

## TENTH DAY

St. Paul, Minnesota, Monday, February 9, 2009

The Senate met at 10:00 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. Carl M. Nielsen, III.

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

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

Anderson	Erickson Ropes	Koering	Olson, G.	Scheid
Bakk	Fischbach	Kubly	Olson, M.	Senjem
Berglin	Fobbe	Langseth	Ortman	Sheran
Betzold	Foley	Latz	Pappas	Sieben
Bonoff	Frederickson	Limmer	Pariseau	Skoe
Carlson	Gerlach	Lourey	Pogemiller	Skogen
Chaudhary	Gimse	Lynch	Prettner Solon	Sparks
Clark	Hann	Marty	Rest	Stumpf
Dahle	Higgins	Metzen	Robling	Tomassoni
Day	Ingebrigtsen	Michel	Rosen	Torres Ray
Dibble	Jungbauer	Moua	Rummel	Vanderveer
Dille	Kelash	Murphy	Saltzman	Wiger
Doll	Koch	Olseen	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 adoption by the House of the following Senate Concurrent Resolution, AS AMENDED, herewith returned:

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

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned February 5, 2009

### CONCURRENCE AND REPASSAGE

Senator Pogemiller moved that the Senate concur in the amendment by the House to Senate Concurrent Resolution No. 5, as follows:

Page 1, line 9, delete "12:00 midnight" and insert "11:59 p.m."

The question was taken on the adoption of the motion. The motion prevailed.

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

### REPORTS OF COMMITTEES

Senator Pogemiller moved that the Committee Reports at the Desk be now adopted, with the exception of the reports on S.F. Nos. 76 and 351. The motion prevailed.

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

**S.F. No. 225:** A bill for an act relating to public health; protecting the health of children from toxic chemicals in products; requiring disclosure by manufacturers of children's products that contain chemicals of high concern; authorizing the Pollution Control Agency to designate priority chemicals of high concern and require replacement with safer alternatives; providing an exemption process; authorizing participation in an interstate clearinghouse; requiring reports to the legislature on implementation plans and comprehensive safe products framework; proposing coding for new law in Minnesota Statutes, chapter 325F.

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

Page 2, line 2, delete "or"

Page 2, line 3, delete the period and insert "; or"

Page 2, after line 3, insert:

"(6) be very persistent and very bioaccumulative."

Page 2, line 33, after "shall" insert ", after consultation with the Department of Health,"

Page 3, line 3, delete "paragraph (a)" and insert "section 325F.172, paragraph (d)"

Page 3, line 15, delete "or"

Page 3, line 16, delete "the agencies" and insert a colon

Page 3, delete lines 17 and 18 and insert:

"(i) the United States Department of Health and Human Services, National Toxicology Program, Center for the Evaluation of Risks to Human Reproduction; and

(ii) the California Environmental Protection Agency, Office of Environmental Health Hazard Assessment pursuant to the California Health and Safety Code, Safe Drinking Water and Toxic Enforcement Act of 1986, chapter 6.6, section 25249.8;

(5) chemicals identified as known or likely endocrine disruptors through screening or testing conducted in accordance with protocols developed by the United States Environmental Protection Agency pursuant to the federal Food, Drug and Cosmetic Act, 21 United States Code, title 21, section 346a(p), as amended by the federal Food Quality Protection Act (Public Law 104-170) or the federal Safe Drinking Water Act, United States Code, title 42, section 300j-17;

(6) chemicals listed on the basis of endocrine-disrupting properties in Annex XIV, List of Substances subject to Authorisation, Regulation (EC) No 1907/2006 of the European Parliament concerning the Registration, Evaluation, Authorisation, and Restriction of Chemicals;

(7) persistent, bioaccumulative, and toxic chemicals identified by:

(i) the state of Washington Department of Ecology in Washington Administrative Code, chapter 173-333; or

(ii) the United States Environmental Protection Agency in Code of Federal Regulations, title 40, part 372; and

(8) a very persistent, very bioaccumulative chemical listed in Annex XIV, List of Substances subject to Authorisation, Regulation (EC) No 1907/2006 of the European Parliament concerning the Registration, Evaluation, Authorisation, and Restriction of Chemicals.

(d) The department may adopt a list of chemicals of high concern published by another state."

Page 3, line 21, after "department" insert ", after consultation with the Department of Health,"

Page 3, line 33, before "The" insert "The department may adopt a list of priority chemicals published by another state."

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

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

**S.F. No. 230:** A bill for an act relating to occupations and professions; creating licensure for physician assistants; amending Minnesota Statutes 2008, sections 144.1501, subdivision 1; 144E.001, subdivisions 3a, 9c; 147.09; 147A.01; 147A.02; 147A.03; 147A.04; 147A.05; 147A.06; 147A.07; 147A.08; 147A.09; 147A.11; 147A.13; 147A.16; 147A.18; 147A.19; 147A.20; 147A.21; 147A.23; 147A.24; 147A.26; 147A.27; 169.345, subdivision 2; 253B.02, subdivision 7; 253B.05, subdivision 2; 256B.0625, subdivision 28a; 256B.0751, subdivision 1; repealing Minnesota Statutes 2008, section 147A.22.

