The House of Representatives convened at 2:00 p.m. and was called to order by Marty Seifert, Speaker pro tempore.

Prayer was offered by the Reverend Lonnie E. Titus, House Chaplain.

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
Anderson, B.
Anderson, I.
Atkins
Beard
Bernardy
Blaine
Bradley
Brod
Buesgens
Carlson
Charron
Cornish
Cox
Cybart
Davids
Davnie
Dean
DeLaForest
Demmer
Dempsey
Dill

A quorum was present.

Abrams; Johnson, J.; Mariani and Opatz were excused.

Dorman was excused until 2:55 p.m. Clark was excused until 3:05 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Garofalo moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.
MOTION TO FIX TIME TO CONVENE

Paulsen moved that when the House adjourns today it adjourn until 2:00 p.m., Wednesday, June 29, 2005. The motion prevailed.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Mullery introduced:

H. F. No. 104, A bill for an act relating to taxation; corporate franchise; modifying the definition of foreign operating corporations; amending Minnesota Statutes 2004, section 290.01, subdivision 6b.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Dean, Simon, Charron, Hortman, Vandeveer, Brod and Garofalo introduced:

H. F. No. 105, A bill for an act relating to the legislature; prohibiting payment of compensation to legislators during a period of government shutdown; proposing coding for new law in Minnesota Statutes, chapter 3.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Holberg introduced:

H. F. No. 106, A bill for an act relating to appropriations; appropriating money for transportation, Metropolitan Council, and public safety activities; providing for general contingent accounts and tort claims; providing for various fees and accounts; allocating county state-aid highway funds; modifying provisions related to state mail, transportation property appraisals and eminent domain, state highways and bridges, county state-aid highways, town road signs, railroad grade crossings and operations, traffic fine allocations, commercial motor vehicles, day activity center buses, vehicle registration plates and other motor vehicle provisions, driver and vehicle data practices; deputy motor vehicle registrars; state aviation, bridges in smaller cities, weight limits on highways and other traffic regulations, drivers' licenses and permits, the Commuter Rail Corridor Coordinating Committee, Roussain Cemetery, wetland replacement near the city of Cologne, the employment status of public safety radio communications operators, the insurance verification sampling program, maximum train speeds in the city of Orr, a restriction on ethanol requirements, and bicycle programs; requiring studies and reports; making technical and clarifying revisions; amending Minnesota Statutes 2004, sections 13.44, subdivision 3; 16B.49; 115A.908, subdivision 1; 117.036; 161.14, subdivision 25, by adding subdivisions; 161.361, subdivision 2; 161.368; 161.442; 162.02, subdivisions 2, 3a; 162.06, subdivision 2; 162.08, subdivision 3; 162.09, subdivisions 2, 3a; 162.14, subdivision 6; 168.011, subdivisions 3, 5a, 6, 7, 25, by adding subdivisions; 168.012, subdivision 1, as amended; 168.013, subdivision 8; 168.031; 168.09, subdivision 7; 168.091, subdivision 1; 168.10, subdivision 1c; 168.105, subdivisions 2, 3, 5; 168.12; 168.123; 168.1235; 168.124; 168.125; 168.1255; 168.127; subdivision 6; 168.128; 168.129; 168.1291; 168.1293; 168.1296; 168.1297; 168.15, subdivision 1; 168.16; 168.185; 168.27, subdivision 11; 168.31, subdivision 5; 168.33, as amended; 168.345, subdivisions 1, 2; 168.381; 168.54, subdivisions 4, 5; 168A.152, subdivision 2; 168A.20, by adding a subdivision; 168A.29; 168A.31; 169.01, subdivisions 75, 76, 78; 169.06, subdivisions 5, 6; 169.09, subdivision 13; 169.14, subdivision 2, by adding a subdivision; 169.18,
subdivisions 4, 5, 11, as amended; 169.28, subdivision 2; 169.448, by adding a subdivision; 169.522; 169.733; 169.81, subdivision 3; 169.824, subdivision 2; 169.826; 169.8261; 169.85, subdivision 1b; 169A.52, subdivision 3; 169A.60, subdivision 16; 171.01, subdivisions 22, 35, 47, by adding a subdivision; 171.02; 171.03; 171.04, subdivision 2; 171.05, subdivisions 1, 2, 2b; 171.055, subdivision 2; 171.06, subdivisions 2, 2a; 171.061, subdivision 4; 171.07, subdivision 11; 171.09, as amended; 171.12, subdivisions 3, 6; 171.13, subdivisions 2, 6, by adding a subdivision; 171.165, subdivisions 1, 2, 6; 171.17, subdivision 1; 171.18, subdivision 1; 171.20, subdivision 4, as amended; 171.26, as amended; 171.29, subdivision 2; 171.30, subdivision 1; 171.36; 174.50, by adding a subdivision; 174.86, subdivision 5; 179A.03, subdivision 7, as amended; 179A.10, subdivision 2; 192.502, subdivision 2; 197.65; 219.166; 219.567; 299D.03, subdivision 5; 515B.1-107, as amended; proposing coding for new law in Minnesota Statutes, chapters 160; 162; 168; 169; 171; 219; 299A; repealing Minnesota Statutes 2004, sections 168.011, subdivision 19; 168.012, subdivision 12; 168.041, subdivision 11; 168.105, subdivision 6; 168.15, subdivision 2; 168.231; 168.345, subdivisions 3, 4; 168.831; 168.832; 168.833; 168.834; 168.835; 168.836; 168.837; 168C.01; 168C.02; 168C.03; 168C.04; 168C.05; 168C.06; 168C.07; 168C.08; 168C.09; 168C.10; 168C.11; 168C.12; 168C.13; 170.23; 171.12, subdivision 8; 171.165, subdivisions 3, 4, 4a, 4b; 171.185; 473.408, subdivision 1; Minnesota Rules, parts 7407.0100; 7407.0200; 7407.0300; 7407.0400; 7407.0500; 7407.0600; 7407.0700; 7407.0800; 7407.0900; 7407.1000; 7407.1100; 7407.1200; 7407.1300; 7503.2400; 7800.0600; 7800.3200, subpart 1; 7805.0700; 8850.6900, subpart 20; 8855.0500, subpart 1.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Olson and Peterson, N., introduced:

H. F. No. 107, A bill for an act relating to financing and operation of government in this state; modifying truth in taxation provisions and adding a taxpayer satisfaction survey; changing income, corporate franchise, withholding, estate, property, sales and use, mortgage registry, health care gross revenues, motor fuels, gambling, cigarette and tobacco products, occupation, net proceeds, production, liquor, insurance, and other taxes and tax-related provisions; making technical, clarifying, collection, enforcement, refund, and administrative changes to certain taxes and tax-related provisions, tax-forfeited lands, revenue recapture, unfair cigarette sales, state debt collection, sustainable forest incentive programs, and payments in lieu of taxes; changing local government aids and credits; providing for determination of population for certain purposes; updating references to the Internal Revenue Code, changing property tax exemptions, homesteads, assessment, valuation, classification, class rates, levies, deferral, review and equalization, appeals, notices and statements, and distribution provisions; changing rent constituting property taxes and property tax refunds; requiring state contracts be with vendors registered to collect use taxes; abolishing the political contribution refund; authorizing local sales taxes; extending a sales tax expiration; providing for compliance with streamlined sales tax agreement; changing the taxation of liquor and cigarettes; authorizing income tax checkoffs; requiring registration of tax shelters and providing for a voluntary compliance initiative; changing job opportunity building zones, border city development zones, biotechnology and health sciences industry zone provisions; setting minimum employee compensation for qualifying business in a JOBZ; limiting sales tax construction exemption in job zones to businesses paying prevailing wage; requiring a referendum for certain subsidies to gambling enterprises; authorizing charges for certain emergency services; imposing a franchise fee on card clubs; defining the term "tax"; regulating tax preparers; suspending appropriations or aids to public employers who prohibit certain employees from wearing a flag on a uniform; providing for training and conduct of assessors; prohibiting purchases of tax-forfeited lands by certain local officials; providing for data classification and exchange of data; establishing a tax reform commission; providing and imposing powers and duties on the commissioner of revenue and other state agencies and departments and on certain political subdivisions and certain officials; changing and imposing penalties; requiring reports; transferring funds; appropriating money; amending Minnesota Statutes 2004, sections 4A.02; 16C.03, by adding a subdivision; 16D.10; 168A.05, subdivision 1a; 190.09, subdivision 2; 240.30, by adding a subdivision; 270.02, subdivision 3; 270.11, subdivision 2; 270.16, subdivision 2;
The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.
MOTIONS AND RESOLUTIONS

Hilty moved that the name of Ozment be added as an author on H. F. No. 23. The motion prevailed.

Carlson moved that the names of Peterson, S., and Solberg be added as authors on H. F. No. 99. The motion prevailed.

Larson moved that the names of Kelliher and Peterson, S., be added as authors on H. F. No. 101. The motion prevailed.

Larson moved that the name of Kelliher be added as an author on H. F. No. 102. The motion prevailed.

SUSPENSION OF RULES

DeLaForest moved that the Rules of the House be so far suspended that H. F. No. 100 be recalled from the Committee on Rules and Legislative Administration, be given its second and third readings and be placed upon its final passage. The motion prevailed.

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, DeLaForest moved that the rule therein be suspended and an urgency be declared so that H. F. No. 100 be given its second and third readings and be placed upon its final passage. The motion prevailed.

H. F. No. 100 was read for the second time.

H. F. No. 100 was reported to the House.

DeLaForest moved to amend H. F. No. 100 as follows:

Page 1, line 8, delete "submitted to" and insert "approved by"

Page 1, line 9, after "Legislative" insert "Coordinating Commission"

Page 1, line 9, delete "22" and insert "27"

The motion prevailed and the amendment was adopted.

H. F. No. 100, A bill for an act relating to state government; ratifying amendments to the plans governing unrepresented and managerial state employees.

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 127 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Goodwin

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

MOTION TO SUSPEND RULES

Olson moved that the rules be so far suspended that House Concurrent Resolution No. 5 be recalled from the Committee on Rules and Legislative Administration and be placed upon its adoption.

A roll call was requested and properly seconded.

The question was taken on the Olson motion and the roll was called. There were 60 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Abeler  Dittrich  Erickson  Hausman  Jaros  Krinke
Anderson, B.  Dorn  Fritz  Heiderken  Johnson, S.  Larson
Buesgens  Dorn  Garofalo  Hornstein  Juhnke  Lenczewski
Cox  Eken  Goodwin  Hortman  Kahn  Liebling
Davnie  Ellison  Greiling  Hosch  Knoblauch  Lillie
Demmer  Erhardt  Hansen  Howes  Koenen  Marquart
Those who voted in the negative were:

Anderson, I.    Dean    Hilstrom    Lieder    Ozment    Simpson
Atkins        DeLaForest    Hilty    Loeffler    Paulsen    Solberg
Beard         Dempsey    Holberg    Magnus    Penas    Sykora
Bernardy      Dill    Hoppe    Mahoney    Peppin    Thao
Blaine        Eastlund    Hunley    McNamara    Peterson, A.    Vandeveer
Bradley       Emmer    Johnson, R.    Meslow    Powell    Wagenius
Brod          Entenza    Kelliher    Mullery    Ruth    Wilkin
Carlson       Finstad    Klinzing    Murphy    Ruud    Zellers
Charroll      Gazelka    Kohls    Nelson, M.    Samuelson    Spk. Sviggum
Cornish       Gunther    Lanning    Nelson, P.    Seifert
Cybart        Hackbarth    Latz    Newman    Sertich
Davids        Hamilton    Lesch    Nornes    Seifert

The motion did not prevail.

Olson; Peterson, N., and Urdahl introduced:

House Concurrent Resolution No. 7, A House concurrent resolution amending the Temporary Joint Rules of the Senate and House of Representatives.

The concurrent resolution was referred to the Committee on Rules and Legislative Administration.

Kohls 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 Smith.

ADJOURNMENT

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Smith declared the House stands adjourned until 2:00 p.m., Wednesday, June 29, 2005.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives