

FIFTY-SIXTH DAY

St. Paul, Minnesota, Saturday, May 16, 2009

The Senate met at 2:00 p.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by Senator Gary W. Kubly.

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 |
| Bonoff | Frederickson | Limmer | Pogemiller | Sparks |
| Carlson | Gerlach | Lourey | Prettner Solon | Stumpf |
| Chaudhary | Gimse | Lynch | Rest | Tomassoni |
| Clark | Hann | Marty | Robling | Vandever |
| Cohen | Higgins | Metzen | Rosen | Vickerman |
| Dahle | Ingebrigtsen | Michel | Rummel | Wiger |
| Day | Johnson | Moua | Saltzman | |
| Dibble | Jungbauer | Murphy | Saxhaug | |
| 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.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 213 and 763.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

Mr. President:

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

S.F. No. 79: A bill for an act relating to local government; authorizing the Central Iron Range Sanitary Sewer District; amending Laws 2006, chapter 258, section 21, subdivision 4.

Senate File No. 79 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

CONCURRENCE AND REPASSAGE

Senator Tomassoni moved that the Senate concur in the amendments by the House to S.F. No. 79 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 79 was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE - CONTINUED

Mr. President:

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

S.F. No. 492: A bill for an act relating to transportation; regulating use and operation of mini trucks on public roadways; amending Minnesota Statutes 2008, sections 169.011, by adding a

subdivision; 169.045.

Senate File No. 492 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

Senator Skogen moved that the Senate do not concur in the amendments by the House to S.F. No. 492, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 915: A bill for an act relating to insurance; requiring school districts to obtain employee health coverage through the public employees insurance program; appropriating money; amending Minnesota Statutes 2008, sections 43A.316, subdivisions 9, 10, by adding subdivisions; 62E.02, subdivision 23; 62E.10, subdivision 1; 62E.11, subdivision 5; 297I.05, subdivision 5; 297I.15, subdivision 3.

Senate File No. 915 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

Senator Dibble moved that the Senate do not concur in the amendments by the House to S.F. No. 915, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

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

S.F. No. 1009: A bill for an act relating to public safety; clarifying the prostitution penalty enhancement provision for repeat offenders; broadening the prostitution in a public place crime; making driving records relating to prostitution offenses public for repeat offenders and ensuring that they are available to law enforcement for first-time offenders; amending Minnesota Statutes 2008, sections 609.321, subdivision 12; 609.324, subdivisions 2, 3, 5.

Senate File No. 1009 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

Senator Pogemiller, for Senator Torres Ray, moved that the Senate do not concur in the amendments by the House to S.F. No. 1009, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 1012: A bill for an act relating to state government; appropriating money for environment and natural resources.

There has been appointed as such committee on the part of the House:

Wagenius, Knuth, Kath, Persell and Loon.

Senate File No. 1012 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

REPORTS OF COMMITTEES

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 702 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| | | | | 702 | 561 |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 702 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 702, the second engrossment; and insert the language after the enacting clause of S.F. No. 561, the second engrossment; further, delete the title of H.F. No. 702, the second engrossment; and insert the title of S.F. No. 561, the second

engrossment.

And when so amended H.F. No. 702 will be identical to S.F. No. 561, and further recommends that H.F. No. 702 be given its second reading and substituted for S.F. No. 561, and that the Senate File be indefinitely postponed.

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 384 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| | | | | 384 | 704 |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 384 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 384, the second engrossment; and insert the language after the enacting clause of S.F. No. 704, the second engrossment; further, delete the title of H.F. No. 384, the second engrossment; and insert the title of S.F. No. 704, the second engrossment.

And when so amended H.F. No. 384 will be identical to S.F. No. 704, and further recommends that H.F. No. 384 be given its second reading and substituted for S.F. No. 704, and that the Senate File be indefinitely postponed.

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 1728 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| | | | | 1728 | 1509 |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 1728 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1728, the second engrossment; and

insert the language after the enacting clause of S.F. No. 1509, the third engrossment; further, delete the title of H.F. No. 1728, the second engrossment; and insert the title of S.F. No. 1509, the third engrossment.

And when so amended H.F. No. 1728 will be identical to S.F. No. 1509, and further recommends that H.F. No. 1728 be given its second reading and substituted for S.F. No. 1509, and that the Senate File be indefinitely postponed.

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 1328 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| | | | | 1328 | 1235 |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 1328 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1328, the second engrossment; and insert the language after the enacting clause of S.F. No. 1235, the third engrossment; further, delete the title of H.F. No. 1328, the second engrossment; and insert the title of S.F. No. 1235, the third engrossment.

And when so amended H.F. No. 1328 will be identical to S.F. No. 1235, and further recommends that H.F. No. 1328 be given its second reading and substituted for S.F. No. 1235, and that the Senate File be indefinitely postponed.

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 1744 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| | | | | 1744 | 1600 |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 1744 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1744, the fourth engrossment; and insert the language after the enacting clause of S.F. No. 1600, the second engrossment; further, delete the title of H.F. No. 1744, the fourth engrossment; and insert the title of S.F. No. 1600, the second engrossment.

And when so amended H.F. No. 1744 will be identical to S.F. No. 1600, and further recommends that H.F. No. 1744 be given its second reading and substituted for S.F. No. 1600, and that the Senate File be indefinitely postponed.

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 927 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| 927 | 1004 | | | | |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 927 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 927, the fifth engrossment; and insert the language after the enacting clause of S.F. No. 1004, the second engrossment; further, delete the title of H.F. No. 927, the fifth engrossment; and insert the title of S.F. No. 1004, the second engrossment.

And when so amended H.F. No. 927 will be identical to S.F. No. 1004, and further recommends that H.F. No. 927 be given its second reading and substituted for S.F. No. 1004, and that the Senate File be indefinitely postponed.

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

Senator Pogemiller, from the Committee on Rules and Administration, to which was referred

H.F. No. 354 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| 354 | 340 | | | | |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 354

be amended as follows:

Delete all the language after the enacting clause of H.F. No. 354, the fourth engrossment; and insert the language after the enacting clause of S.F. No. 340, the third engrossment; further, delete the title of H.F. No. 354, the fourth engrossment; and insert the title of S.F. No. 340, the third engrossment.

And when so amended H.F. No. 354 will be identical to S.F. No. 340, and further recommends that H.F. No. 354 be given its second reading and substituted for S.F. No. 340, and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 702, 384, 1728, 1328, 1744, 927 and 354 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Rosen, Sheran, Bakk, Sparks and Vickerman introduced—

S.F. No. 2151: A bill for an act relating to agriculture; appropriating money for grants to certain pork producers.

Referred to the Committee on Finance.

Senators Kelash, Pariseau and Skogen introduced—

S.F. No. 2152: A bill for an act relating to commerce; regulating the purchase, return, and collection for recycling of lead acid batteries; modifying certain charges; amending Minnesota Statutes 2008, sections 325E.115, subdivision 1; 325E.1151, subdivisions 1, 3, 4.

Referred to the Committee on Commerce and Consumer Protection.

Senator Saxhaug introduced—

S.F. No. 2153: A bill for an act relating to capital investment; appropriating money for the Voyageurs Heritage Center and Voyageurs National Park Headquarters; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Saxhaug introduced–

S.F. No. 2154: A bill for an act relating to capital investment; authorizing the sale and issuance of state bonds; appropriating money for the city of Grand Rapids at-grade railroad crossing improvements.

Referred to the Committee on Finance.

Senator Saxhaug introduced–

S.F. No. 2155: A bill for an act relating to capital improvements; authorizing the sale and issuance of state bonds; appropriating money for a fire and hazardous response team facility in Grand Rapids.

Referred to the Committee on Finance.

Senator Saxhaug introduced–

S.F. No. 2156: A bill for an act relating to capital investment; appropriating money for the renewable energy clean air project in Koochiching County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Skogen introduced–

S.F. No. 2157: A bill for an act relating to energy; providing for carbon sequestration exemption to greenhouse gas control plan; amending Minnesota Statutes 2008, section 216H.03, subdivision 7.

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

Senators Skogen, Sparks, Metzen, Rosen and Senjem introduced–

S.F. No. 2158: A bill for an act relating to energy; modifying provision relating to carbon dioxide emissions by utilities; amending Minnesota Statutes 2008, section 216H.03, by adding a subdivision.

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

Senators Sheran and Rosen introduced–

S.F. No. 2159: A bill for an act relating to taxation; providing a property tax credit for agricultural property used in a farm operation that has incurred economic losses due to the H1N1 virus; proposing coding for new law in Minnesota Statutes, chapter 273.

Referred to the Committee on Taxes.

MOTIONS AND RESOLUTIONS

Senator Dibble moved that the name of Senator Erickson Ropes be added as a co-author to S.F.

No. 916. The motion prevailed.

Senator Senjem moved that the name of Senator Rosen be added as a co-author to S.F. No. 1138. The motion prevailed.

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, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 1284: A bill for an act relating to lawful gambling; modifying lawful purpose and other definitions; establishing a rating system for annual lawful purpose expenditures and imposing civil penalties; modifying provisions relating to licensing and permits and providing for fees; regulating conduct of bingo and other games; modifying lease requirements; regulating who may participate in lawful gambling; providing for expenditures of gross profits; prohibiting the use of debit cards for certain gambling purposes; providing for local approval; making clarifying, technical, and conforming changes to lawful gambling provisions; amending Minnesota Statutes 2008, sections 297E.06, subdivision 4; 349.11; 349.12, subdivisions 3a, 7, 7a, 12a, 18, 19, 21, 25, 29, 32a, 33; 349.15, subdivisions 1, 1a; 349.151, subdivision 4; 349.154, subdivision 1; 349.155, subdivisions 3, 4a; 349.16, subdivisions 2, 3, 6, 8, 11, by adding subdivisions; 349.162, subdivision 6; 349.1635, subdivision 3; 349.1641; 349.165, subdivisions 1, 2, 3, by adding a subdivision; 349.166, subdivision 2; 349.167, subdivision 2; 349.168, subdivision 8; 349.169, subdivisions 1, 3; 349.17, subdivisions 3, 5, 6, 7; 349.173; 349.18, subdivision 1; 349.19, subdivisions 2, 2a, 3, 9, 10; 349.191, subdivisions 1, 1a, 1b, 2, 3, 4; 349.2127, subdivision 7; 349.213, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter 349; repealing Minnesota Statutes 2008, sections 349.15, subdivisions 4, 5; 349.154, subdivision 2; 349.155, subdivision 7; 349.16, subdivisions 9, 10; 349.166, subdivision 3; 349.168, subdivisions 4, 6, 7, 10; 349.18, subdivisions 2, 3; 349.2127, subdivision 8.

Senate File No. 1284 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 15, 2009

CONCURRENCE AND REPASSAGE

Senator Lourey moved that the Senate concur in the amendments by the House to S.F. No. 1284 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1284: A bill for an act relating to lawful gambling; modifying lawful purpose and other definitions; establishing a rating system for annual lawful purpose expenditures and imposing civil

penalties; modifying provisions relating to licensing and permits and providing for fees; regulating conduct of bingo and other games; modifying lease requirements; regulating who may participate in lawful gambling; providing for expenditures of gross profits; providing for local approval; changing annual audit requirements; making clarifying, technical, and conforming changes to lawful gambling provisions; amending Minnesota Statutes 2008, sections 297E.06, subdivision 4; 349.11; 349.12, subdivisions 3a, 7, 7a, 12a, 18, 19, 21, 25, 32a, 33; 349.15, subdivisions 1, 1a; 349.151, subdivision 4; 349.154, subdivision 1; 349.155, subdivisions 3, 4a; 349.16, subdivisions 2, 3, 6, 8, 11, by adding subdivisions; 349.162, subdivision 6; 349.1635, subdivision 3; 349.1641; 349.165, subdivisions 1, 2, 3, by adding a subdivision; 349.166, subdivision 2; 349.167, subdivision 2; 349.168, subdivision 8; 349.169, subdivisions 1, 3; 349.17, subdivisions 3, 5, 6, 7; 349.173; 349.18, subdivision 1; 349.19, subdivisions 2, 2a, 3, 9, 10; 349.191, subdivisions 1, 1a, 1b, 2, 3, 4; 349.2127, subdivision 7; 349.213, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter 349; repealing Minnesota Statutes 2008, sections 349.15, subdivisions 4, 5; 349.154, subdivision 2; 349.155, subdivision 7; 349.16, subdivisions 9, 10; 349.166, subdivision 3; 349.168, subdivisions 4, 6, 7, 10; 349.18, subdivisions 2, 3; 349.2127, subdivision 8.

Was read the third time, as amended by the House, and placed on its repassage.

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

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

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

SUSPENSION OF RULES

Senator Pogemiller moved that Rule 24.2 be suspended as to the lie-over requirement on the Calendar. The motion prevailed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of the Calendar.

CALENDAR

H.F. No. 1529: A bill for an act relating to civil proceedings; removing a dollar limitation on attorney or agent fees in certain cases; amending Minnesota Statutes 2008, section 15.471, subdivision 5.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 1250: A bill for an act relating to transportation; regulating electric vehicle infrastructure; amending Minnesota Statutes 2008, sections 16C.137, subdivision 1; 169.011, by adding subdivisions; 216B.02, subdivision 4; 216B.241, subdivision 9; Laws 2006, chapter 245, section 1; Laws 2008, chapter 287, article 1, section 118; proposing coding for new law in Minnesota Statutes, chapter 325F.

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 59 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

| | | |
|--------------|-----------|----------|
| Hann | Jungbauer | Pariseau |
| Ingebrigtsen | Ortman | Vandever |

So the bill passed and its title was agreed to.

H.F. No. 1745: A bill for an act relating to health; requiring the commissioner of health to enroll pharmacies or pharmacists in the pediatric vaccine administration program; changing the age requirement for pharmacists administering influenza vaccines; changing certain requirements; modifying provisions in health occupations for speech language pathologists and occupational therapists; expanding definition of licensed health care professional; changing provisions for food, beverage, and lodging establishments; requiring the Department of Health to use rules and guidelines from the federal government to implement the minimum data set for resident reimbursement classification; establishing fees; amending Minnesota Statutes 2008, sections 148.512, subdivision 13; 148.5193, subdivision 6a; 148.5194, subdivisions 2, 3, 7; 148.6402, subdivisions 13, 22a; 148.6405; 148.6440, subdivision 2; 151.01, subdivision 27; 157.16, subdivisions 2, 4; proposing coding for new law in Minnesota Statutes, chapter 145; repealing Minnesota Rules, parts 4610.0420; 4610.0500, subparts 1, 2, 3, 5; 4610.0600, subparts 1, 3, 4; 4610.0650.

RECONSIDERATION

With the unanimous consent of the Senate and having voted on the prevailing side, Senator Marty moved that the vote whereby the second Lynch amendment to H.F. No. 1745 was adopted by the Senate on May 15, 2009, be now reconsidered. The motion prevailed. So the vote was reconsidered.

Senator Lynch withdrew her amendment.

H.F. No. 1745 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 57 and nays 8, as follows:

Those who voted in the affirmative were:

| | | | | |
|-----------|----------------|-----------|----------------|-----------|
| Anderson | Dille | Kubly | Pappas | Sheran |
| Bakk | Doll | Langseth | Pariseau | Sieben |
| Berglin | Erickson Ropes | Latz | Pogemiller | Skoe |
| Betzold | Fischbach | Lourey | Prettner Solon | Skogen |
| Bonoff | Fobbe | Lynch | Rest | Sparks |
| Carlson | Foley | Marty | Robling | Stumpf |
| Chaudhary | Frederickson | Metzen | Rosen | Tomassoni |
| Clark | Gerlach | Michel | Rummel | Vickerman |
| Cohen | Gimse | Moua | Saltzman | Wiger |
| Dahle | Higgins | Olseen | Saxhaug | |
| Day | Johnson | Olson, G. | Scheid | |
| Dibble | Kelash | Olson, M. | Senjem | |

Those who voted in the negative were:

| | | | |
|--------------|-----------|---------|------------|
| Hann | Jungbauer | Koering | Ortman |
| Ingebrigtsen | Koch | Limmer | Vanderveer |

So the bill passed and its title was agreed to.

H.F. No. 1853: A bill for an act relating to commerce; regulating various licenses, forms, coverages, disclosures, notices, marketing practices, and records; classifying certain data; removing certain state regulation of telephone solicitations; regulating the use of prerecorded

or synthesized voice messages; regulating debt management services providers; permitting a deceased professional's surviving spouse to retain ownership of a professional firm under certain circumstances; amending Minnesota Statutes 2008, sections 13.716, by adding a subdivision; 45.011, subdivision 1; 45.0135, subdivision 7; 58.02, subdivision 17; 59B.01; 60A.08, by adding a subdivision; 60A.198, subdivisions 1, 3; 60A.201, subdivision 3; 60A.205, subdivision 1; 60A.2085, subdivisions 1, 3, 7, 8; 60A.23, subdivision 8; 60A.235; 60A.32; 61B.19, subdivision 4; 61B.28, subdivisions 4, 8; 62A.011, subdivision 3; 62A.136; 62A.17, by adding a subdivision; 62A.29, by adding a subdivision; 62A.3099, subdivision 18; 62A.31, subdivision 1, by adding a subdivision; 62A.315; 62A.316; 62L.02, subdivision 26; 62M.05, subdivision 3a; 65A.27, subdivision 1; 65B.133, subdivisions 2, 3, 4; 67A.191, subdivision 2; 72A.20, subdivisions 15, 26; 79A.04, subdivision 1, by adding a subdivision; 79A.06, by adding a subdivision; 79A.24, subdivision 1, by adding a subdivision; 82.31, subdivision 4; 82B.08, by adding a subdivision; 82B.20, subdivision 2; 319B.02, by adding a subdivision; 319B.07, subdivision 1; 319B.08; 319B.09, subdivision 1; 325E.27; 332A.02, subdivision 13, as amended; 332A.14, as amended; 471.98, subdivision 2; 471.982, subdivision 3; Laws 2009, chapter 37, article 4, sections 19, subdivision 13; 20; 23; 26, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 60A; 62A; 62Q; 72A; 80A; 82B; 325E; repealing Minnesota Statutes 2008, sections 60A.201, subdivision 4; 61B.19, subdivision 6; 70A.07; 79.56, subdivision 4.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

| | | | |
|---------|-----------|--------|------------|
| Gerlach | Jungbauer | Limmer | Vandevveer |
| Johnson | Koch | Ortman | |

So the bill passed and its title was agreed to.

H.F. No. 1193: A bill for an act relating to claims against the state; providing for settlement of various claims; appropriating money.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 963: A bill for an act relating to public safety; modifying duties and responsibilities of Forensic Laboratory Advisory Board; requiring the board to appoint an executive secretary; establishing immunity from liability for board members; clarifying availability of investigation reports to the public; defining forensic laboratory; providing for a study and report; appropriating money; amending Minnesota Statutes 2008, section 299C.156, subdivisions 1, 2, 3, 4, 5, 7, 11, by adding a subdivision.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 925: A bill for an act relating to employment; expanding the official measure of unemployment; requiring a report; directing use of certain appropriations; amending Minnesota Statutes 2008, section 116J.401, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 116J.

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 45 and nays 18, as follows:

Those who voted in the affirmative were:

| | | | | |
|-----------|----------------|----------|----------------|-----------|
| Anderson | Dahle | Kelash | Olseen | Scheid |
| Bakk | Dibble | Kubly | Olson, G. | Sheran |
| Berglin | Dille | Langseth | Olson, M. | Sieben |
| Betzold | Doll | Latz | Pogemiller | Skoe |
| Bonoff | Erickson Ropes | Lourey | Prettner Solon | Skogen |
| Carlson | Fobbe | Lynch | Rest | Stumpf |
| Chaudhary | Foley | Marty | Rummel | Tomassoni |
| Clark | Frederickson | Metzen | Saltzman | Vickerman |
| Cohen | Higgins | Moua | Saxhaug | Wiger |

Those who voted in the negative were:

| | | | | |
|-----------|--------------|---------|----------|----------|
| Day | Hann | Koch | Ortman | Senjem |
| Fischbach | Ingebrigtsen | Koering | Pariseau | Vandever |
| Gerlach | Johnson | Limmer | Robling | |
| Gimse | Jungbauer | Michel | Rosen | |

So the bill passed and its title was agreed to.

S.F. No. 1623: A resolution memorializing the President and Congress to repeal the federal legislation of 1863 ordering the removal of Dakota people from Minnesota.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 211: A bill for an act relating to civil actions; statutory housing warranties; regulating recovery for breaches; amending Minnesota Statutes 2008, section 327A.05.

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 40 and nays 25, as follows:

Those who voted in the affirmative were:

| | | | | |
|-----------|--------|----------------|----------|-----------|
| Anderson | Clark | Erickson Ropes | Langseth | Moua |
| Berglin | Cohen | Fobbe | Latz | Olseen |
| Betzold | Dahle | Foley | Lourey | Olson, G. |
| Bonoff | Dibble | Higgins | Lynch | Olson, M. |
| Carlson | Dille | Kelash | Marty | Pappas |
| Chaudhary | Doll | Kubly | Metzen | Pariseau |

56TH DAY]

SATURDAY, MAY 16, 2009

5885

Pogemiller
Prettner Solon

Rest
Rummel

Saltzman
Scheid

Sieben
Skogen

Tomassoni
Wiger

Those who voted in the negative were:

Bakk
Day
Fischbach
Frederickson
Gerlach

Gimse
Hann
Ingebrigtsen
Johnson
Jungbauer

Koch
Koering
Limmer
Michel
Ortman

Robling
Rosen
Saxhaug
Senjem
Sheran

Skoe
Sparks
Stumpf
Vanderveer
Vickerman

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 708 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 708

A bill for an act relating to mortgages; modifying provisions relating to foreclosure consultants; amending Minnesota Statutes 2008, section 325N.01.

May 15, 2009

The Honorable James P. Metzen
President of the Senate

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 708 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 708 be further amended as follows:

Page 4, line 14, delete everything after "effective" and insert "30 days after the date of final enactment."

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

Senate Conferees: (Signed) Lisa Fobbe, Bill Ingebrigtsen, Linda Scheid

House Conferees: (Signed) Joe Mullery, Sheldon Johnson, Kurt Zellers

Senator Fobbe moved that the foregoing recommendations and Conference Committee Report on S.F. No. 708 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 708 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 61 and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Jungbauer

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

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Pogemiller, Chair of the Committee on Rules and Administration, designated H.F. No. 1880 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 1880: A bill for an act relating to veterans; requiring an interview for veterans listed as meeting minimum qualifications and claiming veterans preference for positions of state government employment; applying to state civil service certain removal provisions in current local government law; requiring a report of certain state employment statistics pertaining to veterans; amending Minnesota Statutes 2008, sections 43A.11, subdivision 7; 197.455, subdivision 1.

Senator Gerlach moved to amend H.F. No. 1880, as amended pursuant to Rule 45, adopted by the Senate May 14, 2009, as follows:

(The text of the amended House File is identical to S.F. No. 1982.)

Page 1, delete section 1

Page 2, delete sections 2 and 3 and insert:

"Section 1. Minnesota Statutes 2008, section 43A.11, subdivision 7, is amended to read:

Subd. 7. **Ranking of veterans.** Applicants who meet the minimum qualifications for a vacant position and claim disabled veteran's preference shall be listed in the applicant pool ahead of all other applicants. Applicants who meet the minimum qualifications for a vacant position and claim nondisabled veteran's preference shall be listed in the applicant pool after those claiming disabled veteran's preference and ahead of nonveterans. Each recently separated veteran who meets minimum qualifications for a vacant position and has claimed a veterans or disabled veterans preference must

be considered for the position. The top five recently separated veterans must be granted an interview for the position by the hiring authority.

The term "recently separated veteran" means a veteran, as defined in section 197.447, who has served in active military service, at any time on or after September 11, 2001, and who has been honorably discharged from active service, as shown by the person's form DD-214.

EFFECTIVE DATE. This section is effective July 1, 2009, and applies to all vacancies posted on or after that date.

Sec. 2. Minnesota Statutes 2008, section 197.455, subdivision 1, is amended to read:

Subdivision 1. **Application.** (a) This section shall govern preference of a veteran under the civil service laws, charter provisions, ordinances, rules or regulations of a county, city, town, school district, or other municipality or political subdivision of this state. Any provision in a law, charter, ordinance, rule or regulation contrary to the applicable provisions of this section is void to the extent of such inconsistency.

(b) Sections 197.46 to ~~197.48~~ shall not 197.481 also apply to ~~state civil service.~~ a veteran who is an incumbent in a classified appointment in the state civil service and has completed the probationary period for that position, as defined under section 43A.16. In matters of dismissal from such a position, a qualified veteran has the irrevocable option of using the procedures described in sections 197.46 to 197.481, or the procedures provided in the collective bargaining agreement applicable to the person, but not both. For a qualified veteran electing to use the procedures of sections 197.46 to 197.481, the matters governed by those sections must not be considered grievances under a collective bargaining agreement, and if a veteran elects to appeal the dispute through those sections, the veteran is precluded from making an appeal under the grievance procedure of the collective bargaining agreement.

EFFECTIVE DATE. This section is effective July 1, 2009, and applies to appointments to state and local government positions of employment made on or after that date.

Sec. 3. Laws 2006, chapter 258, section 19, subdivision 1, is amended to read:

| | |
|--|-------------------|
| Subdivision 1. To the commissioner of administration | 12,090,000 |
| for the purposes specified in this section | <u>21,418,000</u> |

Sec. 4. Laws 2006, chapter 258, section 19, subdivision 4, as amended by Laws 2008, chapter 365, section 15, is amended to read:

| | |
|---|-------------------|
| Subd. 4. Hastings Veterans Home Supportive Housing | 700,000 |
| | <u>10,028,000</u> |

(a) \$700,000 is to design 60 units of permanent supportive housing for veterans with disabilities.

The commissioner of veterans affairs and the Minnesota Housing Finance Agency must work together cooperatively on the development of a viable permanent

supportive housing project to serve primarily veterans on the campus of the Hastings home. For purposes of this project, the commissioners of veterans affairs and administration may enter into financing agreements with the Minnesota Housing Finance Agency to obtain money to design, construct, and furnish housing for veterans upon terms and conditions acceptable to the commissioners.

(b) \$9,328,000 is to construct 60 units of permanent supportive housing for low- and moderate-income veterans and other low- and moderate-income households who have experienced long-term homelessness or are at risk of experiencing long-term homelessness. At least 90 percent of the units must be occupied by households who either have been without a permanent residence for at least 12 months or on at least four occasions in the last three years, or who are at significant risk of lacking a permanent residence for at least 12 months or on at least four occasions in the last three years. The housing must provide or coordinate with linkages to services necessary for residents to maintain housing stability and maximize opportunities for education and employment.

Sec. 5. Laws 2006, chapter 258, section 22, subdivision 1, is amended to read:

| | |
|--|-------------------|
| Subdivision 1. To the Housing Finance Agency for | 19,500,000 |
| the purposes specified in this section | <u>10,172,000</u> |

Sec. 6. Laws 2006, chapter 258, section 22, subdivision 3, is amended to read:

| | |
|---|------------------|
| Subd. 3. Supportive Housing for Long-term Homeless | 17,500,000 |
| | <u>8,172,000</u> |

For loans and grants for publicly owned permanent rental housing under Minnesota Statutes, section 462A.202, subdivision 3a, for persons who either have been without a permanent residence for at least 12 months or on at least four occasions in the last three years, or who are at significant risk of lacking a permanent residence for at least 12

months or on at least four occasions in the last three years. The housing must provide or coordinate with linkages to services necessary for residents to maintain housing stability and maximize opportunities for education and employment.

Preference among comparable proposals must be given to proposals that (1) colocate housing and services accessible to the general public as well as to the residents, and (2) provide housing affordable to a range of household income levels.

Sec. 7. **REPORTING REQUIRED.**

(a) The commissioner of finance must collect the following data annually from each cabinet-level state agency, with the exception of the Metropolitan Council, and must report those data, by agency, by the second week of each legislative session, beginning in 2011, to the chairs and ranking minority members of each of the house of representatives and senate committees having responsibility for veterans policy and finance issues:

- (1) the total number of persons employed in full-time positions by the state agency;
- (2) the total number of employees identified in clause (1) who are veterans;
- (3) the total number of vacant full-time positions in the agency filled by hiring or appointment during the designated fiscal year;
- (4) the total number of applications received for the positions identified in clause (3);
- (5) the total number of applications identified in clause (4) for which veterans preference was elected by the applicant;
- (6) the total number of applications identified in clause (5) for which the veteran applicant was judged by the hiring authority as meeting minimum requirements for the open positions of employment;
- (7) the total number of veteran applicants identified in clause (6) who were interviewed by the hiring authority for the open positions of employment in the agency;
- (8) the total number of veteran applicants identified in clause (7) who were selected for and offered employment within the open positions of employment in the agency;
- (9) the total number of veteran applicants identified in clause (8) who were hired into the open positions of employment in the agency;
- (10) the total number of veteran applicants identified in clause (6) who were sent a rejection letter, in accordance with Minnesota Statutes, section 43A.11, subdivision 9; and
- (11) any other data or information deemed important by the commissioner of administration and reflecting on the efforts of the subject agency to recruit and hire veterans.

(b) The data must reflect one full fiscal year or one full calendar year, as determined by the commissioner of finance.

(c) The term "veteran" has the meaning given in Minnesota Statutes, section 197.447.

EFFECTIVE DATE. This section is effective July 1, 2009."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 1880 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

RECESS

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Having voted on the prevailing side, Senator Skogen moved that the vote whereby his motion to not concur in the House amendments to S.F. No. 492 was adopted by the Senate on May 16, 2009, be now reconsidered. The motion prevailed. So the vote was reconsidered.

Senator Skogen moved that the Senate do not concur in the amendments by the House to S.F. No. 492, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

RECESS

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

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

APPOINTMENTS

Senator Pogemiller from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 915: Senators Dibble; Olson, M.; Rosen; Lourey and Kubly.

S.F. No. 492: Senators Skogen, Clark, Ingebrigtsen, Moua and Foley.

Senator Pogemiller moved that the foregoing appointments be approved. The motion prevailed.

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 Murphy in the chair.

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

H.F. No. 1276, which the committee recommends to pass.

H.F. No. 705, which the committee recommends to pass, subject to the following motion:

RECONSIDERATION

Having voted on the prevailing side, Senator Lynch moved that the vote whereby the Prettner Solon amendment to H.F. No. 705 was adopted by the Senate on May 15, 2009, be now reconsidered.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

| | | | | |
|-----------|----------------|---------|------------|--------|
| Bakk | Cohen | Higgins | Moua | Rummel |
| Berglin | Dahle | Kelash | Olseen | Scheid |
| Betzold | Dibble | Latz | Olson, M. | Sheran |
| Carlson | Doll | Lourey | Pappas | Sieben |
| Chaudhary | Erickson Ropes | Lynch | Pogemiller | Skoe |
| Clark | Foley | Marty | Rest | Wiger |

Those who voted in the negative were:

| | | | | |
|-----------|--------------|-----------|----------------|-----------|
| Bonoff | Hann | Langseth | Pariseau | Skogen |
| Day | Ingebrigtsen | Limmer | Prettner Solon | Sparks |
| Dille | Johnson | Metzen | Robling | Stumpf |
| Fischbach | Jungbauer | Michel | Rosen | Tomassoni |
| Fobbe | Koch | Murphy | Saltzman | Vandever |
| Gerlach | Koering | Olson, G. | Saxhaug | Vickerman |
| Gimse | Kubly | Ortman | Senjem | |

The motion did not prevail.

H.F. No. 705 was then recommended to pass.

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

RECESS

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

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

MEMBERS EXCUSED

Senator Torres Ray was excused from the Session of today. Senator Rummel was excused from the Session of today from 4:00 to 4:30 p.m.

ADJOURNMENT

Senator Clark moved that the Senate do now adjourn until 4:00 p.m., Sunday, May 17, 2009. The motion prevailed.

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

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