current year, provided, however, that no interest or penalties shall be levied on such additional taxes if timely paid, and provided further, that such additional taxes shall only be levied with respect to the last three years that the said property has been valued and assessed under this section.

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

Sec. 5. Minnesota Statutes 2008, section 273.111, subdivision 11, is amended to read:

Subd. 11. **Special local assessments.** The payment of special local assessments levied after

June 1, 1967, for improvements made to any real property described in subdivision 3 together with the interest thereon shall, on timely application as provided in subdivision 8, be deferred as long as such property meets the conditions contained in ~~subdivision~~ subdivisions 3 ~~or 3a~~ and 6 or is transferred to an agricultural preserve under sections 473H.02 to 473H.17. If special assessments against the property have been deferred pursuant to this subdivision, the governmental unit shall file with the county recorder in the county in which the property is located a certificate containing the legal description of the affected property and of the amount deferred. When such property no longer qualifies under ~~subdivision~~ subdivisions 3 ~~or 3a~~ and 6, all deferred special assessments plus interest shall be payable in equal installments spread over the time remaining until the last maturity date of the bonds issued to finance the improvement for which the assessments were levied. If the bonds have matured, the deferred special assessments plus interest shall be payable within 90 days. The provisions of section 429.061, subdivision 2, apply to the collection of these installments. Penalty shall not be levied on any such special assessments if timely paid.

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

Sec. 6. Minnesota Statutes 2008, section 273.111, subdivision 11a, is amended to read:

Subd. 11a. **Continuation of tax treatment upon sale.** (a) When real property qualifying under ~~subdivision~~ subdivisions 3 and 6 is sold, no additional taxes or deferred special assessments plus interest shall be extended against the property provided the property continues to qualify pursuant to ~~subdivision~~ subdivisions 3 and 6, and provided the new owner files an application for continued deferment within 30 days after the sale.

(b) For purposes of meeting the income requirements of subdivision 6, the property purchased shall be considered in conjunction with other qualifying property owned by the purchaser.

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

Page 2, delete section 2 and insert:

"Sec. 8. Laws 2008, chapter 366, article 6, section 52, is amended to read:

Sec. 52. **REPEALER.**

(a) Minnesota Statutes 2006, section 272.027, subdivision 3, is repealed.

(b) Minnesota Statutes 2006, section 273.11, subdivision 14, is repealed.

~~(c) Minnesota Statutes 2006, section 273.111, subdivision 6, is repealed.~~

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

Sec. 9. **LAND REMOVED FROM PROGRAM.**

Any land that had been enrolled in the Minnesota Agricultural Property Tax Law under Minnesota Statutes 2008, section 273.111, and that was removed from the program between May 21, 2008, and the effective date of this section, must be reinstated to the program at the request of the owner provided that the eligibility requirements under Minnesota Statutes 2008, section 273.111, subdivisions 3 and 6, are met.

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

Sec. 10. **REPEALER.**

(a) Minnesota Statutes 2008, section 62U.071, is repealed.

(b) Minnesota Statutes 2008, section 273.111, subdivision 3a, is repealed.

(c) Minnesota Statutes 2008, section 275.76, is repealed.

EFFECTIVE DATE. Paragraphs (a) and (b) are effective the day following final enactment. Paragraph (c) is effective retroactively from July 1, 2008."

Re-number the sections in sequence and correct the internal references

Amend the title accordingly

Pursuant to Rule 41.2, Senator Olson, G. moved that she be excused from voting on the Koch amendment to S.F. No. 49. The motion prevailed.

The question was taken on the adoption of the Koch amendment.

The roll was called, and there were yeas 28 and nays 31, as follows:

Those who voted in the affirmative were:

Chaudhary	Fischbach	Ingebrigtsen	Michel	Senjem
Clark	Fobbe	Jungbauer	Olseen	Sheran
Dahle	Frederickson	Koch	Ortman	Sparks
Day	Gerlach	Koering	Pariseau	Vandev eer
Dille	Gimse	Limmer	Robling	
Erickson Ropes	Hann	Lourey	Rosen	

Those who voted in the negative were:

Anderson	Foley	Marty	Rest	Torres Ray
Bakk	Higgins	Metzen	Saxhaug	Vickerman
Berglin	Kelash	Moua	Scheid	Wiger
Betzold	Kubly	Olson, M.	Skoe	
Cohen	Langseth	Pappas	Skogen	
Dibble	Latz	Pogemiller	Stumpf	
Doll	Lynch	Prettner Solon	Tomassoni	

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

S.F. No. 49 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 49 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Doll	Kubly	Olson, G.	Senjem
Bakk	Erickson Ropes	Langseth	Ortman	Sheran
Berglin	Fobbe	Latz	Pappas	Skogen
Betzold	Foley	Limmer	Pariseau	Sparks
Chaudhary	Frederickson	Lourey	Pogemiller	Stumpf
Cohen	Gimse	Lynch	Rest	Tomassoni
Dahle	Higgins	Metzen	Robling	Torres Ray
Day	Ingebrigtsen	Michel	Rosen	Vickerman
Dibble	Kelash	Moua	Saxhaug	Wiger
Dille	Koering	Olseen	Scheid	

Those who voted in the negative were:

Fischbach	Hann	Koch	Vandev eer
Gerlach	Jungbauer	Marty	

So the bill 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 File, herewith returned: S.F. No. 4.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned January 29, 2009

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Pogemiller and Senjem introduced –

Senate Resolution No. 24: A Senate resolution recognizing Patrick E. Flahaven's many years of service to the people of Minnesota as Secretary of the Senate.

WHEREAS, Patrick Flahaven has spent more than 35 years in service to the people of Minnesota as Secretary of the Senate, and retired as the second-longest serving Senate Secretary in the nation, behind only McDowell Lee of Alabama; and

WHEREAS, Flahaven was born in Willmar and graduated from Sauk Centre High School before earning his bachelor's degree at the College of St. Thomas and two master's degrees at Metropolitan State University; and

WHEREAS, Flahaven's professional career began with work as an aide for United States Congressman Joseph Karth of St. Paul before he was hired as the Minnesota Senate's Minority Assistant Secretary for the 1971 Legislative Session; and

WHEREAS, under then Majority Leader Nicholas D. Coleman, Flahaven was elected Secretary of the Senate for the 1973 Legislative Session and served in that position under five Senate Majority Leaders and seven Senate Presidents; and

WHEREAS, during his tenure with the Minnesota Senate, Flahaven gained a stellar national reputation as an expert in parliamentary procedure, as well as serving as chair of many

national legislative commissions and participating in international programs for the exchange of parliamentary ideas; and

WHEREAS, Flahaven earned a reputation as a leader and mentor for many senators and staff, as well as with individuals within his church and in the community at large, and was known and well-regarded in the national legislative community; and

WHEREAS, Flahaven's record includes service as President of the American Society of Legislative Clerks and Secretaries, Chair of the Mason's Legislative Manual Revision Commission, and Staff Vice-President of the National Conference of State Legislatures, as well as participation in the Atlantic and Pacific Exchange Program and the African and Romanian Parliamentary Training Programs; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota that it honors Patrick E. Flahaven for his nearly four decades of service to the people of our state, and to hundreds of legislators in his role as Secretary of the Minnesota Senate.

BE IT FURTHER RESOLVED that the current Secretary of the Senate is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and that of the Chair of the Senate Rules and Administration Committee, and transmit it to Patrick E. Flahaven, his wife Maureen, and their son Sean.

Senator Pogemiller moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

RECESS

Senator Pogemiller moved that the Senate do now recess subject to the call of the President. The motion prevailed.

Patrick E. Flahaven then briefly addressed the members of the Senate.

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

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Pappas introduced—

S.F. No. 274: A bill for an act relating to higher education; regulating the regent nomination joint committee; amending Minnesota Statutes 2008, section 137.0246, subdivision 2.

Referred to the Committee on Higher Education.

Senators Frederickson, Sheran, Kubly, Rosen and Vickerman introduced—

S.F. No. 275: A bill for an act relating to natural resources; renaming the Minnesota River Basin Joint Powers Board; clarifying the duties and membership of board; amending Minnesota Statutes 2008, section 103F.378.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Murphy introduced–

S.F. No. 276: A bill for an act relating to higher education; expanding use of public safety officer death benefit for higher education to include eligible institutions in other states; amending Minnesota Statutes 2008, section 299A.45, subdivision 1.

