

SEVENTY-FOURTH DAY

St. Paul, Minnesota, Thursday, February 16, 2012

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

CALL OF THE SENATE

Senator Ortman 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. David D. Colby.

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:

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

The President declared a quorum present.

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

REPORTS OF COMMITTEES

Senator Senjem moved that the Committee Reports at the Desk be now adopted, with the exception of the report pertaining to the appointment. The motion prevailed.

Senator Vandever from the Committee on Local Government and Elections, to which was referred

S.F. No. 1577: A bill for an act proposing an amendment to the Minnesota Constitution, article

VII, section 1; requiring voters to present photographic identification; providing photographic identification to voters at no charge; requiring equal verification standards for all voters.

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

Delete everything after the enacting clause and insert:

"Section 1. **CONSTITUTIONAL AMENDMENT PROPOSED.**

An amendment to the Minnesota Constitution is proposed to the people. If the amendment is adopted, article VII, section 1, will read:

Section 1. (a) Every person 18 years of age or more who has been a citizen of the United States for three months and who has resided in the precinct for 30 days next preceding an election; who, at the time of voting in person, shall present government-issued photographic identification as prescribed by law, or who, when not voting in person, shall provide government-issued proof of identity as prescribed by law; and whose eligibility to vote has been established under this section shall be entitled to vote in that precinct. The state must make photographic identification available to eligible individuals at no charge. The place of voting by one otherwise qualified who has changed his residence within 30 days preceding the election shall be prescribed by law. The following persons shall not be entitled or permitted to vote at any election in this state: A person not meeting the above requirements; a person who has been convicted of treason or felony, unless restored to civil rights; a person under guardianship, or a person who is insane or not mentally competent.

(b) All voters must be subject to substantially equivalent eligibility verification prior to a ballot being cast or accepted. Provisional and absentee ballots shall be counted if government-issued photo identification or government-issued proof of identity is presented or provided within ten calendar days to the appropriate elections official as prescribed by law.

(c) If any provision in this section is found invalid under the United States Constitution or federal law, the remaining provisions in this section shall remain valid to the extent that the United States Constitution and federal law permit.

Sec. 2. **SUBMISSION TO VOTERS.**

The proposed amendment must be submitted to the people at the 2012 general election. If approved, the amendment is effective for elections on or after June 30, 2014. The question submitted must be:

"Shall the Minnesota Constitution be amended effective June 30, 2014, to require that all in-person voters present an approved form of government-issued photographic identification at the time of voting; that those not voting in person provide government-issued proof of identity; that all voters be subject to substantially equivalent eligibility verification before a ballot is cast or accepted; and that the state provide at no charge an approved photographic identification to eligible individuals?"

Yes

No ""

Amend the title as follows:

Page 1, line 4, delete "equal" and insert "substantially equivalent"

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 12.10, upon the request of three members, a roll call was taken on the McGuire amendment to S.F. No. 1577.

There were yeas 6 and nays 8, as follows:

Those who voted in the affirmative were:

Senators Eaton, Harrington, Kelash, McGuire, Reinert and Sieben.

Those who voted in the negative were:

Senators Chamberlain, Kruse, Limmer, Nelson, Pederson, Robling, Vandever and Wolf.

The amendment was not adopted.

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

H.F. No. 1770 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.
1770	1493				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 1770 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 1770, the first engrossment; and insert the language after the enacting clause of S.F. No. 1493, the first engrossment; further, delete the title of H.F. No. 1770, the first engrossment; and insert the title of S.F. No. 1493, the first engrossment.

And when so amended H.F. No. 1770 will be identical to S.F. No. 1493, and further recommends that H.F. No. 1770 be given its second reading and substituted for S.F. No. 1493, 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 Parry from the Committee on State Government Innovation and Veterans, to which was referred the following appointment:

COMMISSIONER OF ADMINISTRATION
Spencer Cronk

Reports the same back with the recommendation that the appointment be confirmed.

Senator Senjem moved that the foregoing committee report be laid on the table. The motion prevailed.

SECOND READING OF HOUSE BILLS

H.F. No. 1770 was read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Hann, Nelson, Thompson, Harrington and Bonoff introduced—

S.F. No. 1892: A bill for an act relating to education; prohibiting school districts from holding school on the Thursday and Friday before Labor Day; amending Minnesota Statutes 2010, section 120A.40.

Referred to the Committee on Education.

