The House of Representatives convened at 10:00 a.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Pastor Bob Hoyt, Richfield Lutheran Church, Minneapolis, Minnesota.

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

The roll was called and the following members were present:

- Abeler
- Abrams
- Anderson, B.
- Atkins
- Beard
- Bernardy
- Blaine
- Bradley
- Brod
- Buesgens
- Carlson
- Charron
- Clark
- Cornish
- Cox
- Cybart
- Davids
- Davnie
- Dean
- DeLaForest
- Demmer
- Dempsey
- Dill
- Dittrich
- Dorman
- Dorn
- Eastlund
- Eken
- Ellison
- Emmer
- Entenza
- Erhardt
- Erickson
- Finstad
- Fritz
- Garofalo
- Gazelka
- Goodwin
- Greiling
- Gunther
- Hackbarth
- Hamilton
- Hansen
- Hausman
- Haws
- Heidgerken
- Hilstrom
- Hilty
- Holberg
- Hornstein
- Hortman
- Hosch
- Howes
- Huntley
- Jaros
- Johnson, J.
- Johnson, R.
- Johnson, S.
- Kohnke
- Kehlhor
- Klinzing
- Knoblach
- Koenen
- Kohls
- Krinkie
- Lanning
- Larson
- Lenzewski
- Lesch
- Liebling
- Lieder
- Lillie
- Loeffler
- Magnus
- Mahoney
- Mariani
- Marquart
- McNamara
- Meslow
- Moe
- Mullery
- Murphy
- Nelson, M.
- Nelson, P.
- Newman
- Nornes
- Olson
- Otremba
- Ozment
- Peap"
REPORTS OF CHIEF CLERK

S. F. No. 358 and H. F. No. 295, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Davnie moved that the rules be so far suspended that S. F. No. 358 be substituted for H. F. No. 295 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 3017 and H. F. No. 3366, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Welti moved that the rules be so far suspended that S. F. No. 3017 be substituted for H. F. No. 3366 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Paulsen from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2862, A bill for an act relating to elections; moving the state primary from September to August and making conforming changes; amending Minnesota Statutes 2004, sections 10A.31, subdivision 6; 10A.321; 10A.322, subdivision 1; 10A.323; 204B.33; 204D.03, subdivision 1; 205.065, subdivision 1; 205A.03, subdivision 2.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 2890, A bill for an act relating to the legislature; proposing an amendment to the Minnesota Constitution, article IV, section 4; providing staggered terms of office for senators and staggered four-year terms of office for representatives.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 2935, A bill for an act relating to human services; providing for a contingent reduction in the MinnesotaCare provider tax; amending Minnesota Statutes 2004, section 295.52, by adding a subdivision.

Reported the same back with the recommendation that the bill pass.

The report was adopted.
Paulsen from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 3546, A bill for an act relating to agriculture; changing certain compensation requirements; authorizing certain testing; expanding a camping requirement; providing for personal responsibility in food consumption; requiring studies; eliminating a reporting requirement; amending Minnesota Statutes 2004, sections 3.737, subdivision 1; 3.7371, subdivision 3; Minnesota Statutes 2005 Supplement, sections 35.05; 327.201; proposing coding for new law in Minnesota Statutes, chapter 604; repealing Minnesota Statutes 2004, section 17.10.

Reported the same back with the recommendation that the bill pass.

The report was adopted.

Paulsen from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 3605, A bill for an act relating to natural resources; reorganizing and renaming the Legislative Commission on Minnesota Resources; providing for land donor appraisal reimbursement; providing for acquisition of land for certain facilities; providing for disposition of certain receipts; modifying state park permit provisions; modifying forest services provided to private owners; granting authority to establish state forest user fees; modifying the State Timber Act; modifying certain definitions; modifying noise standard exemptions; extending certain pilot programs; granting certain authority to the Lower Minnesota River Watershed District; exempting counties from certain rules; requiring reports; eliminating the requirement for a comprehensive forest resource management plan; appropriating money; amending Minnesota Statutes 2004, sections 84.085, subdivision 1; 85.052, subdivision 4; 85.053, by adding a subdivision; 85.054, by adding subdivisions; 88.79, subdivision 1; 90.14; 90.151, subdivisions 1, 6, by adding a subdivision; 103I.005, subdivision 9; 116.07, subdivision 2a; 116P.02, subdivision 4; 116P.03; 116P.04, subdivision 5; 116P.05, as amended; 116P.07; 116P.08, subdivisions 3, 4, 5, 6; 116P.09, subdivisions 1, 6, by adding a subdivision; 116P.11; Minnesota Statutes 2005 Supplement, sections 10A.01, subdivision 35; 85.053, subdivision 2; 85.055, subdivision 1; Laws 2003, chapter 128, article 1, section 165; proposing coding for new law in Minnesota Statutes, chapters 85; 89; 90; repealing Minnesota Statutes 2004, sections 89.011, subdivisions 1, 2, 3, 6; 116P.02, subdivision 2; 116P.06; Laws 2005, First Special Session chapter 1, article 2, section 156, subdivision 2.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Krinkie from the Committee on Taxes to which was referred:

H. F. No. 3761, A bill for an act relating to transportation; authorizing sale of trunk highway bonds for capital improvements related to transportation; establishing transit fund and accounts; providing for treatment and allocation of tax proceeds related to motor vehicles; modifying proposed amendment to Minnesota Constitution and its proposed ballot question; modifying provisions relating to the town bridge account, old automobile liens, tow truck operators, impounded vehicles, the rail service improvement account, the tax attributable to fuel used by all-terrain vehicles, transit service contracts, and a connector highway agreement; requiring a study; appropriating money; amending Minnesota Statutes 2004, sections 16A.88; 161.082, subdivision 2a; 168B.06, subdivision 1; 168B.07, by adding a subdivision; 169.829, subdivision 2; 169.86, by adding a subdivision; 222.50, subdivisions 6, 7; 296A.18, subdivision 4; 297A.94; 297B.09, subdivision 1; 473.384, subdivisions 1, 2; Minnesota Statutes 2005 Supplement, sections 168A.20, subdivision 5; 297A.815, by adding a subdivision; Laws 2005, chapter 88, article 3, section 10; proposing coding for new law in Minnesota Statutes, chapter 167.

Reported the same back with the following amendments:
Page 1, line 27, delete "121,978,000" and insert "121,228,000"

Page 2, lines 3 and 8, delete "132,180,000" and insert "131,430,000"

Page 2, delete line 7

Page 2, line 13, delete "121,978,000" and insert "121,228,000"

Page 2, delete line 18

Page 3, delete subdivision 4

Page 3, line 29, delete "5" and insert "4"

Page 3, line 34, delete "6" and insert "5"

Page 5, after line 28, insert:

"Sec. 7. Minnesota Statutes 2004, section 296A.07, is amended by adding a subdivision to read:

Subd. 5. **Tax rate increase.** (a) The gasoline excise tax rate under subdivision 3, clause (3), is increased by:

(1) 3.0 cents per gallon for sales made after June 30, 2006; and

(2) an additional 3.0 cents per gallon for sales made after June 30, 2007.

(b) All other excise tax rates in subdivision 3 and section 296A.08 are increased proportionally to the tax rate increase under paragraph (a).

**EFFECTIVE DATE.** This section is effective beginning with sales made after June 30, 2006."

Page 6, line 2, delete "2006" and insert "2007"

Page 7, line 26, delete "2006" and insert "2007"

Page 8, line 17, delete "general fund, or another named fund," and insert "bond proceeds account in the trunk highway fund"

Page 8, after line 18, insert:

"SUMMARY

<table>
<thead>
<tr>
<th>Transportation</th>
<th>$2,485,000,000</th>
</tr>
</thead>
<tbody>
<tr>
<td>Finance</td>
<td>2,485,000</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$2,487,485,000</td>
</tr>
</tbody>
</table>

Summary by Fund

| Trunk Highway Bond Proceeds Account | 2,487,485,000 |
Page 13, delete line 5
Page 15, delete sections 10 and 11
Page 16, line 30, before "This" insert "Except as specifically provided otherwise."

Renumber the sections in sequence
Correct the title numbers accordingly
Amend the title as follows:

Page 1, line 3, after "accounts;" insert "increasing motor fuel taxes;"
Page 1, line 9, delete "transit service contracts;"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Paulsen from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 4112, A bill for an act relating to public safety; establishing an address confidentiality program for victims of domestic violence, sexual assault, or stalking; providing program participants with a method of voting; establishing a mail forwarding system for program participants; prescribing criminal penalties; providing rulemaking; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 5B.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

Paulsen from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 762, A bill for an act relating to the environment; creating the Clean Water Legacy Act; providing authority, direction, and funding to achieve and maintain water quality standards for Minnesota's surface waters in accordance with section 303(d) of the federal Clean Water Act; appropriating money; amending Laws 2005, chapter 20, article 1, section 39; proposing coding for new law in Minnesota Statutes, chapter 446A; proposing coding for new law as Minnesota Statutes, chapter 114D.

