

COMMUNICATIONS SUBSEQUENT TO ADJOURNMENT

May 16, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1794, 1036, 910, 2082, 1096, 203 and 1288.

Sincerely,
Tim Pawlenty, Governor

May 16, 2009

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2009 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2009	Date Filed 2009
1794		84	12:52 p.m. May 16	May 16
1036		85	12:54 p.m. May 16	May 16
1096		86	8:25 p.m. May 16	May 16
	1298	88	9:42 p.m. May 16	May 16
910		89	1:43 p.m. May 16	May 16
	111	90	1:44 p.m. May 16	May 16
	420	91	1:50 p.m. May 16	May 16
	*855	93	7:11 p.m. May 16	May 16
	*1122	94	4:36 p.m. May 16	May 16
*2083		95	4:15 p.m. May 16	May 16
	2	96	8:14 p.m. May 16	May 16
203		97	10:19 p.m. May 16	May 16
1288		98	8:19 p.m. May 16	May 16
2082		101	1:40 p.m. May 16	May 16

* Chapter with line item vetoes

JOURNAL OF THE SENATE

Sincerely,
Mark Ritchie
Secretary of State

May 19, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1890, 666, 567, 1887 and 550.

Sincerely,
Tim Pawlenty, Governor

May 19, 2009

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2009 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2009	Date Filed 2009
1890		102	1:44 p.m. May 19	May 19
	1677	105	1:43 p.m. May 19	May 19
666		106	1:52 p.m. May 19	May 19
567		107	1:56 p.m. May 19	May 19
1887		108	2:55 p.m. May 19	May 19
	1275	109	1:55 p.m. May 19	May 19
550		110	2:21 p.m. May 19	May 19
	668	113	2:34 p.m. May 19	May 19
	523	115	2:32 p.m. May 19	May 19
	1529	125	2:33 p.m. May 19	May 19

Sincerely,
Mark Ritchie
Secretary of State

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May 20, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1436, 213, 79, 1147, 1284, 707, 548 and 1302.

Sincerely,
Tim Pawlenty, Governor

May 20, 2009

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2009 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2009	Date Filed 2009
1436		111	2:12 p.m. May 20	May 20
213		114	1:46 p.m. May 20	May 20
	265	117	2:06 p.m. May 20	May 20
	1476	120	2:22 p.m. May 20	May 20
79		122	1:58 p.m. May 20	May 20
1147		123	2:16 p.m. May 20	May 20
1284		124	2:42 p.m. May 20	May 20
707		128	2:07 p.m. May 20	May 20
548		129	2:27 p.m. May 20	May 20
1302		130	2:09 p.m. May 20	May 20

Sincerely,
Mark Ritchie
Secretary of State

May 20, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

I have vetoed and am returning Senate File 763, Chapter 116, a bill relating to elections, requiring special notice of restoration of voting rights for people being released from incarceration.

This bill adds additional mandates to the court system as well as state and local governments at a time when Minnesota is striving to reduce, or at the very least, not add mandates. Many of the goals behind proposed mandates can be done without statutory requirements. For example, the Minnesota Department of Corrections already has a process in place that informs offenders about their voting rights prior to being released from prison. Moreover, citizens should bear some responsibility for being informed about their own situations and rights.

Sincerely,
Tim Pawlenty, Governor

May 21, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 657, 722, 708, 1447, 1091, 711, 1477, 501, 492, 1208, 1009 and 1623.

Sincerely,
Tim Pawlenty, Governor

May 21, 2009

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2009 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2009	Date Filed 2009
	348	118	10:34 a.m. May 21	May 21
	818	119	4:02 p.m. May 21	May 21
	1193	126	4:19 p.m. May 21	May 21

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	1744	131	11:00 a.m. May 21	May 21
	702	132	4:04 p.m. May 21	May 21
	1250	134	5:18 p.m. May 21	May 21
	1505	137	10:37 a.m. May 21	May 21
657		138	5:38 p.m. May 21	May 21
722		139	10:38 a.m. May 21	May 21
708		141	10:52 a.m. May 21	May 21
1447		142	4:47 p.m. May 21	May 21
1091		144	10:35 a.m. May 21	May 21
711		145	5:20 p.m. May 21	May 21
1477		146	10:53 a.m. May 21	May 21
501		147	5:07 p.m. May 21	May 21
	519	149	4:58 p.m. May 21	May 21
	1328	156	10:40 a.m. May 21	May 21
	1745	157	4:52 p.m. May 21	May 21
492		158	10:36 a.m. May 21	May 21
1208		160	5:10 p.m. May 21	May 21
	108	165	10:39 a.m. May 21	May 21
1009		170	10:39 a.m. May 21	May 21
1623		171	4:57 p.m. May 21	May 21
	2251	177	4:53 p.m. May 21	May 21

Sincerely,
 Mark Ritchie
 Secretary of State

May 21, 2009

The Honorable James P. Metzen
 President of the Senate

Dear President Metzen:

I have vetoed and am returning Chapter 121, Senate File 477, a bill establishing a new fee on paint sold in Minnesota. The bill is similar to the paint fee bill I vetoed last year.

Legislators and stakeholders worked to address the concerns I raised in the 2008 veto message. However, this bill still places a double burden on consumers for an identical purpose. For example, it is estimated that local governments currently spend approximately \$6 million per year for used paint collection and recycling. Since current local tax revenues are paying for this program, the legislation should include a clear and direct mechanism to reduce local tax collections that currently support local paint collection and recycling programs.

I would be willing to consider legislation that creates an industry-managed paint collection and recycling program as long as the program clearly demonstrates taxpayers will not be paying for the

same thing twice.

Sincerely,
Tim Pawlenty, Governor

May 21, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

I have vetoed and am returning Senate File 489, Chapter 127, a bill relating to reverse mortgage loans.

The intention of this bill is to protect borrowers from predatory lending practices, and I share that goal. However, this legislation may trigger unintended consequences and increase costs to consumers.

Reverse mortgage loans are a financial tool to convert some or all of the equity in a home into cash without having to sell and move away from the home. While not right for everyone, it is important this product continues to be offered in Minnesota. This legislation could have the unintended consequence of causing mortgage bankers to refrain from offering reverse mortgage loans to consumers.

The suitability requirement imposed on the lender in this bill is poorly defined. I agree that any reverse mortgage must be appropriate for the consumer. The suitability criteria in the bill should be clear and specific. The standard set forth in this bill is vague and will spawn litigation. More effort should be made to clearly articulate a specific suitability standard.

I encourage the authors to develop legislation that protects consumers from predatory lending practices but does not limit the availability of this type of product in Minnesota.

Sincerely,
Tim Pawlenty, Governor

May 22, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. No. 29.

Sincerely,
Tim Pawlenty, Governor

JOURNAL OF THE SENATE

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May 22, 2009

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2009 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2009	Date Filed 2009
	804	150	7:41 a.m. May 22	May 22
	1849	152	7:43 a.m. May 22	May 22
	384	155	7:44 a.m. May 22	May 22
29		161	7:58 a.m. May 22	May 22
	1728	175	7:57 a.m. May 22	May 22
	1237	176	7:54 a.m. May 22	May 22

Sincerely,
Mark Ritchie
Secretary of State

May 22, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1219, 1503, 1504 and 191.

Sincerely,
Tim Pawlenty, Governor

May 22, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

I have received, approved, signed and deposited in the Office of the Secretary of State, Chapter 143, Senate File 1012, the LCCMR appropriations bill with the exception of the line item vetoes listed below:

1. Page 10, lines 10.21 - 10.33: A \$275,000 appropriation for endocrine disruptor research. There is over \$1 million in funding for endocrine disruptor research in H.F. No. 1231 which will allow the research to move forward appropriately.

2. Pages 14 & 15, lines 14.29 - 15.2: A \$143,000 appropriation to analyze options to "Decarbonize Minnesota's Electrical Power System." The language and direction relating to this appropriation is vague and appears to call for a study of a previous study and its resulting recommendations. The previous effort was sufficient, and in this time of financial crisis we should avoid funding the study of previous studies.

Sincerely,
Tim Pawlenty, Governor

May 22, 2009

The Honorable Margaret Anderson Kelliher
Speaker of the House of Representatives

The Honorable James P. Metzen
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2009 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2009	Date Filed 2009
*1012		143	5:06 p.m. May 22	May 22
	417	148	4:07 p.m. May 22	May 22
1219		153	7:47 a.m. May 22	May 22
	1760	159	3:07 p.m. May 22	May 22
1503		163	4:02 p.m. May 22	May 22
1504		167	2:46 p.m. May 22	May 22
	878	168	5:32 p.m. May 22	May 22
191		169	4:12 p.m. May 22	May 22
	*1231	172	3:50 p.m. May 22	May 22
	1988	173	4:05 p.m. May 22	May 22
	1276	174	5:51 p.m. May 22	May 22
	1853	178	4:08 p.m. May 22	May 22

* Chapter with line item vetoes

Sincerely,
Mark Ritchie
Secretary of State

May 22, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

I have vetoed and am returning Senate File 1331, Chapter 162, an omnibus elections bill. This bill makes a number of changes to existing election laws.

Election laws set forth rules relating to the fundamental right to vote and the government's administration of those rights. The details of these laws matter, and the manner in which they are adopted matters as well. Omnibus election bills making changes to our election process should be bipartisan. Unfortunately, this bill fails that test.

I am also opposed to the change in this bill moving the primary from September to August.

This bill included language seeking to clarify the limitations on exit pollsters, which has been the subject of court challenge. Although I have vetoed this bill on other grounds, it is my hope this matter can be resolved when the Legislature returns next session.

Election law reform is needed in Minnesota. My hope is that bipartisan legislation will be passed during next year's legislative session, in time for the 2010 general election.

Sincerely,
Tim Pawlenty, Governor

May 22, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

I have vetoed and am returning Senate File 97, Chapter 166, a bill authorizing and regulating the medical use of marijuana.

While I am very sympathetic to those dealing with end-of-life illnesses and accompanying pain, I stand with law enforcement in opposition to this legislation. Marijuana poses serious public safety and health risks. Legalized medicinal use could serve to compound these problems.

The FDA has not approved and does not regulate the medical use of marijuana. This bill would allow marijuana to be produced and distributed for medical purposes without any federal oversight to insure the drug is being used safely and effectively. Additionally, the scientific studies available regarding the benefits and risks of the medical use of marijuana are insufficient.

I also note that neither the Minnesota Medical Association nor the American Medical Association have endorsed this legislation.

Sincerely,
Tim Pawlenty, Governor

May 23, 2009

The Honorable James P. Metzen
President of the Senate

Dear President Metzen:

Please be advised that I have vetoed and am returning Chapter 164, Senate File 971, a bill that duplicates current law relating to school board policies prohibiting bullying, intimidation, violence, and pattern of harassment in schools.

Bullying is a serious issue that must be vigilantly monitored, prevented, and addressed by school administration and staff. Students should be able to attend school without fear of being bullied, intimidated, harassed, or subject to violence. A failure by school administration and staff to vigorously and forcefully respond to these behaviors is unacceptable.

I agree with the goal of the bill. However, that goal is already addressed by existing Minnesota laws. Minnesota Statutes 121A.0695 requires school districts to adopt written policies prohibiting bullying of any student in any form. In addition, Minnesota Statutes 121A.03 requires school districts to adopt a written policy prohibiting sexual, religious and racial harassment. That law also requires the policy to conform with the Minnesota Human Rights Act and requires school districts to post the policy and discuss it with students and employees.

The proposed legislation is duplicative of current law which directly and clearly prohibits bullying of any type against any student for any reason.

Nevertheless, to ensure schools remain safe for learning, I have instructed the Commissioner of Education to review the model policy required by Minnesota Statutes 121A.03 and to contact school districts to ensure they are meeting the requirements of Minnesota law relating to intimidation and bullying. In addition, the commissioner will encourage school districts to revisit the enforcement of these policies to protect students from bullying, intimidation, harassment, and violence.

Sincerely,
Tim Pawlenty, Governor

June 1, 2009

The Honorable Larry Pogemiller, Chair
Committee on Rules and Administration

Dear Senator Pogemiller:

Pursuant to Senate Rule 47, the following bills remaining on General Orders after adjournment on May 18, 2009, were returned to the committees indicated:

H.F. No. 598 to the Committee on Agriculture and Veterans.

S.F. Nos. 1058, 1143 and 1932 to the Committee on Business, Industry and Jobs.

S.F. Nos. 842 and 1742 to the Committee on Commerce and Consumer Protection.

S.F. Nos. 11 and 2089 to the Committee on Education.

H.F. Nos. 602 and 789 to the Committee on Energy, Utilities, Technology and Communication.

S.F. Nos. 692 and 1773 to the Committee on Environment and Natural Resources.

S.F. Nos. 249, 347, 407, 635, 702, 847, 1005, 1053, 1123, 1153, 1298, 1512, 1799 and 2113 to the Committee on Finance.

S.F. Nos. 441, 923 and 1761 and H.F. No. 535 to the Committee on Health, Housing and Family Security.

S.F. No. 661 to the Committee on Higher Education.

S.F. Nos. 271, 415, 531, 838, 1082, 1126, 1130, 1196, 1310 and 1525 and H.F. No. 1960 to the Committee on Judiciary.

S.F. No. 1125 to the Committee on Rules and Administration.

S.F. Nos. 160, 260, 295, 351, 446, 551, 562, 568, 658, 659, 663, 801, 804, 834, 837, 853 and 991 to the Committee on State and Local Government Operations and Oversight.

S.F. No. 1257 to the Committee on Taxes.

S.F. Nos. 453, 933, 1124, 1308, 1654 and 1903 and H.F. Nos. 85 and 1209 to the Committee on Transportation.

Pursuant to Joint Rule 3.02(a), the following bills were laid on the table and the Conference Committees were discharged: S.F. Nos. 915 and 1481.

Pursuant to Joint Rule 3.02(a), the following bills were laid on the table in the House of Representatives and the Conference Committees were discharged: H.F. Nos. 705 and 1880.

Pursuant to Joint Rule 3.02(b), the following bills, which had been referred to the Committee on Rules and Administration under Joint Rule 2.03(a), were withdrawn and returned to the committees indicated:

S.F. No. 1542 to the Committee on Environment and Natural Resources.

S.F. Nos. 1151 and 1921 to the Committee on Health, Housing and Family Security.

S.F. Nos. 17, 872, 1079 and 1695 to the Committee on Judiciary.

Pursuant to Joint Rule 3.02(c), the following Senate bills and veto messages were laid on the table: S.F. Nos. 97, 477, 489, 763, 971 and 1331.

Pursuant to Joint Rule 3.02(c), the following vetoes of items contained in S.F. No. 1012 were laid on the table:

Page 10, lines 10.21 – 10.33.

Pages 14 and 15, lines 14.29 – 15.2.

The following bills were received at the Senate Desk as Messages From the House of

Representatives, but were not reported to the Senate: S.F. Nos. 740 and 848.

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

June 17, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

As the Senate Minority Leader, I am hereby making the following appointment:

Pursuant to Laws of Minnesota 2009

Chapter 83, article 3, section 23: Corrections Strategic Management and Operations Advisory Task Force - Doug Lambert, for a term expiring upon the expiration of the Task Force on June 30, 2010.

Sincerely,
David H. Senjem
Senate Republican Leader

July 29, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The Subcommittee on Committees of the Committee on Rules and Administration met on July 29, 2009 and made the following appointments:

Pursuant to Minnesota Statutes 2008

3.303, subd. 8: LCC Working Group on Ethic Heritage and New Americans - Senators Gimse and Torres Ray as well as Gloria Contreras and John Keller to serve a term expiring January 1, 2011.

3.305, subd. 6: Advisory Committee to the LCC Office on the Economics Status of Women - Senators Dille; Limmer; Olson, M. and Pappas to serve a term expiring January 1, 2011.

3.305, subd. 6: LCC Subcommittee on Redistricting - Senators Gerlach and Pogemiller to serve a term expiring January 1, 2011.

3.305, subd. 6: LCC Working Group on Preparedness for Terrorism and Disasters - Senators Bonoff, Higgins and Limmer as well as Karen Anderson and Rocco Forte to serve a term expiring January 1, 2011.

127A.70: Minnesota P-20 Education Partnership - Senators Olson, G. and Wiger to serve at the pleasure of the appointing authority.

161.1419: Mississippi River Parkway Commission - Senators Pappas and Senjem to serve a term

expiring May 17, 2010.

Pursuant to Laws of Minnesota 2009

Chapter 79, article 7, section 25: Autism Spectrum Disorder Task Force - Senators Bonoff and Senjem as well as Zadiq Khayr, to serve at the pleasure of the appointing authority.

Sincerely,
Larry Pogemiller
Chair, Subcommittee on Committees

July 29, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

As the Senate Majority Leader, I hereby make the following appointments:

Pursuant to Minnesota Statutes 2008

15A.082: Compensation Council - Senators Koering, Moua and Prettnner Solon to serve a term expiring May 1, 2011.

116L.665: Governor's Workforce Development Council - Senator Clark to serve a term expiring January 1, 2013.

175.007: Advisory Council on Worker's Compensation - Edward Reynoso to replace Don Gerdesmier, who resigned, to serve a term expiring June 30, 2012.

Pursuant to Minnesota Laws 2009

Chapter 83, article 3, section 23: Corrections Strategic Management and Operations Advisory Task Force - Dan Cain and Deborah Schadeegg, to serve at the pleasure of the appointing authority.

Sincerely,
Lawrence J. Pogemiller
Senate Majority Leader

July 29, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

The Subcommittee on Committees of the Committee on Rules and Administration met on July 29, 2009 and noted that the following are serving by virtue of their position:

Pursuant to Minnesota Statutes 2008

3.30: Legislative Advisory Commission - Senator Pogemiller as Senate Majority Leader and Senator Cohen as Chair of the Finance Committee to serve at the pleasure of the appointing

authority.

3.303: Legislative Coordinating Commission - Senator Metzen as President of the Senate, Senator Pogemiller as Senator Majority Leader and Senator Senjem as Senate Minority Leader to serve until successors are named during the regular session following appointment.

41A.105: NextGen Energy Board - Senator Cohen as Chair of the Finance Committee, Senator Anderson as Chair of the Environment, Energy and Natural Resources Budget Division and Senator Vickerman as Chair of the Agriculture and Veterans Policy and Budget Division to serve at the pleasure of the appointing authority.

127A.30: Permanent School Fund Advisory Committee - Senator Stumpf as Chair of the Education Committee and E-2 Education Budget Division, Senator Chaudhary as Chair of the Environment and Natural Resources Committee, Senator Anderson as Chair of the Environment, Energy and Natural Resources Budget Division and Senator Cohen as Chair of the Finance Committee to serve at the pleasure of the appointing authority.

116V.01, subd. 2: Agricultural Utilization Research Institute Board of Directors - Senator Vickerman as Chair of the Agriculture and Veterans Policy and Budget Division to serve at the pleasure of the appointing authority.

243.93: Correctional Facility Site Selection Committee - Senator Moua as Chair and Senator Limmer as Ranking Minority Member of the Senate Judiciary Committee and Senator Higgins as Chair and Senator Ingebrigtsen as Ranking Minority Member of the Public Safety Budget Division to serve at the pleasure of the appointing authority.

Sincerely,
Lawrence J. Pogemiller, Chair
Subcommittee on Committees

September 29, 2009

The Honorable James P. Metzen
President of the Senate

Dear Senator Metzen:

As Chair of the Senate Committee on Taxes, I hereby make the following appointments:

Pursuant to Minnesota Laws 2009

Chapter 366, article 2, section 12: Local Government Aid Study Group - Senator Skoe to serve as co-chair, Senator Scheid, Senator Senjem, Mayor Bruce Algren, Joel Young and Steve Peterson to serve at the pleasure of the appointing authority.

Sincerely,
Senator Tom Bakk, Chair
Committee on Taxes

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EXECUTIVE AND OFFICIAL COMMUNICATIONS

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	420	91	6733
	*855	93	6733
	*1122	94	6733
*2083		95	6733
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	2251	6737
	804	6739
	1849	6739
	384	6739
29	161	6739
	1728	6739
	1237	6739
*1012	143	6740
	417	6740
1219	153	6740
	1760	6740
1503	163	6740
1504	167	6740
	878	6740
191	169	6740
	*1231	6740
	1988	6740
	1276	6740
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