Referred to the Committee on Higher Education.

Senators Tomassoni, Sparks, Metzen, Scheid and Koch introduced–

S.F. No. 277: A bill for an act relating to occupations and professions; modifying requirements of the Combative Sports Commission; amending Minnesota Statutes 2008, sections 341.22; 341.24.

Referred to the Committee on Business, Industry and Jobs.

Senators Rest, Wiger, Sieben, Robling and Doll introduced–

S.F. No. 278: A bill for an act relating to elections; modifying the procedures for filling a vacancy in the Office of United States Senator or Representative in Congress; amending Minnesota Statutes 2008, sections 204D.17; 204D.19; proposing coding for new law in Minnesota Statutes, chapter 204D; repealing Minnesota Statutes 2008, section 204D.28.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Limmer, Foley, Scheid, Rest and Betzold introduced–

S.F. No. 279: A bill for an act relating to highways; authorizing issuance of trunk highway bonds; appropriating money to complete highway 610.

Referred to the Committee on Finance.

Senator Vandever introduced–

S.F. No. 280: A bill for an act relating to taxation; agricultural property; modifying the Minnesota agricultural property tax law; amending Minnesota Statutes 2008, section 273.111, subdivisions 3, 3a.

Referred to the Committee on Taxes.

Senators Anderson and Pappas introduced–

S.F. No. 281: A bill for an act relating to retirement; specifying eligibility for a surviving spouse benefit from the Minneapolis Firefighters Relief Association.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Bakk introduced–

S.F. No. 282: A bill for an act relating to taxation; sales and use; defining solicitor for nexus purposes; amending Minnesota Statutes 2008, section 297A.66, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Pogemiller introduced–

S.F. No. 283: A bill for an act relating to liquor; authorizing on-sale license for Augsburg College.

Referred to the Committee on Commerce and Consumer Protection.

Senators Higgins, Rest, Pappas, Sieben and Robling introduced–

S.F. No. 284: A bill for an act relating to elections; applying certain privileges to major political party caucuses held in cities of the first class during odd-numbered years; proposing coding for new law in Minnesota Statutes, chapter 202A.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Latz and Murphy introduced–

S.F. No. 285: A bill for an act relating to drivers' licenses; halting cumulative suspensions; imposing penalty for certain driving after suspension offenses; amending Minnesota Statutes 2008, sections 171.18, subdivision 1; 171.24, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Olseen and Lourey introduced–

S.F. No. 286: A bill for an act relating to the taxation of agricultural property; modifying the Minnesota agricultural property tax law; amending Minnesota Statutes 2008, section 273.111, subdivisions 3, 3a.

Referred to the Committee on Agriculture and Veterans.

Senators Gimse, Hann, Senjem, Ingebrigtsen and Fischbach introduced–

S.F. No. 287: A bill for an act relating to pupil transportation; including pupil transportation within the meaning of public transit assistance; directing transfers of money from transit assistance fund and allocation from metropolitan area sales tax for transit for pupil transportation; amending Minnesota Statutes 2008, sections 16A.88; 297A.992, subdivision 5.

Referred to the Committee on Finance.

Senators Erickson Ropes, Clark, Carlson, Dille and Olson, M. introduced–

S.F. No. 288: A bill for an act relating to veterans; appropriating money for a grant to the

Minnesota Assistance Council for Veterans for continued outreach to homeless veterans in Minnesota.

Referred to the Committee on Finance.

Senators Erickson Ropes, Vickerman, Skogen and Fobbe introduced—

S.F. No. 289: A bill for an act relating to agriculture; eliminating the sunset of the farmer-lender mediation law; repealing Minnesota Statutes 2008, section 583.215.

Referred to the Committee on Agriculture and Veterans.

Senator Wiger introduced—

S.F. No. 290: A bill for an act relating to autism spectrum disorders; establishing a pilot program; establishing an Autism Spectrum Disorder Task Force; establishing a surveillance system and registry; requiring reports.

Referred to the Committee on Health, Housing and Family Security.

Senator Wiger introduced—

S.F. No. 291: A bill for an act relating to education; appropriating money for Words Work grants for early childhood literacy.

Referred to the Committee on Finance.

Senators Saltzman, Bakk, Metzen and Michel introduced—

S.F. No. 292: A bill for an act relating to taxation; insurance; providing a credit for investment in start-up and emerging Minnesota businesses; proposing coding for new law in Minnesota Statutes, chapters 116J; 297I.

Referred to the Committee on Business, Industry and Jobs.

Senator Metzen introduced—

S.F. No. 293: A bill for an act relating to natural resources; appropriating money for parks, natural resource protection and restoration, and flood protection contracts with the Minnesota Conservation Corps.

Referred to the Committee on Finance.

Senator Skogen introduced—

S.F. No. 294: A bill for an act relating to education; changing requirements for a referendum revenue allowance revocation or reduction petition; requiring petitioners to pay the cost of a revocation or reduction election; amending Minnesota Statutes 2008, section 126C.17, subdivision 9.

Referred to the Committee on Finance.

Senators Gimse, Ingebrigtsen and Gerlach introduced–

S.F. No. 295: A bill for an act relating to state government; requiring state conferences to be conducted electronically to the extent possible; proposing coding for new law in Minnesota Statutes, chapter 15.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Gimse, Ingebrigtsen, Hann and Gerlach introduced–

S.F. No. 296: A bill for an act relating to state government; prohibiting out-of-state travel at state expense, with certain exceptions; proposing coding for new law in Minnesota Statutes, chapter 43A.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Anderson and Moua introduced–

S.F. No. 297: A bill for an act relating to attorneys; repealing the law prohibiting sheriffs, deputy sheriffs, and coroners from practicing law; repealing Minnesota Statutes 2008, section 387.13.

Referred to the Committee on Judiciary.

Senators Anderson, Dibble, Prettner Solon and Olson, M. introduced–

S.F. No. 298: A bill for an act relating to consumer protection; limiting customer liability for unauthorized use of lost or stolen cellular phones; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce and Consumer Protection.

Senators Lynch, Skoe, Skogen, Fobbe and Dille introduced–

S.F. No. 299: A bill for an act relating to energy; exempting sales of natural gas for use on farms or ranches from surcharges for utility low-income affordability programs; amending Minnesota Statutes 2008, section 216B.16, subdivision 15.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Pappas, Moua, Dibble, Sieben and Marty introduced–

S.F. No. 300: A bill for an act relating to capital improvements; appropriating money for the Union Depot; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Pogemiller introduced–

S.F. No. 301: A bill for an act relating to capital improvements; appropriating money for the

Grand Rounds Scenic Byway in Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Carlson, Marty, Vickerman, Vandev eer and Koering introduced—

S.F. No. 302: A bill for an act relating to insurance; limiting excessive co-payments on drugs to treat multiple sclerosis; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health, Housing and Family Security.

Senators Lourey, Marty, Tomassoni, Sheran and Metzen introduced—

S.F. No. 303: A bill for an act relating to capital improvements; appropriating money for state cemetery improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Bakk introduced—

S.F. No. 304: A bill for an act relating to creditors' remedies; changing the type of mailed notification to secured creditors required in connection with foreclosure of a mechanics lien on a motor vehicle; amending Minnesota Statutes 2008, section 514.20.

Referred to the Committee on Judiciary.

Senator Bakk introduced—

S.F. No. 305: A bill for an act relating to retirement; general state employees retirement plan of the Minnesota State Retirement System; providing an exception to a disability benefit application deadline.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Olseen introduced—

S.F. No. 306: A bill for an act relating to capital investment; authorizing the sale of state bonds; appropriating money to acquire land for the Allmensrat Wilderness Park in Lindstrom.

Referred to the Committee on Finance.

Senator Olseen introduced—

S.F. No. 307: A bill for an act relating to local government; changing out-of-state travel policy requirements; amending Minnesota Statutes 2008, section 471.661.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Fobbe, Bonoff, Anderson, Saltzman and Torres Ray introduced—

S.F. No. 308: A bill for an act relating to education; requiring schools to use environmentally sensitive cleaning and maintenance products; establishing guidelines and a task force; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education.

Senators Anderson, Torres Ray and Kubly introduced—

S.F. No. 309: A bill for an act relating to dogs; requiring certain dog owners to take responsible dog owner classes and pass certain tests; requiring maintenance of a database; proposing coding for new law in Minnesota Statutes, chapter 347.

Referred to the Committee on Agriculture and Veterans.

Senator Latz introduced—

S.F. No. 310: A bill for an act relating to taxation; city of St. Louis Park; extending duration of a tax increment financing district; amending Laws 1995, chapter 264, article 5, section 36, subdivision 1.

Referred to the Committee on Taxes.

Senator Latz introduced—

S.F. No. 311: A bill for an act relating to taxation; city of St. Louis Park; extending duration and time for certain activities in a tax increment financing district.

Referred to the Committee on Taxes.

Senators Scheid, Sparks, Metzen, Senjem and Higgins introduced—

S.F. No. 312: A bill for an act relating to insurance; requiring coverage for autism spectrum disorders; proposing coding for new law in Minnesota Statutes, chapter 62A.

Referred to the Committee on Commerce and Consumer Protection.

Senator Rest introduced—

S.F. No. 313: A bill for an act relating to elections; providing for a provisional certificate of election in certain circumstances; amending Minnesota Statutes 2008, sections 204C.40, subdivision 2; 204D.27, subdivision 8; 205.185, subdivision 3; 205A.10, subdivision 3.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Skogen introduced—

S.F. No. 314: A bill for an act relating to education finance; increasing the number of signatures necessary to require an election to revoke an operating referendum; amending Minnesota Statutes

2008, section 126C.17, subdivision 9.

Referred to the Committee on Finance.

Senator Skogen introduced—

S.F. No. 315: A bill for an act relating to transportation; amending seat belt requirements for motor coaches used in school-related transportation; amending Minnesota Statutes 2008, section 169.447, subdivision 2a.

Referred to the Committee on Transportation.

Senator Skogen introduced—

S.F. No. 316: A bill for an act relating to taxation; providing a tax credit for certain small wind power generator installations; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Marty, Erickson Ropes and Foley introduced—

S.F. No. 317: A bill for an act relating to public safety; establishing the county jail reentry project; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 641.

Referred to the Committee on Finance.

Senator Foley introduced—

S.F. No. 318: A bill for an act relating to public safety; peace officers; establishing crisis intervention team grants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 626.

Referred to the Committee on Finance.

Senators Pappas, Marty, Moua, Langseth and Wiger introduced—

S.F. No. 319: A bill for an act relating to capital investment; modifying distribution of sale proceeds when state bond financed property is sold; amending Minnesota Statutes 2008, section 16A.695, subdivision 3.

Referred to the Committee on Finance.

Senators Pappas, Moua, Dibble, Sieben and Wiger introduced—

S.F. No. 320: A bill for an act relating to capital improvements; appropriating money for the Central Corridor Line; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Olseen, Foley, Moua, Higgins and Rosen introduced–

S.F. No. 321: A bill for an act relating to public safety; authorizing disbursement of minimum fines for controlled substance offenses to juvenile substance abuse court programs; amending Minnesota Statutes 2008, section 609.101, subdivision 3.

Referred to the Committee on Judiciary.

Senator Day introduced–

S.F. No. 322: A bill for an act relating to the city of Owatonna; authorizing transfer of sales and use tax proceeds to a qualified project within the city of Owatonna; amending Laws 2006, chapter 259, article 3, section 12, subdivision 3.

Referred to the Committee on Taxes.

Senators Tomassoni, Murphy, Saltzman, Skoe and Day introduced–

S.F. No. 323: A bill for an act relating to traffic regulations; authorizing mounting global positioning systems on windshields; amending Minnesota Statutes 2008, section 169.71, subdivision 1.

Referred to the Committee on Transportation.

Senator Stumpf introduced–

S.F. No. 324: A bill for an act relating to agriculture; appropriating money for livestock and crop depredation payments.

Referred to the Committee on Finance.

Senators Koch, Hann, Gerlach, Ingebrigtsen and Vandever introduced–

S.F. No. 325: A bill for an act relating to health; proposing an amendment to the Minnesota Constitution, article XIII, by adding a section; providing for freedom of choice in health care.

Referred to the Committee on Health, Housing and Family Security.

Senators Koch, Rosen, Ingebrigtsen, Gimse and Ortman introduced–

S.F. No. 326: A bill for an act relating to public safety; amending the drug paraphernalia crime to change the mental state requirement, specifically address sales of drug paraphernalia, and consolidate certain drug paraphernalia crimes into a single statutory section; prohibiting the possession of certain items associated with controlled substance use; imposing criminal penalties; amending Minnesota Statutes 2008, sections 152.01, subdivision 18; 152.093; proposing coding for new law in Minnesota Statutes, chapter 152; repealing Minnesota Statutes 2008, section 152.094.

Referred to the Committee on Judiciary.

Senators Koch; Wiger; Olson, G. and Robling introduced–

S.F. No. 327: A bill for an act relating to education finance; authorizing school boards to spend staff development revenue on CPR and automatic external defibrillator training; first aid certification; amending Minnesota Statutes 2008, sections 122A.60, subdivision 1a; 122A.61, subdivision 1.

Referred to the Committee on Finance.

Senator Kubly introduced–

S.F. No. 328: A bill for an act relating to human services; reenacting a health care purchasing alliance stop-loss fund repealed in 2007; extending its existence and adjusting eligibility; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Finance.

Senator Kubly introduced–

S.F. No. 329: A bill for an act relating to health; providing funding for a rural health care purchasing alliance; appropriating money.

Referred to the Committee on Finance.

Senator Kubly introduced–

S.F. No. 330: A bill for an act relating to human services; offering supplemental hospital coverage under the MinnesotaCare program; amending Minnesota Statutes 2008, sections 256L.03, subdivisions 3, 5, by adding a subdivision; 256L.12, subdivision 6.

Referred to the Committee on Health, Housing and Family Security.

Senators Rest, Bakk, Moua and Ortman introduced–

S.F. No. 331: A bill for an act relating to taxation; modifying the permitted time to file certain claims for refunds; amending Minnesota Statutes 2008, sections 270C.56, subdivision 3; 289A.40, subdivision 1.

Referred to the Committee on Taxes.

Senators Senjem and Sheran introduced–

S.F. No. 332: A bill for an act relating to transportation; requiring completion of environmental impact statements; appropriating money for right-of-way acquisition, design, construction, and reconstruction of marked Trunk Highway 14.

Referred to the Committee on Finance.

Senators Foley and Moua introduced–

S.F. No. 333: A bill for an act relating to courts; eliminating the prerequisite of pretrial filing of a transcript for admission into evidence of law enforcement vehicle recordings; proposing coding for new law in Minnesota Statutes, chapter 634.

Referred to the Committee on Judiciary.

Senators Prettner Solon, Dille, Vickerman, Murphy and Erickson Ropes introduced–

S.F. No. 334: A bill for an act relating to state employees; providing additional sick leave for state employees who are veterans with service-related disabilities; proposing coding for new law in Minnesota Statutes, chapter 43A.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Saxhaug, Tomassoni, Bakk, Berglin and Langseth introduced–

S.F. No. 335: A bill for an act relating to highways; designating the Irv Anderson Memorial Highway; amending Minnesota Statutes 2008, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Saxhaug and Bakk introduced–

S.F. No. 336: A bill for an act relating to natural resources; eliminating the need to scale cut forest products on state land; appropriating money for habitat improvement projects on state land; amending Minnesota Statutes 2008, sections 90.031, subdivision 5; 90.061, subdivisions 5, 8; 90.14; 90.151, subdivision 4; 90.181, subdivision 1; 90.221; 90.281; 90.41; repealing Minnesota Statutes 2008, sections 90.01, subdivision 4; 90.201, subdivision 2; 90.251; 90.252.

Referred to the Committee on Environment and Natural Resources.

Senators Johnson, Foley and Vickerman introduced–

S.F. No. 337: A bill for an act relating to motor vehicles; establishing special license plates for veteran who is recipient of Armed Forces Expeditionary Medal; amending Minnesota Statutes 2008, section 168.123, subdivision 2.

Referred to the Committee on Transportation.

Senators Sheran, Koering and Rosen introduced–

S.F. No. 338: A bill for an act relating to taxation; sales and use; expanding the exemption for certain public safety radio equipment; amending Minnesota Statutes 2008, section 297A.70, subdivision 8.

Referred to the Committee on Taxes.

Senators Sheran and Erickson Ropes introduced–

S.F. No. 339: A bill for an act relating to health; requiring coverage for plasma protein therapies and home nursing services; requiring medical assistance coverage of plasma protein therapies; amending Minnesota Statutes 2008, section 256B.0625, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 62Q; 151.

Referred to the Committee on Health, Housing and Family Security.

Senators Scheid, Moua, Kelash, Higgins and Ortman introduced–

S.F. No. 340: A bill for an act relating to real property; mortgages; requiring notice and mandatory mediation prior to commencement of mortgage foreclosure proceedings on homestead property; creating a homestead-lender mediation account; amending Minnesota Statutes 2008, sections 357.18, subdivision 1; 508.82, subdivision 1; 508A.82, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 582; 583.

Referred to the Committee on Judiciary.

Senators Prettner Solon, Bakk, Dibble, Saxhaug and Koering introduced–

S.F. No. 341: A bill for an act relating to health; modifying provisions for disposition of a deceased person; amending Minnesota Statutes 2008, section 149A.80, subdivision 2.

Referred to the Committee on Health, Housing and Family Security.

Senator Langseth introduced–

S.F. No. 342: A bill for an act relating to capital improvements; appropriating money to construct flood protection farmstead ring levees in the Red River watershed.

Referred to the Committee on Finance.

Senator Jungbauer introduced–

S.F. No. 343: A bill for an act relating to education finance; expanding the alternative compensation revenue program for school districts; increasing property tax levies; amending Minnesota Statutes 2008, section 126C.10, by adding a subdivision.

Referred to the Committee on Finance.

Senator Jungbauer introduced–

S.F. No. 344: A bill for an act relating to education finance; continuing the compensatory revenue pilot project program for certain school districts; appropriating money.

Referred to the Committee on Finance.

Senators Stumpf, Rest, Saxhaug, Bakk and Ingebrigtsen introduced–

S.F. No. 345: A bill for an act relating to drivers' licenses; creating enhanced driver's license and enhanced identification card; providing for application, issuance, and appearance of card; directing commissioner of public safety to seek approval of card by Homeland Security secretary for proof of identity and citizenship and for use in entering United States; amending Minnesota Statutes 2008, sections 171.01, by adding subdivisions; 171.04, by adding a subdivision; 171.06, subdivisions 1, 2, 3, 6; 171.07, subdivision 3, by adding subdivisions; 171.071, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Rest, Koering, Prettner Solon and Michel introduced–

S.F. No. 346: A bill for an act relating to taxation; providing for a long-term care savings plan; providing for an income tax subtraction for contributions made to the long-term care savings plan; amending Minnesota Statutes 2008, sections 290.01, subdivisions 19a, 19b; 290.091, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on Taxes.

Senators Bonoff, Metzen, Sparks and Marty introduced–

S.F. No. 347: A bill for an act relating to health; waiving the four-month waiting period for unemployed persons for MinnesotaCare; appropriating money; amending Minnesota Statutes 2008, section 256L.07, by adding a subdivision.

Referred to the Committee on Health, Housing and Family Security.

Senators Bonoff, Stumpf, Wiger and Clark introduced–

S.F. No. 348: A bill for an act relating to education finance; modifying the school finance system; creating a new education funding framework; amending Minnesota Statutes 2008, sections 123B.53, subdivision 5; 124D.4531; 124D.59, subdivision 2; 124D.65, subdivision 5; 125A.76, subdivision 5; 125A.79, subdivision 7; 126C.01, by adding subdivisions; 126C.05, subdivisions 1, 3, 5, 6, 8, 16, 17; 126C.10, subdivisions 1, 2, 2a, 3, 4, 6, 13, 14, 18, by adding subdivisions; 126C.13, subdivisions 4, 5; 126C.17, subdivisions 1, 5, 6; 126C.20; 126C.40, subdivision 1; 127A.51; proposing coding for new law in Minnesota Statutes, chapters 123B; 126C; repealing Minnesota Statutes 2008, sections 123B.54; 123B.57, subdivisions 3, 4, 5; 123B.591; 125A.76, subdivision 4; 125A.79, subdivision 6; 126C.10, subdivisions 2b, 13a, 13b, 24, 25, 26, 27, 28, 29, 30, 31, 31a, 31b, 32, 33, 34, 35, 36; 126C.12; 126C.126; 127A.50.

Referred to the Committee on Finance.

Senators Kubly, Gimse, Dille and Bakk introduced–

S.F. No. 349: A bill for an act relating to human services; providing base funding for additional living-at-home/block nurse programs; appropriating money; amending Minnesota Statutes 2008, section 256B.0917, subdivision 8.

Referred to the Committee on Health, Housing and Family Security.

Senators Higgins, Moua and Ingebrigtsen introduced–

S.F. No. 350: A bill for an act relating to public safety; clarifying the powers and duties of the POST Board; amending Minnesota Statutes 2008, sections 626.843, subdivisions 1, 3; 626.845, subdivision 1.

Referred to the Committee on Judiciary.

Senators Marty, Sieben, Rest and Erickson Ropes introduced–

S.F. No. 351: A bill for an act relating to lobbyists; prohibiting former legislators, constitutional officers, and agency heads from lobbying for legislative or administrative action for two years after leaving office; proposing coding for new law in Minnesota Statutes, chapter 10A.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Olseen, Dahle and Skogen introduced–

S.F. No. 352: A bill for an act relating to taxation; agricultural property; modifying the Minnesota agricultural property tax law; amending Minnesota Statutes 2008, section 273.111, subdivisions 3, 3a.

Referred to the Committee on Agriculture and Veterans.

Senators Chaudhary, Frederickson, Anderson and Saxhaug introduced–

S.F. No. 353: A bill for an act relating to natural resources; prohibiting sales of land within the outdoor recreation system for certain purposes; proposing coding for new law in Minnesota Statutes, chapter 86A.

Referred to the Committee on Environment and Natural Resources.

Senator Koch introduced–

S.F. No. 354: A bill for an act relating to state government; authorizing the governor to declare a fiscal emergency; specifying the effect of a declaration of fiscal emergency on legislative procedures; proposing coding for new law in Minnesota Statutes, chapter 4.

Referred to the Committee on Rules and Administration.

Senators Koch, Koering, Michel, Rosen and Ortman introduced–

S.F. No. 355: A bill for an act relating to energy; abolishing prohibition on issuing certificate of need for new nuclear power plant; amending Minnesota Statutes 2008, section 216B.243, subdivision 3b.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senator Koch introduced–

S.F. No. 356: A bill for an act relating to energy; repealing ban on issuing certificate of need for construction of new nuclear-powered electric generating plant; repealing Minnesota Statutes 2008, section 216B.243, subdivision 3b.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Sieben, Vandever and Saltzman introduced–

S.F. No. 357: A bill for an act relating to taxation; sales and use; exempting construction materials and equipment used to construct the Washington County courts facility; removing an obsolete provision; amending Minnesota Statutes 2008, sections 297A.71, by adding a subdivision; 297A.75, subdivision 1.

Referred to the Committee on Taxes.

MEMBERS EXCUSED

Senators Bonoff, Johnson, Murphy and Rummel were excused from the Session of today. Senator Lynch was excused from the Session of today from 11:00 to 11:15 a.m. Senator Erickson Ropes was excused from the Session of today from 11:00 to 11:30 a.m. Senator Carlson was excused from the Session of today at 11:15 a.m. Senators Saltzman and Sieben were excused from the Session of today at 11:45 a.m.

ADJOURNMENT

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Monday, February 2, 2009. The motion prevailed.

Peter S. Wattson, Secretary of the Senate (Legislative)

INDEX TO DAILY JOURNAL

Thursday, January 29, 2009

EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 117 to 118

REPORTS OF COMMITTEES AND SECOND READINGS

S.F. Nos.	Report Page	2nd Reading Page	H.F. Nos.	Report Page	2nd Reading Page
41	119	120			
42	120	120			
57	119				
94	120	120			
103	119				
104	119	120			
118	118				
273	118				

MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
11	120		
31	120		
47	120		
90	120		
130	120		
180	121		
199	121		
238	121		
260	121		
263	121		
271	121		
Sen. Con.			
No. 5	121		
Sen. Res.			
No. 22	121		
Sen. Res.			
No. 23	121		
Sen. Res.			
No. 24	128		

SPECIAL ORDERS

S.F. Nos.	Page	H.F. Nos.	Page
49	122		

INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F Nos. 274 to 357 Pages 129 to 143