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

Page 4, line 4, strike "Physician's" and insert "Physician"

Page 8, line 15, delete "as defined in" and insert "pursuant to"

Page 11, line 9, strike "registration"

Page 19, line 28, delete "regulated person" and insert "licensee"

Page 20, line 25, strike "medical devices, and"

Page 20, line 26, after "substances" insert ", and medical devices"

Page 20, line 33, reinstate "~~legend~~"

Page 21, line 4, after "drugs" insert ", controlled substances,"

Page 21, line 9, before "hold" insert "also"

Page 21, lines 10, 21, and 25, strike "and controlled" and after "drugs" insert ", controlled substances,"

Page 21, line 27, after "drugs" insert ", controlled substances,"

Page 21, line 32, strike "assistant reverts to" and insert "assistant's license is placed on"

Page 22, line 31, after "drugs" insert ", controlled substances,"

Page 22, line 32, strike ", including controlled substances as defined in section 152.01, subdivision 4,"

Page 25, line 26, delete "with such supervision as" and insert "under the supervision that"

Page 28, line 26, reinstate "or"

Page 28, line 27, after "health" insert "or a licensed physician assistant"

Page 28, lines 32 to 35, delete the new language

Page 29, lines 1 to 3, delete the new language

Page 30, after line 24, insert:

"Sec. 31. **EFFECTIVE DATE.**

Sections 1 to 30 are effective July 1, 2009."

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

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

**S.F. No. 247:** A bill for an act relating to public health; protecting the health of children; prohibiting bisphenol-A in products for young children; proposing coding for new law in Minnesota Statutes, chapter 325F.

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

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

**S.F. No. 204:** A bill for an act relating to health; establishing an HIV transmission public education program; proposing coding for new law in Minnesota Statutes, chapter 144.

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

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

**S.F. No. 236:** A bill for an act relating to state government; designating March 25 as Medal of Honor Day; proposing coding for new law in Minnesota Statutes, chapter 10.

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

Page 1, line 6, after "individuals" insert "from Minnesota"

Page 1, line 10, delete "March 25, 2009" and insert "the day following final enactment"

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

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

**S.F. No. 91:** A bill for an act relating to state government; requiring a Web site with a searchable database of state expenditures; proposing coding for new law in Minnesota Statutes, chapter 16A; repealing Minnesota Statutes 2008, section 16C.046.

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

Page 1, line 9, after "revenue" insert "and the legislative auditor"

Page 1, line 11, delete "and" and after the second "expenditures" insert ", and state entities that are the subject of audits"

Page 1, line 12, delete "5" and insert "6"

Page 2, line 8, after "include" insert "aid"

Page 2, after line 32, insert:

"Subd. 6. **Audits.** The searchable database on the Web site must include at least the following data fields for pending and completed audits of state agencies:

(1) the agency that is the subject of the audit;

- (2) the program or activity that is the subject of the audit, if applicable;
- (3) the entity performing the audit;
- (4) the estimated completion date for an audit not yet completed; and
- (5) a link to a Web site containing the findings and results from the completed audit after it has been released to the public."

Page 2, line 33, delete "6" and insert "7"

Page 3, line 1, delete "7" and insert "8"

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

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

**S.F. No. 76:** A bill for an act relating to legislative procedure; requiring certain conference committee communications to be open to the public; requiring budget negotiations between legislative leaders and bill and budget negotiations between the governor and legislative leaders to be open to the public; amending Minnesota Statutes 2008, section 3.055, subdivision 1.

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

Page 1, line 18, delete "disbanded" and insert "discharged"

Page 1, line 22, after "house" insert "or senate and house staff"

And when so amended the bill do pass. Senator Pogemiller questioned the reference thereon and, under Rule 21, the bill was referred to the Committee on Rules and Administration.

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

**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.

Reports the same back with the recommendation that the bill do pass. Senator Pogemiller questioned the reference thereon and, under Rule 21, the bill was referred to the Committee on Rules and Administration.

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

**S.F. No. 237:** A bill for an act relating to state government; designating the first Sunday in October as Minnesota Fallen Firefighters Memorial Day; proposing coding for new law in Minnesota Statutes, chapter 10.

Reports the same back with the recommendation that the bill do pass and be re-referred to the

Committee on Judiciary. Report adopted.

### MOTIONS AND RESOLUTIONS

Senator Senjem moved that his name be stricken as a co-author to S.F. No. 372. The motion prevailed.

Senator Marty moved that the name of Senator Sheran be added as a co-author to S.F. No. 380. The motion prevailed.

Senator Olseen moved that the name of Senator Sieben be added as a co-author to S.F. No. 383. The motion prevailed.

Senator Skoe moved that the name of Senator Lourey be added as a co-author to S.F. No. 386. The motion prevailed.

Senator Sheran moved that the name of Senator Rest be added as a co-author to S.F. No. 456. The motion prevailed.

Senator Latz moved that the name of Senator Rest be added as a co-author to S.F. No. 462. The motion prevailed.