Reported the same back with the following amendments to the second unofficial engrossment:

Page 11, delete section 9
Page 11, line 31, delete "446A.074, 446A.075,"
Page 11, lines 33 and 34, delete the new language and insert "If a project is eligible for a grant under section 446A.073, the total"

Page 12, delete section 11

Page 13, delete section 12

Page 15, delete section 13

Page 17, line 29, delete "13" and insert "9"

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete line 6

Page 1, line 7, delete "Public Facilities Authority Act;"

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass.

The report was adopted.

Paulsen from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1525, A bill for an act relating to corrections; clarifying notification procedure when victim requests a test on offender; amending Minnesota Statutes 2004, section 611A.19.

Reported the same back with the following amendments to the unofficial engrossment:

Page 67, after line 10, insert:

"Sec. 3. Minnesota Statutes 2004, section 16D.04, subdivision 2, is amended to read:

Subd. 2. Agency participation. (a) A state referring agency may, at its option, refer debts to the commissioner for collection. The ultimate responsibility for the debt, including the reporting of the debt to the commissioner of finance and the decision with regard to the continuing collection and uncollectibility of the debt, remains with the referring state agency.

(b) When a debt owed to a state agency becomes 121 days past due, the state agency must refer the debt to the commissioner for collection. This requirement does not apply if there is a dispute over the amount or validity of the debt, if the debt is the subject of legal action or administrative proceedings, or the agency determines that the debtor is adhering to acceptable payment arrangements. The commissioner, in consultation with the commissioner of finance, may provide that certain types of debt need not be referred to the commissioner for collection under this paragraph. Methods and procedures for referral must follow internal guidelines prepared by the commissioner of finance."
(c) If the referring agency is a court, the court must furnish a debtor's Social Security number to the commissioner when the court refers the debt.

**EFFECTIVE DATE.** This section is effective the day following final enactment."

Page 67, after line 32, insert:

"Sec. 6. Minnesota Statutes 2005 Supplement, section 270C.545, is amended to read:

**270C.545 FEDERAL TAX REFUND OFFSET FEES; TIME LIMIT FOR SUBMITTING CLAIMS FOR OFFSET.**

For fees charged by the Department of the Treasury of the United States for the offset of federal tax refunds that are deducted from the refund amounts remitted to the commissioner, the unpaid debts of the taxpayers whose refunds are being offset to satisfy the debts are reduced only by the actual amount of the refund payments received by the commissioner. Notwithstanding any other provision of law to the contrary, a claim for the offset of a federal tax refund must be submitted to the Department of the Treasury of the United States within ten years after the date of the assessment of the tax owed by the taxpayer whose refund is to be offset to satisfy the debt. For court debts referred to the commissioner under section 16D.04, subdivision 2, paragraph (a), the federal refund offset fees are deducted as provided in this section, but the ten-year time limit prescribed in this section for tax debts does not apply.

**EFFECTIVE DATE.** This section is effective the day following final enactment."

Page 91, delete section 51

Page 102, line 32, delete "section" and insert "sections"

Re-number the sections in sequence

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass.

The report was adopted.

**SECOND READING OF HOUSE BILLS**

H. F. Nos. 2862, 2935 and 3546 were read for the second time.

**SECOND READING OF SENATE BILLS**

S. F. Nos. 358, 3017, 762 and 1525 were read for the second time.
INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Loeffler and Lanning introduced:

H. F. No. 4198, A bill for an act relating to state government; requiring the Minnesota Sesquicentennial Commission to consider commissioning new art to convey and celebrate Minnesota's history.

The bill was read for the first time and referred to the Committee on Governmental Operations and Veterans Affairs.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 3450, 2576, 2635 and 2973.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 3450, A bill for an act relating to metropolitan government; governing special transportation service requirements; amending Minnesota Statutes 2004, section 473.386, subdivision 3.

The bill was read for the first time.

Holberg moved that S. F. No. 3450 and H. F. No. 3637, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2576, A bill for an act relating to commerce; regulating the purchase and lease of new ambulances; establishing a manufacturer's duty to repair, refund, or replace; amending Minnesota Statutes 2004, section 325F.665, subdivision 1.

The bill was read for the first time.

Davids moved that S. F. No. 2576 and H. F. No. 3049, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.
S. F. No. 2635, A bill for an act relating to local government; authorizing regulation of certain public lands in Aitkin County; repealing the authority for Aitkin County regulation of certain public land interests; repealing Laws 1988, chapter 658, section 1.

The bill was read for the first time.

Hilstrom moved that S. F. No. 2635 and H. F. No. 3452, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2973, A bill for an act relating to natural resources; modifying contractual and grant agreement provisions; excepting the electronic licensing system commission from certain standing appropriations; modifying snowmobile state trail sticker requirements; modifying invasive species provisions; modifying certain state trail descriptions; designating a state trail; modifying authority to mark canoe and boating routes; modifying certain forestry duties; modifying certain definitions; modifying water use surcharge provisions; modifying water aeration safety provisions; amending Minnesota Statutes 2004, sections 84.026; 84.0911, as amended; 84.8205, subdivision 2; 84D.01, subdivisions 9a, 13, 15, 16; 84D.02, subdivision 2; 85.015, subdivisions 2, 7, 8, 11, 12, by adding a subdivision; 85.32, subdivision 1; 89.01, subdivision 1; 97A.015, subdivision 18; 103G.611, by adding a subdivision; Minnesota Statutes 2005 Supplement, sections 84.8205, subdivision 1; 85.015, subdivision 5; 88.17, subdivision 5; 103G.271, subdivision 6; repealing Minnesota Statutes 2004, sections 85.015, subdivision 14; 103G.611, subdivision 6.

The bill was read for the first time.

Hackbarth moved that S. F. No. 2973 and H. F. No. 3200, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Paulsen from the Committee on Rules and Legislative Administration, pursuant to rule 1.21, designated the following bills to be placed on the Calendar for the Day for Tuesday, May 9, 2006:

H. F. Nos. 3722, 3049 and 3179; S. F. Nos. 785 and 2374; H. F. Nos. 3988 and 3144; S. F. No. 3526; H. F. Nos. 3237, 3458 and 854; S. F. Nos. 2002, 1940 and 3023; H. F. Nos. 2916, 1443, 1862, 3214 and 3066; S. F. No. 3216; H. F. No. 3718; S. F. Nos. 2528 and 2840; and H. F. No. 3472.

Paulsen moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by Speaker pro tempore Abrams.

MOTION TO FIX TIME TO CONVENE

Paulsen moved that when the House adjourns today it adjourn until 10:00 a.m., Thursday, May 11, 2006. The motion prevailed.
Walker was excused between the hours of 12:05 p.m. and 12:40 p.m.

**CALENDAR FOR THE DAY**

H. F. No. 1443 was reported to the House.

Emmer and Erhardt moved to amend H. F. No. 1443, the third engrossment, as follows:

Page 1, delete section 1

Page 2, delete section 2

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Emmer and Erhardt amendment and the roll was called. There were 128 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abeler  Dill  Heidgerken  Lanning  Paulsen  Slawik
Abrams  Dittrich  Hilstrom  Larson  Paymar  Smith
Anderson, B.  Dorman  Hilty  Latz  Pelowski  Soderstrom
Atkins  Dorn  Holberg  Lenczewski  Penas  Solberg
Beard  Eastlund  Hoppe  Lesch  Peppin  Sykora
Bernardy  Eken  Hornstein  Liebling  Peterson, A.  Thao
Blaine  Ellison  Horman  Lieder  Peterson, N.  Thissen
Bradley  Emmer  Hosch  Lillie  Peterson, S.  Tingelstad
Brod  Entenza  Howes  Loeffler  Poppe  Urda
Buesgens  Erhardt  Huntley  Magnus  Powell  VanDeveer
Carlson  Erickson  Jaros  Mariani  Rukavina  Wagenius
Charlton  Fintad  Johnson, J.  McNamara  Ruth  Wardlow
Clark  Fritz  Johnson, R.  Meslow  Ruud  Welti
Cornish  Gazelka  Johnson, S.  Moe  Sailer  Westerberg
Cox  Goodwin  Juhnke  Moe  Samuelson  Westrom
Cybart  Greiling  Kahn  Mullery  Scalze  Wilkin
Davids  Gunther  Kellher  Murphy  Seifert  Zellers
Davnie  Hackbath  Klizing  Nelson, M.  Sertich  Spk. Sviggum
Dean  Hamilton  Knoblach  Nelson, P.  Severson
DeLaForest  Hansen  Koenen  Nornes  Sieben
Demmer  Hausman  Kohls  Otremba  Simon
Dempsey  Haws  Krinkie  Ozment  Simpson

Those who voted in the negative were:

Garofalo  Newman  Olson

The motion prevailed and the amendment was adopted.
Buesgens and Ozment moved to amend H. F. No. 1443, the third engrossment, as amended, as follows:

Page 3, after line 35, insert:

"Sec. 3. [204B.115] CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR CANDIDATES.

A person who files for any elected position shall provide proof of United States citizenship in the form of a passport, birth certificate, or naturalization document and shall also provide proof of residency in the appropriate locale under section 201.061, subdivision 3."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Emmer moved to amend H. F. No. 1443, the third engrossment, as amended, as follows:

Page 4, line 16, before "shall" insert "or has a religious objection to being photographed"

Page 5, line 9, after "identification" insert "or who exercises the religious objection exception"

Page 5, line 16, after "identification" insert "or a copy of a valid and accepted form of Minnesota identification"

The motion prevailed and the amendment was adopted.

MOTION FOR RECONSIDERATION

Ozment moved that the vote whereby the Buesgens and Ozment amendment to H. F. No. 1443, the third engrossment, as amended, was not adopted be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Ozment motion and the roll was called. There were 67 yeas and 65 nays as follows:

Those who voted in the affirmative were:

The motion prevailed.

The Buesgens and Ozment amendment to H. F. No. 1443, the third engrossment, as amended, was again reported to the House, as modified.

Page 3, after line 35, insert:

"Sec. 3. [204B.115] CITIZENSHIP AND RESIDENCY REQUIREMENTS FOR CANDIDATES.

A person who files for the state legislature or a constitutional office shall provide proof of United States citizenship in the form of a passport, birth certificate, or naturalization document."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Buesgens and Ozment amendment and the roll was called. There were 113 yeas and 20 nays as follows:

Those who voted in the affirmative were:

Abeler  Bradley  Cybart  Dill  Entenza  Gunther
Abrams  Brod  Davids  Dittrich  Erhardt  Hackbart
Anderson, B.  Buesgens  Davnie  Dorman  Erickson  Hamilton
Atkins  Carlson  DeLaForest  Dorn  Finstad  Hansen
Beard  Charron  Eastlund  Fritz  Haws
Bernardy  Cornish  Demmer  Eken  Garofalo  Heidgerken
Blaine  Cox  Dempsey  Emmer  Gazelka  Hilstrom

Those who voted in the negative were:

Atkins  Bernardy  Carlson  Clark  Davnie  Dill  Dittrich  Dorn  Dill  Entenza  Fritz  Goodwin  Greiling  Hansen  Hausman  Haws  Hilstrom  Hilty  Hornstein  Hortman  Hosch  Huntley  Lenczewski  Lesch  Liebling  Lieder  Lillie  Loeffler  Mahoney  Mariani  Marquart  Moe  Mullery  Sailer

Those who voted in the negative were:

<table>
<thead>
<tr>
<th>Atkins</th>
<th>Bernardy</th>
<th>Carlson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Atkins</td>
<td>Bernardy</td>
<td>Carlson</td>
</tr>
</tbody>
</table>

The motion prevailed and the amendment was adopted.

Olson moved to amend H. F. No. 1443, the third engrossment, as amended, as follows:

Page 5, line 11, delete "ten" and insert "three"

A roll call was requested and properly seconded.

The question was taken on the Olson amendment and the roll was called. There were 69 yeas and 63 nays as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Abeler</th>
<th>Davids</th>
<th>Gazelka</th>
<th>Krinkie</th>
<th>Peppin</th>
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<tr>
<td>Abrams</td>
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<td>Gunther</td>
<td>Magnus</td>
<td>Peterson, N.</td>
<td>Vandeveer</td>
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<tr>
<td>Anderson, B.</td>
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<td>Hackbarth</td>
<td>McNamara</td>
<td>Powell</td>
<td>Wardlow</td>
</tr>
<tr>
<td>Beard</td>
<td>Demmer</td>
<td>Hamilton</td>
<td>Meslow</td>
<td>Ruth</td>
<td>Weli</td>
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<tr>
<td>Blaine</td>
<td>Dempsey</td>
<td>Heidgerken</td>
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<td>Samuelson</td>
<td>Westerberg</td>
</tr>
<tr>
<td>Bradley</td>
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<td>Seifert</td>
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</tr>
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<td>Brod</td>
<td>Eastlund</td>
<td>Hoppe</td>
<td>Nornes</td>
<td>Severson</td>
<td>Wilkin</td>
</tr>
<tr>
<td>Buesgens</td>
<td>Emmer</td>
<td>Howes</td>
<td>Olson</td>
<td>Simpson</td>
<td>Zellers</td>
</tr>
<tr>
<td>Charron</td>
<td>Erhardt</td>
<td>Johnson, J.</td>
<td>Otremba</td>
<td>Smith</td>
<td>Spk. Sviggum</td>
</tr>
<tr>
<td>Cornish</td>
<td>Erickson</td>
<td>Klinzing</td>
<td>Ozment</td>
<td>Soderstrom</td>
<td></td>
</tr>
<tr>
<td>Cox</td>
<td>Finstad</td>
<td>Knoblach</td>
<td>Paulsen</td>
<td>Sykora</td>
<td></td>
</tr>
<tr>
<td>Cybart</td>
<td>Garofalo</td>
<td>Kohls</td>
<td>Penas</td>
<td>Tinglestad</td>
<td></td>
</tr>
</tbody>
</table>

Those who voted in the negative were:

<table>
<thead>
<tr>
<th>Atkins</th>
<th>Clark</th>
<th>Dittrich</th>
<th>Ellison</th>
<th>Goodwin</th>
<th>Hausman</th>
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</thead>
<tbody>
<tr>
<td>Atkins</td>
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<td>Fritz</td>
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<td>Carlson</td>
<td>Dill</td>
<td>Eken</td>
<td>Fritz</td>
</tr>
</tbody>
</table>

Spk. Sviggum
The motion prevailed and the amendment was adopted.

H. F. No. 1443, A bill for an act relating to elections; requiring proof of citizenship on filing for certain offices; requiring certain voters to provide picture identification; providing for the issuance of certain identification cards at no charge; establishing a procedure for unverified ballots; amending Minnesota Statutes 2004, section 204C.13, by adding a subdivision; Minnesota Statutes 2005 Supplement, section 204C.10; proposing coding for new law in Minnesota Statutes, chapters 204B; 204C.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 71 yeas and 62 nays as follows:

Those who voted in the affirmative were:

Abeler  Davids  Gazelka  Koenen  Ozment  Soderstrom
Abrams  Dean  Gunther  Kohls  Paulsen  Sykora
Anderson, B.  DeLaForest  Hackbarth  Krinkie  Penas  Tingelstad
Beard  Demmer  Hamilton  Lanning  Peppin  Urdahl
Blaine  Dempsey  Haws  Magnus  Peterson, N.  Vandeveer
Bradley  Dorman  Heidgerken  McNamara  Powell  Wardlow
Brod  Eastlund  Holberg  Meslow  Ruth  Westerberg
Buesgens  Emmer  Hoppe  Nelson, P.  Samuelson  Westrom
Charron  Erhardt  Howes  Newman  Seifert  Wilkin
Cornish  Erickson  Johnson, J.  Nornes  Severson  Zellers
Cox  Finstad  Klinzing  Olson  Simpson  Spk. Sviggum
Cybart  Garofalo  Knoblach  Otremba  Smith

Those who voted in the negative were:

Atkins  Fritz  Jaros  Lieder  Pelowski  Slawik
Bernardy  Goodwin  Johnson, R.  Lillie  Peterson, A.  Solberg
Carlson  Greiling  Johnson, S.  Loeffler  Peterson, S.  Thao
Clark  Hansen  Juhnke  Mahoney  Poppe  Thissen
Davnie  Hausman  Kahn  Mariani  Rukavina  Wagenius
Dill  Hilstrom  Kelliher  Marquart  Ruud  Walker
Dittrich  Hilty  Larson  Moe  Sailer  Welti
Dorn  Hornstein  Latz  Mullery  Scalze
Ellen  Horn  Lenczewski  Murphy  Simon
Ellison  Hosch  Lesch  Nelson, M.  Sieben
Entenza  Huntley  Liebling  Paymar  Simon

The bill was passed, as amended, and its title agreed to.
S. F. No. 3526 was reported to the House.

Nelson, P., moved that S. F. No. 3526 be continued on the Calendar for the Day. The motion prevailed.

The Speaker resumed the Chair.

S. F. No. 3246 was reported to the House.

Powell, Bradley, Cox, Howes, Charron, Hosch, Sailer, Moe, Hackbarth, Rukavina, Eken, Wilkin, Lieder, Gunther, Haws, Dean, DeLaForest, Beard, Marquart, Heidgerken, Urdahl and Zellers offered an amendment to S. F. No. 3246.

POINT OF ORDER

Abeler raised a point of order pursuant to rule 3.21 that the Powell et al amendment was not in order. The Speaker ruled the point of order well taken and the Powell et al amendment out of order.

Emmer moved to amend S. F. No. 3246 as follows:

Page 2, line 3, after the period, insert "A contract entered into under this section must provide for an environmental assessment and cleanup at any location of a current or former depot."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

POINT OF ORDER

Atkins raised a point of order pursuant to rule 3.21 that the Emmer amendment was not in order. The Speaker ruled the point of order not well taken and the Emmer amendment in order.

The Speaker called Abrams to the Chair.

The question recurred on the Emmer amendment and the roll was called. There were 41 yeas and 92 nays as follows:

Those who voted in the affirmative were:

Anderson, B.  Brod  Cybart  DeLaForest  Eastlund  Finstad
Blaine  Buesgens  Davids  Dempsey  Emmer  Garofalo
Bradley  Charron  Dean  Dill  Erickson  Gazelka
DeLaForest moved to amend S. F. No. 3246 as follows:

Page 1, lines 8 to 10, delete the new language

A roll call was requested and properly seconded.

The question was taken on the DeLaForest amendment and the roll was called. There were 38 yeas and 94 nays as follows:

Those who voted in the affirmative were:

Anderson, B.  Davids  Erickson  Johnson, J.  Paulsen  Westrom
Blaine  Dean  Garofalo  Klazing  Penas  Wilkin
Brod  DeLaForest  Gazelka  Kohls  Peppin  Zellers
Buesgens  Dempsey  Hackbath  Krinke  Powell  
Charron  Dorman  Hamilton  Nelson, P.  Seifert
Cornish  Eastlund  Holberg  Newman  Vandeven
Cybart  Emmer  Hoppe  Olson  Wardlow

Those who voted in the negative were:

Abeler  Beard  Carlson  Davnie  Dittrich  Ellison
Abrams  Bernardy  Clark  Demmer  Dorn  Entenza
Atkins  Bradley  Cox  Dill  Eken  Erhardt
The motion did not prevail and the amendment was not adopted.

Olson moved to amend S. F. No. 3246 as follows:

Page 2, line 3, before the period, insert "; provided that, the contract must not allow indemnification for a railroad that is found by clear and convincing evidence to have been negligent in maintaining any right-of-way used for rail passenger service"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Olson amendment and the roll was called. There were 42 yeas and 89 nays as follows:

Those who voted in the affirmative were:

Anderson, B.  Dean  Garofalo  Johnson, J.  Ozment  Sykora
Blaine  DeLaForest  Gazelka  Klinzing  Paulsen  Urdahl
Brod  Demmer  Hackbarth  Kohls  Peppin  Vandeveer
Buesgens  Dorman  Hamilton  Krinke  Powell  Wardlow
Charron  Eastlund  Heidgerken  Magnus  Seifert  Westrom
Cornish  Emmer  Holberg  Newman  Smith  Wilkin
Cybart  Erickson  Hoppe  Olson  Soderstrom  Zellers

Those who voted in the negative were:

Abrams  Carlson  Dill  Erhardt  Hansen  Hortman
Atkins  Clark  Dittrich  Finstad  Hausman  Hoss
Beard  Davids  Eken  Goodwin  Hilter  Huntley
Bernardy  Davie  Ellison  Greiling  Hilty  Jaco
Bradley  Dempsey  Entenza  Gunther  Hornestein  Johnson, R.
The motion did not prevail and the amendment was not adopted.

S. F. No. 3246, A bill for an act relating to transportation; commuter rail; authorizing the commissioner to contract for use of railroad right-of-way; regulating civil liability; amending Minnesota Statutes 2004, section 174.82.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called.

Pursuant to rule 2.05, the Speaker excused Thissen from voting on final passage of S. F. No. 3246.

There were 94 yeas and 38 nays as follows:

Those who voted in the affirmative were:

Aheler  Dorn  Hortman  Lenczewski  Nornes  Sieben
Abrams  Eken  Hosch  Lesch  Otrema  Simon
Atkins  Ellison  Howes  Liebling  Paymar  Simpson
Beard  Entenza  Huntley  Lieder  Pelowski  Slawik
Bernardy  Erhardt  Jaros  Loeffler  Peterson, A.  Solberg
Brod  Fritz  Johnson, J.  Lillie  Peterson, N.  Sykora
Carlson  Goodwin  Johnson, R.  Magnus  Peterson, S.  Thao
Clark  Greiling  Johnson, S.  Mahoney  Poppe  Tingelstad
Cornish  Gunther  Juhnke  Mariani  Rukavina  Udahl
Cox  Hansen  Kahn  Marquart  Ruth  Wagenius
Davnie  Hausman  Kelliher  McNamara  Ruud  Walker
Demmer  Haws  Knoblach  Meslow  Sailer  Welti
Dempsey  Heidgerken  Koenen  Moe  Samuelson  Westerberg
Dill  Hilstrom  Lanning  Mullery  Scalze  Spk. Sviggum
Dittrich  Hilty  Larson  Murphy  Sertich
Dorman  Hornstein  Latz  Nelson, M.  Severson

Those who voted in the negative were:

Anderson, B.  Dean  Gazelka  Krinkie  Peppin  Westrom
Blaine  DeLaForest  Hackworth  Nelson, P.  Powell  Wilkin
Bradley  Eastlund  Hamilton  Newman  Seifert  Zellers
Buesgens  Emmer  Holberg  Olson  Smith
Charron  Erickson  Hoppe  Ozment  Soderstrom
Cybart  Finstad  Klinzing  Paulsen  VanDeveer
Davids  Garofalo  Kohls  Penas  Wardlow

The bill was passed and its title agreed to.
S. F. No. 2883, A bill for an act relating to human services; modifying child care licensing provisions; amending Minnesota Statutes 2005 Supplement, section 245A.14, subdivisions 4, 12, 13.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Dittrich  Hilstrom  Latz  Paulsen  Smith
Abrams  Dorman  Hilty  Lenczewski  Paymar  Soderstrom
Anderson, B.  Dorn  Holberg  Lesch  Pelowski  Solberg
Atkins  Eastlund  Hoppe  Liebling  Penas  Sykora
Beard  Eken  Hornstein  Lieder  Peppin  Thao
Bernardy  Ellison  Hortman  Lillie  Peterson, A.  Thissen
Blaine  Emmer  Hosc  Loeffler  Peterson, N.  Tingelstad
Bradley  Entenza  Howes  Magnus  Peterson, S.  Udahl
Brod  Erhardt  Huntley  Mahoney  Poppe  Vandevaner
Buesgens  Erickson  Jaros  Mariani  Powell  Wagenius
Carlson  Finstad  Johnson, J.  Marquart  Rukavina  Walker
Charro  Fritz  Johnson, R.  McNamara  Ruth  Wardlow
Clark  Garofalo  Johnson, S.  Meslow  Ruud  Welti
Cornish  Gazelka  Juhnke  Moe  Sailer  Westerberg
Cox  Goodwin  Kahn  Mullery  Samuelson  Weststrom
Cybart  Greiling  Kelliher  Murphy  Scalze  Wilkin
David  Gunther  Klinzing  Nelson, M.  Seifert  Zellers
Davnie  Hackbart  Knoblauch  Nelson, P.  Sertich  Spk. Sviggum
Dean  Hamilton  Koenen  Newman  Severson  
DeLaForest  Hansen  Kohls  Nornes  Sieben  
Demmer  Hausman  Krinke  Olson  Simon  
Dempsey  Haws  Lanning  Otremba  Simpson  
Dill  Heidgerken  Larson  Ozment  Slawik  

The bill was passed and its title agreed to.

Paulsen moved that the remaining bills on the Calendar for the Day be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

Abeler moved that his name be stricken as an author on H. F. No. 2294. The motion prevailed.

Abeler moved that his name be stricken as an author on H. F. No. 2295. The motion prevailed.

Cornish moved that the names of Olson and Westrom be added as authors on H. F. No. 4189. The motion prevailed.

Lesch moved that the name of Loeffler be added as an author on H. F. No. 4190. The motion prevailed.
Knoblach moved that S. F. No. 762, now on the General Register, be re-referred to the Committee on Ways and Means. The motion prevailed.

ADJOURNMENT

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Abrams declared the House stands adjourned until 10:00 a.m., Thursday, May 11, 2006.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives