

SIXTH DAY

St. Paul, Minnesota, Monday, January 24, 2011

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

CALL OF THE SENATE

Senator Koch 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. Craig Richter.

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	Gazelka	Kruse	Nienow	Senjem
Bakk	Gerlach	Kubly	Olson	Sheran
Benson	Gimse	Langseth	Ortman	Sieben
Bonoff	Goodwin	Latz	Pappas	Skoe
Brown	Hall	Lillie	Parry	Sparks
Carlson	Hann	Limmer	Pederson	Stumpf
Chamberlain	Harrington	Lourey	Pogemiller	Thompson
Cohen	Higgins	Marty	Reinert	Torres Ray
Dahms	Hoffman	Metzen	Rest	Vandever
Daley	Howe	Michel	Robling	Wiger
DeKruif	Jungbauer	Miller	Rosen	Wolf
Dibble	Kelash	Nelson	Saxhaug	
Fischbach	Koch	Newman	Scheid	

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

January 3, 2011

The Honorable Michelle L. Fischbach
President of the Senate

Dear Senator Fischbach:

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

COMMISSIONER OF LABOR AND INDUSTRY

Kenneth B. Peterson, 292 Ryan Ave., Saint Paul, in the county of Ramsey, effective January 3, 2011, for a term expiring on January 5, 2015.

(Referred to the Committee on Jobs and Economic Growth.)

Sincerely,
Mark Dayton, Governor

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Rest introduced—

S.F. No. 83: A bill for an act relating to taxation; repealing the sales tax exemption for clothing; adjusting the sales tax rate; creating a clothing sales tax credit; appropriating money; amending Minnesota Statutes 2010, sections 116.92, subdivision 8; 297A.62, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 2010, sections 297A.61, subdivision 46; 297A.67, subdivision 8.

Referred to the Committee on Taxes.

Senators Stumpf, Torres Ray and Wiger introduced—

S.F. No. 84: A bill for an act relating to education; establishing a minimum school counselor to student ratio; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education.

Senator Newman introduced—

S.F. No. 85: A bill for an act relating to environment; modifying environmental impact statement process; amending Minnesota Statutes 2010, section 116D.04, subdivisions 2a, 3a, 11, 13, by adding a subdivision; repealing Minnesota Statutes 2010, section 116D.04, subdivisions 5a, 9, 10.

Referred to the Committee on Environment and Natural Resources.

Senators Rosen, Stumpf, Saxhaug, Benson and Koch introduced—

S.F. No. 86: A bill for an act relating to energy; removing ban on increased carbon dioxide emissions by utilities; amending Minnesota Statutes 2010, section 216H.02, subdivision 4; repealing Minnesota Statutes 2010, section 216H.03.

Referred to the Committee on Energy, Utilities and Telecommunications.

Senator Newman introduced–

S.F. No. 87: A bill for an act relating to human services; changing certain nursing facilities' operating rates; amending Minnesota Statutes 2010, section 256B.441, subdivision 50a.

Referred to the Committee on Health and Human Services.

Senators Sheran, Pappas, Robling and Reinert introduced–

S.F. No. 88: A bill for an act relating to cities; authorizing a statutory or home rule charter city to provide for a full-time student at an institution of higher education to become an ex officio member of the city council; proposing coding for new law in Minnesota Statutes, chapter 410.

Referred to the Committee on Local Government and Elections.

Senators Ingebrigtsen, Benson, Gimse, Hann and Pederson introduced–

S.F. No. 89: A bill for an act relating to human services; establishing electronic benefit transfer card restrictions and requirements; modifying the MFIP residency requirement; amending Minnesota Statutes 2010, sections 256D.02, subdivision 4; 256D.05, subdivision 6; 256D.09, subdivisions 1, 2a; 256D.47; 256J.01, subdivision 2; 256J.08, subdivisions 65, 82a, 85, by adding subdivisions; 256J.12, subdivisions 1a, 2, by adding a subdivision; 256J.24, subdivisions 3, 5, 5a; 256J.26, subdivision 1; 256J.31, subdivision 12; 256J.37, subdivision 3a; 256J.39, subdivision 1; 256J.42; 256J.46, subdivision 1; 256J.50, subdivision 6; 256J.626, subdivision 2; 256J.68, subdivision 1; 256J.69, subdivision 1; 256J.77; 256J.95, subdivisions 1, 3, 7, 10, 12, 18; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 2010, section 256.9862, subdivision 2.

Referred to the Committee on Health and Human Services.

Senator Magnus introduced–

S.F. No. 90: A resolution memorializing the United States Congress to appropriate money for the Lewis & Clark Regional Water System.

Referred to the Committee on Environment and Natural Resources.

Senator Lourey introduced–

S.F. No. 91: A bill for an act relating to state lands; authorizing public and private sale of certain tax-forfeited land.

Referred to the Committee on Environment and Natural Resources.

Senator Lourey introduced–

S.F. No. 92: A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited

land bordering public waters.

Referred to the Committee on Environment and Natural Resources.

Senator Torres Ray introduced—

S.F. No. 93: A bill for an act relating to education; creating model curriculum for mental health; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on Education.

Senator Hann introduced—

S.F. No. 94: A bill for an act relating to state government finance; making appropriation reductions to human services; amending Minnesota Statutes 2010, section 256B.766.

Referred to the Committee on Health and Human Services.

Senators Bonoff, Olson and Rest introduced—

S.F. No. 95: A bill for an act relating to education finance; permitting Independent School District No. 284, Wayzata, to participate in the alternative facilities revenue program; amending Laws 1999, chapter 241, article 4, section 25, by adding a subdivision.

Referred to the Committee on Education.

Senators Pederson, Howe, Nelson, Saxhaug and Reinert introduced—

S.F. No. 96: A bill for an act relating to unemployment insurance; modifying eligibility for children of business owners; amending Minnesota Statutes 2010, section 268.085, subdivision 9.

Referred to the Committee on Jobs and Economic Growth.

Senators Pederson and Fischbach introduced—

S.F. No. 97: A bill for an act relating to capital investment; appropriating money for an Integrated Science and Engineering Laboratory Facility at St. Cloud State University; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Higgins, Robling, Bonoff, Berglin and Pappas introduced—

S.F. No. 98: A bill for an act relating to commerce; prohibiting a seller of goods or services from accepting a financial transaction card in payment unless photo identification is produced; proposing coding for new law in Minnesota Statutes, chapter 325G.

Referred to the Committee on Commerce and Consumer Protection.

Senator Berglin introduced–

S.F. No. 99: A bill for an act relating to public health; requiring the commissioner of health to research and report on autism; requiring the Department of Human Services to train autism service providers; requiring notification of autism service options for medical assistance and MinnesotaCare recipients; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Health and Human Services.

Senator Senjem introduced–

S.F. No. 100: A bill for an act relating to state lands; authorizing conveyance of certain surplus state land.

Referred to the Committee on Environment and Natural Resources.

Senators Brown, Pederson and Rosen introduced–

S.F. No. 101: A bill for an act relating to taxation; property; restoring green acres and agricultural classifications to pre-2008 status; creating green acres working group; providing appointments; amending Minnesota Statutes 2010, sections 273.111, subdivisions 3, 11a; 273.13, subdivision 23; repealing Minnesota Statutes 2010, sections 273.1108; 273.111, subdivisions 3a, 4, 8, 9, 9a, 11; 273.114; 273.1384, subdivision 2; Laws 2008, chapter 366, article 6, section 52.

Referred to the Committee on Taxes.

Senators Ingebrigtsen, Hoffman, Pederson, Harrington and Carlson introduced–

S.F. No. 102: A bill for an act relating to crime; increasing the penalty for criminal sexual conduct in the first degree; amending Minnesota Statutes 2010, section 609.342, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

Senators Thompson, Koch, Robling, Hann and Fischbach introduced–

S.F. No. 103: A bill for an act relating to health; limiting use of funds for state-sponsored health programs for funding abortions.

Referred to the Committee on Health and Human Services.

Senators Kubly, Bonoff, Stumpf, Hann and Nienow introduced–

S.F. No. 104: A bill for an act relating to education; providing for access to records; amending Minnesota Statutes 2010, section 120A.22, subdivision 1a.

Referred to the Committee on Education.

Senators Sheran, Higgins, Langseth, Howe and Miller introduced–

S.F. No. 105: A bill for an act relating to disasters; establishing local disaster assistance program

and local disaster fund; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 12.

Referred to the Committee on Judiciary and Public Safety.

Senators Tomassoni and Bakk introduced—

S.F. No. 106: A bill for an act relating to retirement; public employees retirement association; Virginia Fire Department Relief Association; authorizing an administrative consolidation of the relief association; amending Minnesota Statutes 2010, sections 69.77, subdivisions 1a, 4; 353.01, subdivision 2a; 353.05; 353.06; 353.15, subdivision 1; 353.37, subdivision 1; 353.65, subdivision 1, by adding a subdivision; 353.68, subdivision 1; 356.20, subdivision 2; 356.214, subdivision 1; 356.215, subdivisions 8, 11; 356.401, subdivision 3; 356.407, subdivision 2; 356.465, subdivision 3; 423A.02, subdivision 1b; proposing coding for new law in Minnesota Statutes, chapter 353.

Referred to the Committee on State Government Innovation and Veterans.

Senators Limmer, Ingebrigtsen, Hoffman, Newman and Harrington introduced—

S.F. No. 107: A bill for an act relating to public safety; clarifying approved security motor vehicle and uniform markings; amending Minnesota Statutes 2010, sections 169.98, subdivision 3; 626.88, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

Senators Hoffman, Newman, Harrington and Jungbauer introduced—

S.F. No. 108: A bill for an act relating to public safety; creating the crime of criminal possession or sale of identification documents; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary and Public Safety.

Senator Nienow introduced—

S.F. No. 109: A bill for an act relating to the city of Taylors Falls; authorizing the city of Taylors Falls to establish and exercise border city development zone powers; appropriating money.

Referred to the Committee on Local Government and Elections.

MOTIONS AND RESOLUTIONS

Senator Gazelka moved that the name of Senator Vandever be added as a co-author to S.F. No. 37. The motion prevailed.

Senator Wiger moved that the name of Senator Sheran be added as a co-author to S.F. No. 59. The motion prevailed.

Senator Goodwin moved that the names of Senators Sheran and Sieben be added as co-authors

to S.F. No. 70. The motion prevailed.

Senator Vandever introduced –

Senate Resolution No. 28: A Senate resolution congratulating Jake Lammi of Marine on St. Croix, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Senators Berglin, Ingebrigtsen, Magnus and Tomassoni were excused from the Session of today.

ADJOURNMENT

Senator Koch moved that the Senate do now adjourn until 11:00 a.m., Thursday, January 27, 2011. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