Senator Tomassoni moved that S.F. No. 277 be withdrawn from the Committee on Business, Industry and Jobs and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

Senator Scheid moved that S.F. No. 340 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

#### **Senator Wiger introduced –**

**Senate Resolution No. 30:** A Senate resolution congratulating Peter Fischer for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

#### **Senator Wiger introduced –**

**Senate Resolution No. 31:** A Senate resolution congratulating Jacob Rice for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

#### **Senator Wiger introduced –**

**Senate Resolution No. 32:** A Senate resolution congratulating Nick Anderson for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Rest moved that S.F. No. 164, No. 6 on General Orders, be stricken and re-referred to

the Committee on Judiciary. The motion prevailed.

Remaining on the Order of Business of Motions and Resolutions, Senator Pogemiller moved that the Senate take up the Consent Calendar. The motion prevailed.

### CONSENT CALENDAR

**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.

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

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Senator Pogemiller moved that the Senate take up the Calendar. The motion prevailed.

### CALENDAR

**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.

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 56 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson	Berglin	Bonoff	Chaudhary	Dahle
Bakk	Betzold	Carlson	Clark	Day



Dibble	Ingebrigtsen	Metzen	Rest	Skogen
Dille	Kelash	Moua	Rosen	Sparks
Doll	Koch	Murphy	Rummel	Stumpf
Erickson Ropes	Koering	Olseen	Saltzman	Tomassoni
Fischbach	Kubly	Olson, G.	Saxhaug	Torres Ray
Fobbe	Langseth	Olson, M.	Scheid	Wiger
Foley	Latz	Pappas	Senjem	
Frederickson	Lourey	Pariseau	Sheran	
Gimse	Lynch	Pogemiller	Sieben	
Higgins	Marty	Prettner Solon	Skoe	

Those who voted in the negative were:

Gerlach	Limmer	Ortman	Vandev eer
Hann	Michel	Robling	

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Senator Pogemiller moved that the Senate take up the General Orders Calendar. The motion prevailed.

### GENERAL ORDERS

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

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

S.F. Nos. 335 and 119, which the committee recommends to pass.

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

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

#### Senator Pogemiller introduced—

**S.F. No. 490:** A bill for an act relating to taxation; providing that certain elderly living facilities are exempt from property taxation; providing an exemption for the purchase of materials and supplies used in the construction of certain elderly living facilities from sales taxation; amending Minnesota Statutes 2008, sections 272.02, by adding a subdivision; 297A.71, by adding a subdivision.

Referred to the Committee on Taxes.

**Senators Skogen and Ingebrigtsen introduced—**

**S.F. No. 491:** A bill for an act relating to transportation; regulating titling, registration, and operation of mini trucks; amending Minnesota Statutes 2008, sections 84.798, subdivision 2; 84.922, subdivision 1a; 168.002, subdivision 24, by adding a subdivision; 168.013, by adding a subdivision; 168A.03, subdivision 1; 169.011, subdivision 52, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation.

**Senator Skogen introduced—**

**S.F. No. 492:** A bill for an act relating to transportation; regulating titling, registration, and operation of mini trucks; amending Minnesota Statutes 2008, sections 84.798, subdivision 2; 84.922, subdivision 1a; 168.002, subdivision 24, by adding a subdivision; 168.013, by adding a subdivision; 168A.03, subdivision 1; 169.011, subdivision 52, by adding a subdivision; 169.224.

Referred to the Committee on Transportation.

**Senator Sheran introduced—**

**S.F. No. 493:** A bill for an act relating to taxation; sales and use; modifying sales and use tax for the city of Mankato; amending Laws 1991, chapter 291, article 8, section 27, subdivision 3, as amended; Laws 2008, chapter 366, article 7, section 16, subdivision 3.

Referred to the Committee on Taxes.

**Senator Stumpf introduced—**

**S.F. No. 494:** A bill for an act relating to capital investment; authorizing the sale of state bonds; appropriating money for flood hazard mitigation in the city of Saint Vincent; amending Laws 2005, chapter 20, article 1, section 7, subdivision 2; Laws 2008, chapter 179, section 7, subdivision 3.

Referred to the Committee on Finance.

**Senator Stumpf introduced—**

**S.F. No. 495:** A bill for an act relating to game and fish; providing for certain licenses to be issued without a fee; amending Minnesota Statutes 2008, section 97A.441, by adding a subdivision.

Referred to the Committee on Environment and Natural Resources.

**Senators Erickson Ropes, Sheran and Berglin introduced—**

**S.F. No. 496:** A bill for an act relating to health; modifying the state's suicide prevention plan; amending Minnesota Statutes 2008, section 145.56, subdivisions 1, 2.

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

**Senators Erickson Ropes and Bakk introduced–**

**S.F. No. 497:** A bill for an act relating to taxation; modifying requirements for classification as class 4c property; amending Minnesota Statutes 2008, section 273.13, subdivision 25.

Referred to the Committee on Taxes.

**Senators Erickson Ropes, Pappas, Robling and Rummel introduced–**

**S.F. No. 498:** A bill for an act relating to education; allowing 9th and 10th grade pupils to participate in college in the schools programs; amending Minnesota Statutes 2008, section 124D.09, subdivision 10.

Referred to the Committee on Education.

**Senator Torres Ray introduced–**

**S.F. No. 499:** A bill for an act relating to occupations; modifying health-related licensing board provisions; amending Minnesota Statutes 2008, section 214.103, subdivision 9.

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

**Senator Erickson Ropes introduced–**

**S.F. No. 500:** A bill for an act relating to companion animals; creating a required permit for certain dog and cat breeders; proposing coding for new law in Minnesota Statutes, chapter 347.

Referred to the Committee on Agriculture and Veterans.

**Senators Lynch, Rest, Lourey and Olson, G. introduced–**

**S.F. No. 501:** A bill for an act relating to human services; expanding the definition of services available under medical assistance for disabled children's services; amending Minnesota Statutes 2008, section 252.27, subdivision 1a.

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

**Senator Berglin introduced–**

**S.F. No. 502:** A bill for an act relating to veterans homes; requiring an application for federal certification of veterans homes; providing a schedule for applications; amending Minnesota Statutes 2008, section 198.003, by adding a subdivision.

Referred to the Committee on Finance.

**Senators Lynch, Marty, Lourey and Olseen introduced–**

**S.F. No. 503:** A bill for an act relating to human services; including licensed mental health professional counselors as a qualified provider under medical assistance; amending Minnesota Statutes 2008, sections 245.462, subdivision 18; 245.470, subdivision 1; 245.4871, subdivision

27; 245.488, subdivision 1; 256B.0622, subdivision 2; 256B.0623, subdivision 5; 256B.0624, subdivisions 5, 8; 256B.0625, subdivision 42; 256B.0943, subdivision 1; 256J.08, subdivision 73a.

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

**Senator Betzold introduced—**

**S.F. No. 504:** A bill for an act relating to retirement; creating a voluntary statewide lump-sum volunteer firefighter retirement plan; making conforming changes; amending Minnesota Statutes 2008, sections 11A.17, subdivisions 1, 2; 69.011, subdivisions 1, 2, 4; 69.021, subdivisions 7, 9; 69.031, subdivisions 1, 5; 356.20, subdivision 2; 356.401, subdivision 3; 356.96, subdivision 1; 424A.10, subdivisions 1, 2, 3; proposing coding for new law as Minnesota Statutes, chapter 353G.

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

**Senators Ingebrigtsen, Gimse, Koch, Hann and Fischbach introduced—**

**S.F. No. 505:** A bill for an act relating to drivers' licenses; modifying requirements for photograph on a driver's license or Minnesota identification card; amending Minnesota Statutes 2008, sections 171.07, subdivisions 1, 3; 171.071, subdivision 2.

Referred to the Committee on Transportation.

**Senators Betzold, by request and Pogemiller introduced—**

**S.F. No. 506:** A bill for an act relating to retirement; amending teacher retirement provisions; adjusting contribution rates; adjusting state aid; redefining terms; amending Minnesota Statutes 2008, sections 127A.50, subdivision 1; 354.05, subdivision 38; 354.42, subdivisions 2, 3, by adding subdivisions; 354.44, subdivision 6; 354A.011, subdivision 15a; 354A.12, subdivisions 1, 2a, by adding subdivisions; 354A.31, subdivisions 4, 4a, 7; 356.315, by adding a subdivision.

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

**Senators Ortman, Marty, Limmer, Dibble and Tomassoni introduced—**

**S.F. No. 507:** A bill for an act relating to taxation; providing a tax on interest rates over 15 percent; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

**Senators Wiger, Scheid, Metzen, Sparks and Skogen introduced—**

**S.F. No. 508:** A bill for an act relating to State Lottery; authorizing director of the State Lottery to establish video lottery terminals and dedicating certain revenue for education funding; providing powers and duties to director of the State Lottery; modifying certain lawful gambling taxes; making clarifying, conforming, and technical changes to State Lottery provisions; amending Minnesota Statutes 2008, sections 297A.94; 297E.02, subdivision 1; 299L.02, subdivision 1; 299L.07, subdivisions 2, 2a; 340A.410, subdivision 5; 349.15, subdivision 1; 349A.01, subdivisions 10, 11, 12, by adding subdivisions; 349A.04; 349A.06, subdivisions 1, 5, 8, 10, by adding subdivisions;

349A.08, subdivisions 1, 5, 8; 349A.09, subdivision 1; 349A.10, subdivisions 2, 3, 4, 6; 349A.11, subdivision 1; 349A.12, subdivisions 1, 2; 349A.13; 541.20; 541.21; 609.651, subdivision 1; 609.75, subdivisions 3, 4; 609.761, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 124D; 127A; 135A; 136A; 297A; 349A; repealing Minnesota Statutes 2008, sections 297E.01, subdivision 7; 297E.02, subdivisions 4, 6, 7.

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

**Senator Rosen introduced—**

**S.F. No. 509:** A bill for an act relating to education finance; expanding school swimming pool levy to include small school districts; amending Minnesota Statutes 2008, section 126C.455.

Referred to the Committee on Finance.

**Senators Marty, Dibble, Pappas, Robling and Moua introduced—**

**S.F. No. 510:** A bill for an act relating to corporations; providing for incorporation of socially responsible for-profit business corporations; proposing coding for new law as Minnesota Statutes, chapter 304A.

Referred to the Committee on Business, Industry and Jobs.

**Senator Rosen introduced—**

**S.F. No. 511:** A bill for an act relating to education finance; making all school districts eligible for the alternative facilities bonding and levy program; making all school districts eligible for the deferred maintenance revenue program; amending Minnesota Statutes 2008, sections 123B.59, subdivision 1; 123B.591, subdivision 1.

Referred to the Committee on Finance.

**Senators Rosen, Prettner Solon, Skogen, Senjem and Dibble introduced—**

**S.F. No. 512:** A bill for an act relating to taxation; income taxes; providing for a small wind turbine investment tax credit; proposing coding for new law in Minnesota Statutes, chapter 290.

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

**Senators Gerlach, Senjem and Pariseau introduced—**

**S.F. No. 513:** A bill for an act relating to health occupations; providing for a Nurse Licensure Compact; providing for appointments; proposing coding for new law in Minnesota Statutes, chapter 148.

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

**Senators Rosen, Hann, Robling and Sheran introduced—**

**S.F. No. 514:** A bill for an act relating to education finance; suspending mandates on school

districts for fiscal years 2010 and 2011.

Referred to the Committee on Finance.

**Senators Robling, Pappas, Rest and Gimse introduced–**

**S.F. No. 515:** A bill for an act relating to employment; modifying definition of public employee; amending Minnesota Statutes 2008, section 179A.03, subdivision 14.

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

**Senators Scheid, Bakk, Michel, Moua and Stumpf introduced–**

**S.F. No. 516:** A bill for an act relating to taxation; providing an equity and opportunity in education tax credit; amending Minnesota Statutes 2008, section 290.01, subdivisions 19a, 19c; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

**Senators Ortman, Hann, Day, Dibble and Senjem introduced–**

**S.F. No. 517:** A bill for an act relating to taxation; property; providing a property tax cap for long-term homeowners age 65 or older; proposing coding for new law as Minnesota Statutes, chapter 290D.

Referred to the Committee on Taxes.

**Senators Pappas; Scheid; Clark; Olson, M. and Vandeverer introduced–**

**S.F. No. 518:** A bill for an act relating to commerce; regulating debt management and debt settlement services; amending Minnesota Statutes 2008, sections 332A.02, subdivisions 5, 8, 9, 10, 13, by adding a subdivision; 332A.04, subdivision 6; 332A.08; 332A.10; 332A.11, subdivision 2; 332A.14; proposing coding for new law as Minnesota Statutes, chapter 332B.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Moua, Berglin, Sheran, Marty and Rosen introduced–**

**S.F. No. 519:** A bill for an act relating to human services; clarifying use of senior nutrition appropriations and client contributions; amending Minnesota Statutes 2008, section 256.9752, subdivision 2.

Referred to the Committee on Finance.

**Senators Bakk, Scheid, Prettner Solon and Rest introduced–**

**S.F. No. 520:** A bill for an act relating to taxation; emergency debt certificates; authorizing cities and counties to issue certificates for unexpected revenue shortfalls; amending Minnesota Statutes 2008, sections 275.065, subdivision 6; 475.58, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 475.

Referred to the Committee on Taxes.

**Senators Torres Ray; Olson, M.; Moua; Limmer and Higgins introduced–**

**S.F. No. 521:** A bill for an act relating to child support; changing certain provisions and deadlines; redirecting payment of child support; amending Minnesota Statutes 2008, sections 518A.46, subdivision 5, by adding a subdivision; 541.04; 548.09, subdivision 1, by adding a subdivision; repealing Minnesota Statutes 2008, sections 548.091, subdivision 3b; 548.092.

Referred to the Committee on Judiciary.

**Senators Torres Ray, Higgins, Rummel and Gerlach introduced–**

**S.F. No. 522:** A bill for an act relating to health; modifying the Lead Poisoning Prevention Act; amending Minnesota Statutes 2008, sections 144.9501, subdivision 9; 144.9503, subdivision 2.

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

**Senators Rest, Scheid and Higgins introduced–**

**S.F. No. 523:** A bill for an act relating to capital investment; appropriating money for environmental review of the Bottineau Transitway Corridor; authorizing the sale and issuance of general obligation bonds.

Referred to the Committee on Transportation.

**Senator Stumpf introduced–**

**S.F. No. 524:** A bill for an act relating to state lands; authorizing conveyance of certain tax-forfeited land that borders public water in Red Lake County.

Referred to the Committee on Environment and Natural Resources.

**Senators Prettner Solon, Marty, Higgins and Berglin introduced–**

**S.F. No. 525:** A bill for an act relating to health occupations; establishing a regulation system for technicians performing body art procedures and for body art establishments; adopting penalty fees; proposing coding for new law as Minnesota Statutes, chapter 146B.

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

**Senators Prettner Solon, Kubly, Sparks, Sheran and Rosen introduced–**

**S.F. No. 526:** A bill for an act relating to energy; requiring annual legislative report on adequacy of electric transmission infrastructure; proposing coding for new law in Minnesota Statutes, chapter 216C.

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

**Senators Bonoff, Rest, Sieben, Kelash and Robling introduced—**

**S.F. No. 527:** A bill for an act relating to taxation; income; providing an income tax credit for telecommuting conversion expenses and ongoing telecommuting expenses; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

**Senators Bakk; Olson, M.; Marty; Sparks and Johnson introduced—**

**S.F. No. 528:** A bill for an act relating to insurance; providing recovery of damages and attorney fees for breach of an insurance policy; amending Minnesota Statutes 2008, section 471.982, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 60A.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Latz, Rest and Betzold introduced—**

**S.F. No. 529:** A bill for an act relating to education; establishing a grant program to help communities promote, practice, and cultivate positive child and youth development; appropriating money.

Referred to the Committee on Education.

**Senator Rest introduced—**

**S.F. No. 530:** A bill for an act relating to state finance; repealing a report on revenue relating to personal income; repealing Minnesota Statutes 2008, section 16A.102, subdivision 4.

Referred to the Committee on Finance.

**Senator Pappas introduced—**

**S.F. No. 531:** A bill for an act relating to elections; requiring an affidavit of candidacy to state the candidate's residence address and telephone number; prohibiting placement of a candidate on the ballot if residency requirements are not met; amending Minnesota Statutes 2008, section 204B.06, subdivision 1.

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

**Senators Rest, Lourey and Robling introduced—**

**S.F. No. 532:** A bill for an act relating to rulemaking; authorizing notice by electronic mail; amending Minnesota Statutes 2008, sections 14.07, subdivision 6; 14.14, subdivision 1a; 14.22, subdivision 1; 14.389, subdivision 2; 14.3895, subdivision 3.

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



**Senators Doll, Rest, Robling, Dibble and Vandever introduced—**

**S.F. No. 533:** A bill for an act relating to metropolitan government; restructuring the Metropolitan Council as a council of governments; amending Minnesota Statutes 2008, sections 15.0597, subdivision 1; 15A.0815, subdivision 3; 352D.02, subdivision 1; 473.123; 473.303, subdivision 2; 473.604, subdivision 1.

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

**Senator Murphy introduced—**

**S.F. No. 534:** A bill for an act relating to corrections; authorizing arrest of a person who escapes from custody on an allegation or adjudication of a delinquent act; amending Minnesota Statutes 2008, section 629.34, subdivision 1.

Referred to the Committee on Judiciary.

**Senators Tomassoni, Sparks, Metzen, Ingebrigtsen and Wiger introduced—**

**S.F. No. 535:** A bill for an act relating to State Lottery; authorizing director of the State Lottery to establish video lottery terminals; providing duties and powers to director of the State Lottery; providing for use of video lottery revenues; modifying certain lawful gambling taxes; making clarifying, conforming, and technical changes; amending Minnesota Statutes 2008, sections 297A.94; 297E.02, subdivision 1; 299L.02, subdivision 1; 299L.07, subdivisions 2, 2a; 340A.410, subdivision 5; 349.15, subdivision 1; 349A.01, subdivisions 10, 11, 12, by adding subdivisions; 349A.04; 349A.06, subdivisions 1, 5, 8, 10, by adding subdivisions; 349A.08, subdivisions 1, 5, 8; 349A.09, subdivision 1; 349A.10, subdivisions 2, 3, 4, 6; 349A.11, subdivision 1; 349A.12, subdivisions 1, 2; 349A.13; 541.20; 541.21; 609.651, subdivision 1; 609.75, subdivisions 3, 4; 609.761, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 297A; 349A; repealing Minnesota Statutes 2008, sections 297E.01, subdivision 7; 297E.02, subdivisions 4, 6, 7.

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

**Senators Higgins, Moua, Betzold, Murphy and Tomassoni introduced—**

**S.F. No. 536:** A bill for an act relating to cities; authorizing a home rule charter or statutory city to adopt a program requiring certain hiring practices in city contracts; proposing coding for new law in Minnesota Statutes, chapter 471.

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

**Senators Latz, Moua, Pappas and Higgins introduced—**

**S.F. No. 537:** A bill for an act relating to higher education; requiring postsecondary institutions to notify prospective students of the potential effects of a criminal conviction on future employment; proposing coding for new law in Minnesota Statutes, chapter 135A.

Referred to the Committee on Higher Education.

**Senators Latz, Moua, Rest, Higgins and Pappas introduced—**

**S.F. No. 538:** A bill for an act relating to public safety; addressing the consideration of a job applicant's criminal history during the public employment hiring process; proposing coding for new law in Minnesota Statutes, chapter 364.

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

**Senators Erickson Ropes and Marty introduced—**

**S.F. No. 539:** A bill for an act relating to insurance; specifying maximum financial reserves for nonprofit health plan companies; proposing coding for new law in Minnesota Statutes, chapter 60A.

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

**Senator Erickson Ropes introduced—**

**S.F. No. 540:** A bill for an act relating to economic development; authorizing the economic development authority to become a member of a limited liability company; amending Minnesota Statutes 2008, section 469.101, subdivision 6.

Referred to the Committee on Business, Industry and Jobs.

**Senators Higgins, Dibble and Murphy introduced—**

**S.F. No. 541:** A bill for an act relating to public safety; authorizing automatic enforcement of official traffic-control devices; allocating fine proceeds generated by these devices; imposing petty misdemeanor penalty; appropriating money; amending Minnesota Statutes 2008, sections 169.011, by adding subdivisions; 169.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 169; 299A.

Referred to the Committee on Transportation.

**Senators Tomassoni, Marty, Berglin, Metzen and Cohen introduced—**

**S.F. No. 542:** A bill for an act relating to economic development; extending MFIP assistance; modifying unemployment compensation; augmenting foreclosure provisions; establishing a jobs creation program; limiting certain layoffs; appropriating money; amending Minnesota Statutes 2008, sections 256J.42, by adding a subdivision; 268.035, subdivisions 4, 21a; 268.07, subdivision 1; 268.085, subdivision 15; 504B.151; proposing coding for new law in Minnesota Statutes, chapter 582.

Referred to the Committee on Business, Industry and Jobs.

**Senators Koering, Skogen and Olson, M. introduced—**

**S.F. No. 543:** A bill for an act relating to human services; directing the commissioner of human services to allocate permanent funding for Minnesota Faith in Action.

Referred to the Committee on Finance.

**Senator Koering introduced–**

**S.F. No. 544:** A bill for an act relating to state government; designating English as the official language; proposing coding for new law in Minnesota Statutes, chapter 1.

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

**Senators Prettner Solon, Marty and Koering introduced–**

**S.F. No. 545:** A bill for an act relating to health occupations; modifying emeritus status requirements for licensed psychologists; creating an inactive licensure status for licensed psychologists; authorizing licensed psychologists to provide a final determination not to certify; adding a licensed psychologist to the Health Care Reform Review Council; amending Minnesota Statutes 2008, sections 62M.09, subdivision 3a; 62U.09, subdivision 2; 148.89, subdivision 5; 148.9105, subdivisions 1, 3, 6, 7, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 148.

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

**Senator Betzold introduced–**

**S.F. No. 546:** A bill for an act relating to retirement; defining terms; amending disability benefits provisions; making technical changes; amending Minnesota Statutes 2008, sections 43A.34, subdivision 4; 299A.465, subdivision 1; 352.01, subdivision 2b; 352B.02, subdivision 1; 352B.10, subdivisions 1, 2; 352B.11, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 352B; repealing Minnesota Statutes 2008, section 352B.01, subdivisions 1, 2, 3, 3b, 4, 6, 7, 9, 10, 11.

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

**Senator Betzold introduced–**

**S.F. No. 547:** A bill for an act relating to marriage; modifying provisions governing minister credentials; establishing a fee; amending Minnesota Statutes 2008, section 517.05.

Referred to the Committee on Judiciary.

**Senator Betzold introduced–**

**S.F. No. 548:** A bill for an act relating to marriage; clarifying and modifying certain terms and procedures; specifying forms; amending Minnesota Statutes 2008, sections 517.02; 517.03, subdivision 2; 517.04; 517.05; 517.06; 517.07; 517.08, subdivisions 1a, 1b; 517.10; 517.101; 517.13.

Referred to the Committee on Judiciary.

**Senators Dibble, Rest, Olseen, Carlson and Dille introduced–**

**S.F. No. 549:** A bill for an act relating to environment; adding greenhouse gas reduction goals and strategies to various state and metropolitan programs and plans; establishing goals for

per capita reduction in vehicle miles traveled to reduce greenhouse gases; appropriating money; amending Minnesota Statutes 2008, sections 103B.3355; 116D.04, by adding a subdivision; 123B.70, subdivision 1; 123B.71, subdivision 9; 473.121, by adding a subdivision; 473.145; 473.146, by adding a subdivision; 473.25; proposing coding for new law in Minnesota Statutes, chapters 116C; 174; 473.

Referred to the Committee on Environment and Natural Resources.

**Senator Prettner Solon introduced—**

**S.F. No. 550:** A bill for an act relating to energy; allowing carry forward of excess energy savings by power companies; requiring study of conservation improvement program; amending Minnesota Statutes 2008, section 216B.241, subdivision 1c.

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

**Senators Olseen and Skogen introduced—**

**S.F. No. 551:** A bill for an act relating to elections; expanding the use of mail balloting; providing a later opening time for voting on election days; amending Minnesota Statutes 2008, sections 204B.45, subdivision 1; 204C.05, subdivision 1.

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

**Senator Rosen introduced—**

**S.F. No. 552:** A bill for an act relating to education; increasing minimum revenue to school districts for various youth and community education programs; amending Minnesota Statutes 2008, sections 124D.135, subdivision 1; 124D.20, subdivisions 3, 4, 4a.

Referred to the Committee on Finance.

**Senators Saltzman and Marty introduced—**

**S.F. No. 553:** A bill for an act relating to education; requiring public school students to complete service learning hours as a condition of graduating from high school; amending Minnesota Statutes 2008, section 120B.024.

Referred to the Committee on Education.

**Senators Saltzman, Saxhaug and Latz introduced—**

**S.F. No. 554:** A bill for an act relating to education finance; providing employment protection of charter school employees; amending Minnesota Statutes 2008, section 124D.10, subdivision 11.

Referred to the Committee on Finance.

**Senator Lourey introduced—**

**S.F. No. 555:** A bill for an act relating to day care facilities; instructing the commissioner of

human services to amend a rule.

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

**Senator Lourey introduced–**

**S.F. No. 556:** A bill for an act relating to transportation; highways; prohibiting certain activities at rest areas; prescribing petty misdemeanor penalty; proposing coding for new law in Minnesota Statutes, chapter 160.

Referred to the Committee on Transportation.

**Senator Bakk introduced–**

**S.F. No. 557:** A bill for an act relating to retirement; Brimson Firefighters Relief Association; permitting an alternate composition of the relief association board of trustees.

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

**Senators Sheran; Olson, M. and Erickson Ropes introduced–**

**S.F. No. 558:** A bill for an act relating to children; defining kinship care; proposing coding for new law in Minnesota Statutes, chapter 257C.

Referred to the Committee on Judiciary.

**Senator Pogemiller introduced–**

**S.F. No. 559:** A bill for an act relating to capital improvements; appropriating money for the University Research Park project area in the city of Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Moua and Higgins introduced–**

**S.F. No. 560:** A bill for an act relating to public safety; expanding and modifying the expungement law; authorizing courts to modify or suspend collateral sanctions under certain circumstances; limiting the situations in which a juvenile delinquency criminal record is publicly available; amending Minnesota Statutes 2008, sections 260B.171, subdivisions 4, 5; 609.135, by adding a subdivision; 609A.02, subdivisions 2, 3; 609A.03, subdivisions 2, 3, 4, 5, 5a, 7; proposing coding for new law in Minnesota Statutes, chapter 609A.

Referred to the Committee on Judiciary.

**Senators Moua, Marty and Higgins introduced–**

**S.F. No. 561:** A bill for an act relating to public safety; requiring the collection and reporting of specified summary data relating to decisions that affect a child's status within the juvenile justice system; proposing coding for new law in Minnesota Statutes, chapter 260B.

Referred to the Committee on Judiciary.

**Senators Moua; Olson, M.; Latz and Higgins introduced–**

**S.F. No. 562:** A bill for an act relating to civil liability; limiting admission of criminal history evidence in actions against private employers; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Judiciary.

**Senators Moua, Betzold, Higgins and Olson, M. introduced–**

**S.F. No. 563:** A bill for an act relating to crimes; adopting the Uniform Child Witness Testimony by Alternative Methods Act; amending Minnesota Statutes 2008, section 595.02, subdivisions 3, 4; proposing coding for new law in Minnesota Statutes, chapter 595.

Referred to the Committee on Judiciary.

**Senators Moua, Foley and Higgins introduced–**

**S.F. No. 564:** A bill for an act relating to elections; restoring the civil rights of an individual upon release from incarceration; requiring notice; amending Minnesota Statutes 2008, sections 201.014, subdivision 2, by adding a subdivision; 201.091, by adding a subdivision; 201.155; 203B.02, subdivision 1; 204C.08, subdivision 1a; 609.165, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 243; 630; 631.

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

**Senators Moua, Pappas, Betzold and Olson, M. introduced–**

**S.F. No. 565:** A bill for an act relating to data practices; classifying private equity investment data; amending Minnesota Statutes 2008, section 13.3215.

Referred to the Committee on Judiciary.

**Senator Vickerman introduced–**

**S.F. No. 566:** A bill for an act relating to agriculture; changing certain provisions of the pesticide control law and the fertilizer, soil amendment, and plant amendment law; amending Minnesota Statutes 2008, sections 18B.065, subdivisions 2, 2a; 18C.415, subdivision 3; 18C.421; 18C.425, subdivisions 4, 6.

Referred to the Committee on Agriculture and Veterans.

**Senators Saltzman, Stumpf, Clark, Ingebrigtsen and Wiger introduced–**

**S.F. No. 567:** A bill for an act relating to education; establishing cardiopulmonary resuscitation and automated external defibrillator instruction guidelines; amending Minnesota Statutes 2008, section 120B.021, subdivision 1.

Referred to the Committee on Education.

**Senators Scheid and Rest introduced—**

**S.F. No. 568:** A bill for an act relating to civil law; extending civil immunity to municipalities that donate public safety equipment; amending Minnesota Statutes 2008, section 466.03, by adding a subdivision.

Referred to the Committee on Judiciary.

**MEMBERS EXCUSED**

Senators Cohen, Johnson and Vickerman were excused from the Session of today.

**ADJOURNMENT**

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 12, 2009. The motion prevailed.

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





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