Senators Howe, Hann, Kruse, Wiger and Harrington introduced—

S.F. No. 1893: A bill for an act relating to education finance; increasing the revenue for safe schools programs; amending Minnesota Statutes 2011 Supplement, section 126C.44.

Referred to the Committee on Education.

Senator Cohen introduced—

S.F. No. 1894: A bill for an act relating to economic development; appropriating funds paid to the state by Ford Motor Company.

Referred to the Committee on Jobs and Economic Growth.

Senators Latz, Sieben, Gerlach, Cohen and Wiger introduced—

S.F. No. 1895: A bill for an act relating to assumed names; providing for an exception from filing requirements; amending Minnesota Statutes 2010, section 333.01, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

Senator Limmer introduced—

S.F. No. 1896: A bill for an act relating to taxation; authorizing the city of Maple Grove to create

a soil deficiency tax increment financing district subject to special rules.

Referred to the Committee on Taxes.

Senators Ingebrigtsen, Gimse and Senjem introduced—

S.F. No. 1897: A bill for an act relating to capital improvements; appropriating money for a drainage outlet for Lake Oscar; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Hayden introduced—

S.F. No. 1898: A bill for an act relating to housing; authorizing Minnesota Housing Finance Agency to issue additional nonprofit housing bonds for three or more culturally specific transitional housing and counseling facilities for exploited American-Indian, East African, Latina, African-American, and Asian girls and women; amending Minnesota Statutes 2010, section 462A.36, subdivisions 2, 4.

Referred to the Committee on Jobs and Economic Growth.

Senator Hayden introduced—

S.F. No. 1899: A bill for an act relating to public health; providing regulation of commercial breeders to protect public health and animal welfare; requiring registration; establishing fees; requiring rulemaking; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Senator Hayden introduced—

S.F. No. 1900: A bill for an act relating to state government; providing that certain councils do not expire under the Minnesota Sunset Act; amending Minnesota Statutes 2011 Supplement, section 3D.21, subdivisions 1, 2.

Referred to the Committee on State Government Innovation and Veterans.

Senators Tomassoni and Bakk introduced—

S.F. No. 1901: A bill for an act relating to public safety; allowing participants in original ignition interlock device program to drive noninterlock equipped employer-owned vehicles in certain instances.

Referred to the Committee on Judiciary and Public Safety.

Senators Ingebrigtsen, Gazelka, Miller, Pederson and Bakk introduced—

S.F. No. 1902: A bill for an act relating to taxation; sales and use; allowing capital equipment exemption at time of purchase; amending Minnesota Statutes 2010, section 297A.68, subdivision

5; Minnesota Statutes 2011 Supplement, section 297A.75, subdivisions 1, 2, 3.

Referred to the Committee on Taxes.

Senators Howe, Miller and Senjem introduced—

S.F. No. 1903: A bill for an act relating to education finance; authorizing Independent School District No. 857, Lewiston-Altura, to exercise remaining levy authority for disability access projects.

Referred to the Committee on Education.

Senator Kruse introduced—

S.F. No. 1904: A bill for an act relating to education; establishing enrollment options for students at low-performing schools; providing a Minnesota private school tuition tax credit; modifying the education tax credit; amending Minnesota Statutes 2010, section 290.0674, subdivision 1; Minnesota Statutes 2011 Supplement, section 290.01, subdivisions 19a, 19c; proposing coding for new law in Minnesota Statutes, chapters 124D; 290.

Referred to the Committee on Education.

Senator Benson introduced—

S.F. No. 1905: A bill for an act relating to state government; designating the black bear as the state mammal; proposing coding for new law in Minnesota Statutes, chapter 1.

Referred to the Committee on State Government Innovation and Veterans.

Senators Benson, DeKruif, Howe and Brown introduced—

S.F. No. 1906: A bill for an act relating to energy; eliminating the size limitation on hydropower sources that may satisfy the renewable energy standard; amending Minnesota Statutes 2011 Supplement, section 216B.1691, subdivision 1.

Referred to the Committee on Energy, Utilities and Telecommunications.

Senators Tomassoni, Bakk and Metzen introduced—

S.F. No. 1907: A bill for an act relating to higher education; Mesabi Range Community and Technical College; appropriating money for windmill installation.

Referred to the Committee on Higher Education.

Senators Hall, Stumpf, DeKruif, Wiger and Michel introduced—

S.F. No. 1908: A bill for an act relating to education; clarifying CPR training and instruction requirements; amending Minnesota Statutes 2010, section 120B.236.

Referred to the Committee on Education.

Senators Senjem, Robling, Sparks, Wiger and DeKruif introduced—

S.F. No. 1909: A bill for an act relating to gambling; authorizing the director of the State Lottery to establish gaming machines at a licensed racetrack; imposing a fee on gaming machine revenue; providing powers and duties to the director; dedicating money for education; amending Minnesota Statutes 2010, sections 240.03; 240.13, by adding a subdivision; 240.14, by adding a subdivision; 240.28, subdivision 2; 299L.07, subdivisions 2, 2a; 340A.410, subdivision 5; 349A.01, subdivision 10, by adding subdivisions; 349A.10, subdivision 3; 349A.13; 541.20; 541.21; 609.75, subdivision 3; 609.761, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 297A; 349A; repealing Minnesota Statutes 2010, section 240.30, subdivision 8.

Referred to the Committee on Education.

Senators Gerlach, Gazelka, Hann, Thompson and Bonoff introduced—

S.F. No. 1910: A bill for an act relating to insurance; the Minnesota Comprehensive Health Association; permitting flexibility in premium rate-setting process; permitting closing enrollment in two plans; permitting flexibility in benefits; amending Minnesota Statutes 2010, sections 62E.08, subdivisions 1, 3; 62E.091; 62E.12.

Referred to the Committee on Commerce and Consumer Protection.

Senator Gazelka introduced—

S.F. No. 1911: A bill for an act relating to natural resources; enacting the Freedom to Hunt and Fish Act of 2012; requiring the availability of game and fish licenses by electronic transaction; appropriating money; amending Minnesota Statutes 2010, section 84.027, subdivision 15.

Referred to the Committee on Environment and Natural Resources.

Senators Gazelka, Fischbach, Limmer, Brown and Wolf introduced—

S.F. No. 1912: A bill for an act relating to health; requiring a prescribing physician be physically present when certain abortion-inducing drugs are administered; providing for criminal penalty; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Senators Gimse, Senjem, Howe, Rest and Dibble introduced—

S.F. No. 1913: A bill for an act relating to taxation; modifying provisions relating to air flight property tax levies, aircraft fuel taxes, and aircraft registration taxes and filing fees; amending Minnesota Statutes 2010, sections 270.075, by adding a subdivision; 296A.09, subdivision 2; 296A.17, subdivision 3; 297A.94; 360.511, by adding a subdivision; 360.531, subdivisions 1, 2, by adding a subdivision; 360.532; 360.57.

Referred to the Committee on Taxes.

Senators Bakk and Skoe introduced—

S.F. No. 1914: A bill for an act relating to taxation; property; changing the interest rate on delinquent property taxes; amending Minnesota Statutes 2010, section 279.03, subdivisions 1a, 2.

Referred to the Committee on Taxes.

Senator Lourey introduced—

S.F. No. 1915: A bill for an act relating to local government; authorizing Carlton County to levy a tax for certain cemetery purposes; amending Laws 1999, chapter 243, article 6, section 11.

Referred to the Committee on Local Government and Elections.

Senators Nelson and Rosen introduced—

S.F. No. 1916: A bill for an act relating to state finance; increasing the rate of taxes on cigarettes and other tobacco products; providing for use of the proceeds; amending Minnesota Statutes 2010, sections 275.025, subdivision 1; 297F.05, subdivisions 1, 3, 4; Minnesota Statutes 2011 Supplement, section 127A.45, subdivision 2.

Referred to the Committee on Taxes.

Senator Wolf introduced—

S.F. No. 1917: A bill for an act relating to education; extending for one additional year school districts' ability to use prone restraints under some conditions; requiring data collection and reporting; amending Minnesota Statutes 2011 Supplement, section 125A.0942, subdivision 3.

Referred to the Committee on Education.

Senators Chamberlain and Parry introduced—

S.F. No. 1918: A bill for an act relating to public administration; modifying provisions governing energy forward pricing mechanisms for government agencies; amending Minnesota Statutes 2010, section 16C.143; repealing Minnesota Statutes 2010, section 383B.1588.

Referred to the Committee on State Government Innovation and Veterans.

Senators Dibble, Tomassoni, Higgins, Dziejczak and Metzen introduced—

S.F. No. 1919: A bill for an act relating to employment; prohibiting discrimination against unemployed individuals; providing for civil penalties; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Judiciary and Public Safety.

Senators Jungbauer, McGuire, Bonoff, Robling and Olson introduced—

S.F. No. 1920: A bill for an act relating to capital improvements; appropriating money to

the Metropolitan Council for regional park and open-space land acquisition and improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Robling, Stumpf, Senjem and Hann introduced—

S.F. No. 1921: A bill for an act relating to health; requiring licensure of certain facilities that perform abortions; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Senators Pederson, Bakk, Nienow and Rest introduced—

S.F. No. 1922: A bill for an act relating to state government; providing methods for certain review and reporting on agency rules; amending Minnesota Statutes 2010, sections 3.842, subdivision 4a; 14.02, by adding a subdivision; 14.05, subdivision 1, by adding a subdivision; 14.116; 14.131; 14.19; 14.388, subdivision 2; 14.389, subdivision 2; Minnesota Statutes 2011 Supplement, sections 3D.06; 3D.10; 3D.11; repealing Minnesota Statutes 2010, section 14.127.

Referred to the Committee on State Government Innovation and Veterans.

Senators Rosen and Ortman introduced—

S.F. No. 1923: A bill for an act relating to the city of Minneapolis; providing a termination date for certain local taxes; amending Laws 1986, chapter 396, sections 4, subdivision 1; 5, as amended.

Referred to the Committee on Local Government and Elections.

Senators Dzedzic, McGuire, Metzen and Tomassoni introduced—

S.F. No. 1924: A bill for an act relating to human rights; requiring employers to post employee protections under the Minnesota Human Rights Act; increasing the time period of the certificate of compliance and filing fee; amending Minnesota Statutes 2010, section 363A.36, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapter 363A.

Referred to the Committee on Judiciary and Public Safety.

Senators Reinert, Olson, Magnus and Rest introduced—

S.F. No. 1925: A bill for an act relating to adoption; modifying provisions governing access to adoption records and original birth certificates; amending Minnesota Statutes 2010, sections 13.465, subdivision 8; 144.218, subdivision 1; 144.225, subdivision 2; 144.2252; 144.226, subdivision 1; 259.89, subdivision 1; 260C.317, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 2010, sections 259.83, subdivision 3; 259.89, subdivisions 2, 3, 4.

Referred to the Committee on Judiciary and Public Safety.

Senator Reinert introduced—

S.F. No. 1926: A bill for an act relating to capital investment; appropriating money for Minneapolis to Duluth high speed passenger rail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Michel, Daley, Lillie, DeKruif and Pederson introduced—

S.F. No. 1927: A bill for an act relating to job creation; reducing business property taxes; creating a small business regulatory review board; imposing a moratorium on rulemaking by state agencies except in certain specified instances; amending Minnesota Statutes 2010, section 275.025, subdivisions 1, 4; proposing coding for new law in Minnesota Statutes, chapter 14.

Referred to the Committee on Jobs and Economic Growth.

MOTIONS AND RESOLUTIONS

Senator Langseth moved that the name of Senator Skoe be added as a co-author to S.F. No. 1514. The motion prevailed.

Senator Gerlach moved that the name of Senator Pappas be added as a co-author to S.F. No. 1629. The motion prevailed.

Senator Hoffman moved that the name of Senator Rosen be added as a co-author to S.F. No. 1876. The motion prevailed.

Senator Limmer moved that the name of Senator Ortman be added as a co-author to S.F. No. 1884. The motion prevailed.

Senator Hann moved that S.F. No. 1738 be withdrawn from the Committee on State Government Innovation and Veterans and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

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

CALENDAR

S.F. No. 576: A bill for an act relating to agriculture; repealing obsolete provisions on county seed and feed loans; repealing Minnesota Statutes 2010, sections 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; 395.24.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H.F. No. 392: A bill for an act relating to education; modifying provisions relating to school bus safety and standards; amending Minnesota Statutes 2010, sections 169.4501, subdivisions 1, 2; 169.4503, subdivisions 5, 20, by adding subdivisions; repealing Minnesota Statutes 2010, section 169.454, subdivision 10.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Senator Senjem 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 Fischbach in the chair.

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

S.F. Nos. 1527, 1240, 1492, 1371, 1123 and H.F. No. 382, which the committee recommends to

pass.

S.F. No. 1236, which the committee recommends to pass, subject to the following motion:

The question was taken on the recommendation to pass S.F. No. 1236.

The roll was called, and there were yeas 34 and nays 27, as follows:

Those who voted in the affirmative were:

Benson	Fischbach	Ingebrigtsen	Michel	Robling
Brown	Gazelka	Jungbauer	Newman	Senjem
Carlson	Gerlach	Kruse	Nienow	Sheran
Chamberlain	Gimse	Langseth	Olson	Thompson
Dahms	Hall	Lillie	Ortman	Vanderveer
Daley	Hann	Limmer	Parry	Wolf
DeKruif	Hoffman	Magnus	Pederson	

Those who voted in the negative were:

Bonoff	Higgins	Marty	Rest	Tomassoni
Dibble	Howe	McGuire	Rosen	Torres Ray
Dziedzic	Kelash	Metzen	Saxhaug	Wiger
Eaton	Kubly	Miller	Sieben	
Harrington	Latz	Nelson	Skoe	
Hayden	Lourey	Reinert	Stumpf	

The motion prevailed. So S.F. No. 1236 was recommended to pass.

S.F. No. 1073, which the committee recommends to pass, subject to the following motions:

Senator Wiger moved to amend S.F. No. 1073 as follows:

Page 2, after line 24, insert:

"Sec. 2. [121A.39] SCHOOL COUNSELORS.

A school district must have a student-to-counselor ratio of 400-to-1 or better.

EFFECTIVE DATE. This section is effective for the 2015-2016 school year and later."

Amend the title numbers accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 24 and nays 36, as follows:

Those who voted in the affirmative were:

Dibble	Higgins	Marty	Saxhaug	Tomassoni
Dziedzic	Kelash	McGuire	Sheran	Torres Ray
Eaton	Kubly	Metzen	Sieben	Vanderveer
Harrington	Latz	Reinert	Skoe	Wiger
Hayden	Lourey	Rest	Stumpf	

Those who voted in the negative were:

Benson	Dahms	Gerlach	Howe	Limmer
Bonoff	Daley	Gimse	Ingebrigtsen	Magnus
Brown	DeKruif	Hall	Kruse	Michel
Carlson	Fischbach	Hann	Langseth	Miller
Chamberlain	Gazelka	Hoffman	Lillie	Nelson

Newman
Nienow
Olson

Ortman
Parry
Pederson

Robling
Rosen
Senjem

Thompson
Wolf

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

Senator Wiger moved to amend S.F. No. 1073 as follows:

Page 2, after line 24, insert:

"Sec. 2. [121A.39] SCHOOL COUNSELORS.

A school district is encouraged to have a student-to-counselor ratio of 400-to-1 or better beginning in the 2015-2016 school year and later."

Amend the title numbers accordingly

Senator Wiger moved to amend the second Wiger amendment to S.F. No. 1073 as follows:

Page 1, line 4, before "encouraged" insert "strongly"

The motion prevailed. So the amendment to the amendment was adopted.

Senator Nelson moved to amend the second Wiger amendment to S.F. No. 1073 as follows:

Page 1, line 4, delete "a" and insert "an adequate" and delete everything after "ratio" and insert "for its students"

Page 1, line 5, delete "better"

The motion prevailed. So the amendment to the amendment was adopted.

The question was taken on the adoption of the second Wiger amendment, as amended.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Benson	Gazelka	Kelash	Michel	Saxhaug
Bonoff	Gerlach	Kruse	Miller	Senjem
Brown	Gimse	Kubly	Nelson	Sheran
Carlson	Hall	Langseth	Newman	Sieben
Chamberlain	Hann	Latz	Nienow	Skoe
Dahms	Harrington	Lillie	Ortman	Stumpf
Daley	Hayden	Limmer	Parry	Thompson
DeKruif	Higgins	Lourey	Pederson	Tomassoni
Dibble	Hoffman	Magnus	Reinert	Torres Ray
Dziedzic	Howe	Marty	Rest	Vanderveer
Eaton	Ingebrigtsen	McGuire	Robling	Wiger
Fischbach	Jungbauer	Metzen	Rosen	Wolf

The motion prevailed. So the amendment, as amended, was adopted.

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

MEMBERS EXCUSED

Senators Goodwin, Pappas and Sparks were excused from the Session of today. Senators Gazelka and Michel were excused from the Session of today from 11:00 to 11:15 a.m. Senators Bakk, Cohen and Koch were excused from the Session of today at 12:00 noon.

ADJOURNMENT

Senator Senjem moved that the Senate do now adjourn until 12:00 noon, Monday, February 20, 2012. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate