STATE OF MINNESOTA

EIGHTY-FIFTH SESSION — 2008

NINETY-SEVENTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, APRIL 1, 2008

The House of Representatives convened at 10:00 a.m. and was called to order by Paul Thissen, Speaker pro tempore.

Prayer was offered by the Reverend Melanie Homan, Centennial United Methodist Church, Roseville, 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  Dettmer  Haws  Lesch  Otremba  Slocum
Anderson, B.  Dill  Heidgerken  Liebling  Ozment  Smith
Anderson, S.  Dittrich  Hilstrom  Lieder  Paulsen  Solberg
Anzelc  Dominguez  Hilty  Lillie  Paymar  Swails
Atkins  Doty  Holberg  Loeffler  Pelowski  Thao
Beard  Drazkowski  Hoppe  Madore  Pepin  Thissen
Benson  Eastlund  Hornstein  Mahoney  Peterson, A.  Tillberry
Berns  Eken  Hortman  Mariani  Peterson, N.  Tinglestad
Bigham  Emmer  Hosch  Marquart  Peterson, S.  Tschumper
Bly  Erickson  Howes  Masin  Poppe  Urda1
Brod  Faust  Huntley  McFarlane  Rukavina  Wagenius
Brown  Finstad  Jaros  McNamara  Ruth  Walker
Brynaert  Fritz  Johnson  Moe  Ruud  Ward
Buesgens  Gardner  Kahn  Morgan  Sailer  Wardlow
Bunn  Garofalo  Kalin  Morrow  Scalze  Welti
Carlson  Gottwald  Knuth  Murphy, E.  Seifert  Westrom
Clark  Greiling  Koenen  Murphy, M.  Sertich  Winkler
Cornish  Gunther  Kohls  Nelson  Severson  Wollschlager
Davnie  Hackbarth  Kranz  Nornes  Shimanski  Zellers
Dean  Hamilton  Laine  Norton  Simon  Spk. Kelliher
DeLaForest  Hansen  Lanning  Olin  Simpson
Demmer  Hausman  Lenczewski  Olson  Slawik

A quorum was present.

Juhnke and Magnus were excused.

Mullery was excused until 11:05 a.m. Erhardt was excused until 1:35 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day. McNamara moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.
REPORTS OF CHIEF CLERK

S. F. No. 2915 and H. F. No. 3478, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Peterson, N., moved that the rules be so far suspended that S. F. No. 2915 be substituted for H. F. No. 3478 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Hilty from the Energy Finance and Policy Division to which was referred:

H. F. No. 995, A resolution memorializing the Governor to take action to prepare a plan of response and preparation to meet the challenges of Peak Oil.

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

The report was adopted.

Lenczewski from the Committee on Taxes to which was referred:

H. F. No. 1812, A bill for an act relating to the organization and operation of state government; providing for programs in education, higher education, environment and natural resources, energy, agriculture, veterans affairs, military affairs, jobs and economic development activities or programs, transportation, public safety, courts, human rights, judiciary, housing, public health, health department, and human services; modifying certain statutory provisions and laws; providing for certain programs for economic and state affairs; regulating certain activities and practices; fixing and limiting fees; authorizing rulemaking, requiring studies and reports; providing civil penalties; making technical corrections; providing for fund transfers; appropriating money or reducing appropriations; amending Minnesota Statutes 2006, sections 3.30, subdivision 1; 3.855, subdivision 3; 3.971, subdivision 2; 10A.071, subdivision 3; 13.32, subdivision 3, by adding a subdivision; 13.461, by adding a subdivision; 13.465, subdivision 8; 13.851, by adding a subdivision; 15A.081, subdivision 8; 15A.0815; 16A.133, subdivision 1; 16B.281, subdivision 3; 16B.282; 16B.283; 16B.284; 16B.287, subdivision 2; 16C.16, subdivision 5; 16E.01, subdivision 3; 16E.03, subdivision 1; 16E.04, subdivision 2; 17.4988, subdivisions 2, 3; 43A.01, subdivision 3; 43A.17, subdivision 9; 84.788, subdivision 3; 84.82, subdivision 2, by adding a subdivision; 84.922, subdivision 2; 84.9256, subdivision 1; 85.011; 85.012, subdivisions 28, 49a; 85.013, subdivision 1; 85.054, subdivision 3, by adding a subdivision; 86B.401, subdivision 2; 88.15, subdivision 2; 89.715; 93.481, by adding a subdivision; 97A.055, subdivision 4b; 97A.141, subdivision 1; 103A.204; 103A.43; 103B.151, subdivision 1; 103G.291, by adding a subdivision; 103G.615, subdivision 2; 116J.423, by adding a subdivision; 116J.8731, subdivision 4; 116L.17, by adding a subdivision; 116U.26; 119A.03, subdivision 1; 120B.131, subdivision 2; 120B.31, as amended; 120B.35, as amended; 120B.36, as amended; 120B.362; 122A.21; 123B.02, subdivision 21; 123B.59, subdivision 1; 123B.62; 124D.04, subdivisions 3, 6, 8, 9; 124D.05, by adding a subdivision; 124D.10, subdivision 20; 124D.385, subdivision 4; 124D.55; 125A.65, by adding a subdivision; 125A.76, by adding a subdivision; 126C.10, subdivision 31, by adding a subdivision; 126C.17, subdivision 9; 126C.21, subdivision 1; 126C.51; 126C.52, subdivision 2, by adding a subdivision; 126C.53; 126C.55; 127A.45, subdivision 16; 136A.101, subdivision 8; 136A.121, subdivision 5; 136F.90, subdivision 1; 141.25, by adding a subdivision; 144.1222, subdivision 1a, by adding subdivisions; 144.1501, subdivision 2; 144.218, subdivision 1; 144.225, subdivision 2;
Reported the same back with the following amendments:

Page 153, line 33, after "to" insert "the city of"

Page 188, delete lines 29 to 34

Page 189, delete lines 1 and 2 and insert:

"(b) The owner, operator, or manager of the following mines shall pay:

(1) Minntac and Keetac, $90,000;
(2) North Shore, Hibbing Taconite, and United Taconite, $90,000;

(3) the Minorca mine, $10,000;

(4) Minnesota Steel, $3,333;

(5) Mesaba Nugget, $3,333; and

(6) Cliffs Erie, formerly LTV, $3,333."

Page 359, after line 26, insert:

"ARTICLE 26

TAXES

Section 1. Minnesota Statutes 2007 Supplement, section 80A.28, subdivision 1, is amended to read:

Subdivision 1. **Registration or notice filing fee.** (a) There shall be a filing fee of $100 for every application for registration or notice filing. There shall be an additional fee of one-tenth of one percent of the maximum aggregate offering price at which the securities are to be offered in this state, and the maximum combined fees shall not exceed $300.

(b) When an application for registration is withdrawn before the effective date or a preeffective stop order is entered under section 80A.13, subdivision 1, all but the $100 filing fee shall be returned. If an application to register securities is denied, the total of all fees received shall be retained.

(c) Where a filing is made in connection with a federal covered security under section 18(b)(2) of the Securities Act of 1933, there is a fee of $100 for every initial filing. If the filing is made in connection with redeemable securities issued by an open end management company or unit investment trust, as defined in the Investment Company Act of 1940, there is an additional annual fee of 1/20 of one percent of the maximum aggregate offering price at which the securities are to be offered in this state during the notice filing period. The fee must be paid at the time of the initial filing and thereafter in connection with each renewal no later than July 1 of each year and must be sufficient to cover the shares the issuer expects to sell in this state over the next 12 months. If during a current notice filing the issuer determines it is likely to sell shares in excess of the shares for which fees have been paid to the commissioner, the issuer shall submit an amended notice filing to the commissioner under section 80A.122, subdivision 1, clause (3), together with a fee of 1/20 of one percent of the maximum aggregate offering price of the additional shares. Shares for which a fee has been paid, but which have not been sold at the time of expiration of the notice filing, may not be sold unless an additional fee to cover the shares has been paid to the commissioner as provided in this section and section 80A.122, subdivision 4a. If the filing is made in connection with redeemable securities issued by such a company or trust, there is no maximum fee for securities filings made according to this paragraph. If the filing is made in connection with any other federal covered security under Section 18(b)(2) of the Securities Act of 1933, there is an additional fee of one-tenth of one percent of the maximum aggregate offering price at which the securities are to be offered in this state, and the combined fees shall not exceed $300. Beginning with fiscal year 2001 and continuing each fiscal year thereafter, as of the last day of each fiscal year, the commissioner shall determine the total amount of all fees that were collected under this paragraph in connection with any filings made for that fiscal year for securities of an open-end investment company on behalf of a security that is a federal covered security pursuant to section 18(b)(2) of the Securities Act of 1933. To the extent the total
fees collected by the commissioner in connection with these filings exceed $25,600,000 $31,385,000 in a fiscal year, the commissioner shall refund, on a pro rata basis, to all persons who paid any fees for that fiscal year, the amount of fees collected by the commissioner in excess of $25,600,000 $31,385,000. No individual refund is required of amounts of $100 or less for a fiscal year.

**EFFECTIVE DATE.** This section is effective beginning for refunds paid for fiscal year 2008.

Sec. 2. Minnesota Statutes 2006, section 290.01, subdivision 5, is amended to read:

**Subd. 5. Domestic corporation.** The term "domestic" when applied to a corporation means a corporation:

(1) created or organized in the United States, or under the laws of the United States or of any state, the District of Columbia, or any political subdivision of any of the foregoing but not including the Commonwealth of Puerto Rico, or any possession of the United States;

(2) which qualifies as a DISC, as defined in section 992(a) of the Internal Revenue Code; or

(3) which qualifies as a FSC, as defined in section 922 of the Internal Revenue Code;

(4) which is incorporated in a tax haven;

(5) which is engaged in activity in a tax haven sufficient for the tax haven to impose a net income tax under United States constitutional standards and section 290.015; or

(6) which has the average of its property, payroll, and sales factors, as defined under section 290.191, within the 50 states of the United States and the District of Columbia of 20 percent or more.

**EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2007.

Sec. 3. Minnesota Statutes 2006, section 290.01, is amended by adding a subdivision to read:

**Subd. 5c. Tax haven.** (a) "Tax haven" means a foreign jurisdiction designated under this subdivision.

(b) The commissioner may designate a foreign jurisdiction as a tax haven by revenue notice if the jurisdiction has:

(1) no or a nominal effective tax on income of a corporation; and

(2) corporate, business, bank, or tax secrecy rules or practices that, in the judgment of the commissioner, unreasonably restrict the ability of the United States, and thereby the state of Minnesota, to obtain information relevant to the enforcement of taxes on corporations based on net income. These rules or practices may be either formal laws, regulations, or rules or be informal government and business practices that have the effect of inhibiting access by law enforcement and tax administration authorities.

(c) The following foreign jurisdictions are deemed to be tax havens, unless the commissioner, by revenue notice, revokes the listing of a jurisdiction:

(1) Anguilla;

(2) Antigua and Barbuda:
(3) Aruba;

(4) Bahamas;

(5) Barbados;

(6) Belize;

(7) Bermuda;

(8) British Virgin Islands;

(9) Cayman Islands;

(10) Cook Islands;

(11) Dominica;

(12) Gibraltar;

(13) Grenada;

(14) Guernsey-Sark-Alderney;

(15) Isle of Man;

(16) Jersey;

(17) Latvia;

(18) Liechtenstein;

(19) Luxembourg;

(20) Nauru;

(21) Netherlands Antilles;

(22) Panama;

(23) Samoa;

(24) Saint Kitts and Nevis;

(25) Saint Lucia;

(26) Saint Vincent and Grenadines;

(27) Turks and Caicos; and

(28) Vanuatu.
(d) The commissioner shall revoke a foreign jurisdiction's listing under paragraph (b) or (c), as applicable, if the United States enters into a tax treaty or other agreement with the foreign jurisdiction that provides for prompt, obligatory, and automatic exchange of information with the United States government relevant to enforcing the provisions of federal tax laws and the treaty or other agreement was in effect for the taxable year.

**EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2007.

Sec. 4. Minnesota Statutes 2006, section 290.01, subdivision 19c, as amended by Laws 2008, chapter 154, article 4, section 4, is amended to read:

Subd. 19c. **Corporations; additions to federal taxable income.** For corporations, there shall be added to federal taxable income:

1. the amount of any deduction taken for federal income tax purposes for income, excise, or franchise taxes based on net income or related minimum taxes, including but not limited to the tax imposed under section 290.0922, paid by the corporation to Minnesota, another state, a political subdivision of another state, the District of Columbia, or any foreign country or possession of the United States;

2. interest not subject to federal tax upon obligations of: the United States, its possessions, its agencies, or its instrumentalities; the state of Minnesota or any other state, any of its political or governmental subdivisions, any of its municipalities, or any of its governmental agencies or instrumentalities; the District of Columbia; or Indian tribal governments;

3. exempt-interest dividends received as defined in section 852(b)(5) of the Internal Revenue Code;

4. the amount of any net operating loss deduction taken for federal income tax purposes under section 172 or 832(c)(10) of the Internal Revenue Code or operations loss deduction under section 810 of the Internal Revenue Code;

5. the amount of any special deductions taken for federal income tax purposes under sections 241 to 247 and 965 of the Internal Revenue Code;

6. losses from the business of mining, as defined in section 290.05, subdivision 1, clause (a), that are not subject to Minnesota income tax;

7. the amount of any capital losses deducted for federal income tax purposes under sections 1211 and 1212 of the Internal Revenue Code;

8. the exempt foreign trade income of a foreign sales corporation under sections 921(a) and 291 of the Internal Revenue Code;

9. the amount of percentage depletion deducted under sections 611 through 614 and 291 of the Internal Revenue Code;

10. for certified pollution control facilities placed in service in a taxable year beginning before December 31, 1986, and for which amortization deductions were elected under section 169 of the Internal Revenue Code of 1954, as amended through December 31, 1985, the amount of the amortization deduction allowed in computing federal taxable income for those facilities;

11. the amount of any deemed dividend from a foreign operating corporation determined pursuant to section 290.17, subdivision 4, paragraph (g).
the amount of a partner's pro rata share of net income which does not flow through to the partner because the partnership elected to pay the tax on the income under section 6242(a)(2) of the Internal Revenue Code;

the amount of net income excluded under section 114 of the Internal Revenue Code;

any increase in subpart F income, as defined in section 952(a) of the Internal Revenue Code, for the taxable year when subpart F income is calculated without regard to the provisions of section 103 of Public Law 109-222;

80 percent of the depreciation deduction allowed under section 168(k)(1)(A) and (k)(4)(A) of the Internal Revenue Code. For purposes of this clause, if the taxpayer has an activity that in the taxable year generates a deduction for depreciation under section 168(k)(1)(A) and (k)(4)(A) and the activity generates a loss for the taxable year that the taxpayer is not allowed to claim for the taxable year, "the depreciation allowed under section 168(k)(1)(A) and (k)(4)(A)" for the taxable year is limited to excess of the depreciation claimed by the activity under section 168(k)(1)(A) and (k)(4)(A) over the amount of the loss from the activity that is not allowed in the taxable year. In succeeding taxable years when the losses not allowed in the taxable year are allowed, the depreciation under section 168(k)(1)(A) and (k)(4)(A) is allowed;

80 percent of the amount by which the deduction allowed by section 179 of the Internal Revenue Code exceeds the deduction allowable by section 179 of the Internal Revenue Code of 1986, as amended through December 31, 2003;

to the extent deducted in computing federal taxable income, the amount of the deduction allowable under section 199 of the Internal Revenue Code;

the exclusion allowed under section 139A of the Internal Revenue Code for federal subsidies for prescription drug plans; and

for taxable years beginning after December 31, 2006, and before January 1, 2008, the additional amount allowed as a deduction for donation of computer technology and equipment under section 170(e)(6) of the Internal Revenue Code, to the extent deducted from taxable income.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2007.

Sec. 5. Minnesota Statutes 2006, section 290.01, subdivision 19d, as amended by Laws 2008, chapter 154, article 11, section 12, is amended to read:

Subd. 19d. Corporations; modifications decreasing federal taxable income. For corporations, there shall be subtracted from federal taxable income after the increases provided in subdivision 19c:

(1) the amount of foreign dividend gross-up added to gross income for federal income tax purposes under section 78 of the Internal Revenue Code;

(2) the amount of salary expense not allowed for federal income tax purposes due to claiming the work opportunity credit under section 51 of the Internal Revenue Code;

(3) any dividend (not including any distribution in liquidation) paid within the taxable year by a national or state bank to the United States, or to any instrumentality of the United States exempt from federal income taxes, on the preferred stock of the bank owned by the United States or the instrumentality;
(4) amounts disallowed for intangible drilling costs due to differences between this chapter and the Internal Revenue Code in taxable years beginning before January 1, 1987, as follows:

(i) to the extent the disallowed costs are represented by physical property, an amount equal to the allowance for depreciation under Minnesota Statutes 1986, section 290.09, subdivision 7, subject to the modifications contained in subdivision 19e; and

(ii) to the extent the disallowed costs are not represented by physical property, an amount equal to the allowance for cost depletion under Minnesota Statutes 1986, section 290.09, subdivision 8;

(5) the deduction for capital losses pursuant to sections 1211 and 1212 of the Internal Revenue Code, except that:

(i) for capital losses incurred in taxable years beginning after December 31, 1986, capital loss carrybacks shall not be allowed;

(ii) for capital losses incurred in taxable years beginning after December 31, 1986, a capital loss carryover to each of the 15 taxable years succeeding the loss year shall be allowed;

(iii) for capital losses incurred in taxable years beginning before January 1, 1987, a capital loss carryback to each of the three taxable years preceding the loss year, subject to the provisions of Minnesota Statutes 1986, section 290.16, shall be allowed; and

(iv) for capital losses incurred in taxable years beginning before January 1, 1987, a capital loss carryover to each of the five taxable years succeeding the loss year to the extent such loss was not used in a prior taxable year and subject to the provisions of Minnesota Statutes 1986, section 290.16, shall be allowed;

(6) an amount for interest and expenses relating to income not taxable for federal income tax purposes, if (i) the income is taxable under this chapter and (ii) the interest and expenses were disallowed as deductions under the provisions of section 171(a)(2), 265 or 291 of the Internal Revenue Code in computing federal taxable income;

(7) in the case of mines, oil and gas wells, other natural deposits, and timber for which percentage depletion was disallowed pursuant to subdivision 19c, clause (9), a reasonable allowance for depletion based on actual cost. In the case of leases the deduction must be apportioned between the lessor and lessee in accordance with rules prescribed by the commissioner. In the case of property held in trust, the allowable deduction must be apportioned between the income beneficiaries and the trustee in accordance with the pertinent provisions of the trust, or if there is no provision in the instrument, on the basis of the trust's income allocable to each;

(8) for certified pollution control facilities placed in service in a taxable year beginning before December 31, 1986, and for which amortization deductions were elected under section 169 of the Internal Revenue Code of 1954, as amended through December 31, 1985, an amount equal to the allowance for depreciation under Minnesota Statutes 1986, section 290.09, subdivision 7;

(9) amounts included in federal taxable income that are due to refunds of income, excise, or franchise taxes based on net income or related minimum taxes paid by the corporation to Minnesota, another state, a political subdivision of another state, the District of Columbia, or a foreign country or possession of the United States to the extent that the taxes were added to federal taxable income under section 290.01, subdivision 19c, clause (1), in a prior taxable year;

(10) 80 percent of royalties, fees, or other like income accrued or received from a foreign operating corporation or a foreign corporation which is part of the same unitary business as the receiving corporation;
income or gains from the business of mining as defined in section 290.05, subdivision 1, clause (a), that are not subject to Minnesota franchise tax;

(43) (11) the amount of disability access expenditures in the taxable year which are not allowed to be deducted or capitalized under section 44(d)(7) of the Internal Revenue Code;

(44) (12) the amount of qualified research expenses not allowed for federal income tax purposes under section 280C(c) of the Internal Revenue Code, but only to the extent that the amount exceeds the amount of the credit allowed under section 290.068;

(45) (13) the amount of salary expenses not allowed for federal income tax purposes due to claiming the Indian employment credit under section 45A(a) of the Internal Revenue Code;

(46) (14) for taxable years beginning before January 1, 2008, the amount of the federal small ethanol producer credit allowed under section 40(a)(3) of the Internal Revenue Code which is included in gross income under section 87 of the Internal Revenue Code;

(47) (15) for a corporation whose foreign sales corporation, as defined in section 922 of the Internal Revenue Code, constituted a foreign operating corporation during any taxable year ending before January 1, 1995, and a return was filed by August 15, 1996, claiming the deduction under section 290.21, subdivision 4, for income received from the foreign operating corporation, an amount equal to 1.23 multiplied by the amount of income excluded under section 114 of the Internal Revenue Code, provided the income is not income of a foreign operating company;

(48) (16) any decrease in subpart F income, as defined in section 952(a) of the Internal Revenue Code, for the taxable year when subpart F income is calculated without regard to the provisions of section 103 of Public Law 109-222;

(49) (17) in each of the five tax years immediately following the tax year in which an addition is required under subdivision 19c, clause (45)(14), an amount equal to one-fifth of the delayed depreciation. For purposes of this clause, "delayed depreciation" means the amount of the addition made by the taxpayer under subdivision 19c, clause (45)(14). The resulting delayed depreciation cannot be less than zero; and

(50) (18) in each of the five tax years immediately following the tax year in which an addition is required under subdivision 19c, clause (46)(15), an amount equal to one-fifth of the amount of the addition.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2008, provided that for taxable years beginning after December 31, 2007, and before January 1, 2009, the subtraction under clause (10) is not allowed to foreign operating corporations and is limited to income paid to the corporation by a foreign corporation that is part of the unitary business for the use of or privilege of using outside of the United States patents, copyrights, secret processes and formulas, good will, know-how, trademarks, trade brands, franchises, and other like property and is further limited to the extent those items are included in the corporation's federal taxable income for the taxable year.

Sec. 6. Minnesota Statutes 2006, section 290.17, subdivision 4, is amended to read:

Subd. 4. Unitary business principle. (a) If a trade or business conducted wholly within this state or partly within and partly without this state is part of a unitary business, the entire income of the unitary business is subject to apportionment pursuant to section 290.191. Notwithstanding subdivision 2, paragraph (c), none of the income of a unitary business is considered to be derived from any particular source and none may be allocated to a particular place except as provided by the applicable apportionment formula. The provisions of this subdivision do not apply to business income subject to subdivision 5, income of an insurance company, or income of an investment company determined under section 290.36.
(b) The term "unitary business" means business activities or operations which result in a flow of value between them. The term may be applied within a single legal entity or between multiple entities and without regard to whether each entity is a sole proprietorship, a corporation, a partnership or a trust.

(c) Unity is presumed whenever there is unity of ownership, operation, and use, evidenced by centralized management or executive force, centralized purchasing, advertising, accounting, or other controlled interaction, but the absence of these centralized activities will not necessarily evidence a nonunitary business. Unity is also presumed when business activities or operations are of mutual benefit, dependent upon or contributory to one another, either individually or as a group.

(d) Where a business operation conducted in Minnesota is owned by a business entity that carries on business activity outside the state different in kind from that conducted within this state, and the other business is conducted entirely outside the state, it is presumed that the two business operations are unitary in nature, interrelated, connected, and interdependent unless it can be shown to the contrary.

(e) Unity of ownership is not deemed to exist when a corporation is involved unless that corporation is a member of a group of two or more business entities and more than 50 percent of the voting stock of each member of the group is directly or indirectly owned by a common owner or by common owners, either corporate or noncorporate, or by one or more of the member corporations of the group. For this purpose, the term "voting stock" shall include membership interests of mutual insurance holding companies formed under section 66A.40.

(f) The net income and apportionment factors under section 290.191 or 290.20 of foreign corporations and other foreign entities which are part of a unitary business shall not be included in the net income or the apportionment factors of the unitary business. A foreign corporation or other foreign entity which is required to file a return under this chapter shall file on a separate return basis. The net income and apportionment factors under section 290.191 or 290.20 of foreign operating corporations shall not be included in the net income or the apportionment factors of the unitary business except as provided in paragraph (g).

(g) The adjusted net income of a foreign operating corporation shall be deemed to be paid as a dividend on the last day of its taxable year to each shareholder thereof, in proportion to each shareholder's ownership, with which such corporation is engaged in a unitary business. Such deemed dividend shall be treated as a dividend under section 290.21, subdivision 4.

Dividends actually paid by a foreign operating corporation to a corporate shareholder which is a member of the same unitary business as the foreign operating corporation shall be eliminated from the net income of the unitary business in preparing a combined report for the unitary business. The adjusted net income of a foreign operating corporation shall be its net income adjusted as follows:

1. Any taxes paid or accrued to a foreign country, the Commonwealth of Puerto Rico, or a United States possession or political subdivision of any of the foregoing shall be a deduction; and

2. The subtraction from federal taxable income for payments received from foreign corporations or foreign operating corporations under section 290.01, subdivision 19d, clause (10), shall not be allowed.

If a foreign operating corporation incurs a net loss, neither income nor deduction from that corporation shall be included in determining the net income of the unitary business.

(h) For purposes of determining the net income of a unitary business and the factors to be used in the apportionment of net income pursuant to section 290.191 or 290.20, there must be included only the income and apportionment factors of domestic corporations or other domestic entities other than foreign operating corporations that are determined to be part of the unitary business pursuant to this subdivision, notwithstanding that foreign corporations or other foreign entities might be included in the unitary business.
(j) (i) Deductions for expenses, interest, or taxes otherwise allowable under this chapter that are connected with or allocable against dividends, deemed dividends described in paragraph (g), or royalties, fees, or other like income described in section 290.01, subdivision 19d, clause (10), shall not be disallowed.

(j) (i) Each corporation or other entity, except a sole proprietorship, that is part of a unitary business must file combined reports as the commissioner determines. On the reports, all intercompany transactions between entities included pursuant to paragraph (h) (g) must be eliminated and the entire net income of the unitary business determined in accordance with this subdivision is apportioned among the entities by using each entity's Minnesota factors for apportionment purposes in the numerators of the apportionment formula and the total factors for apportionment purposes of all entities included pursuant to paragraph (h) (g) in the denominators of the apportionment formula.

(k) (i) If a corporation has been divested from a unitary business and is included in a combined report for a fractional part of the common accounting period of the combined report:

1) its income includable in the combined report is its income incurred for that part of the year determined by proration or separate accounting; and

2) its sales, property, and payroll included in the apportionment formula must be prorated or accounted for separately.

**EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2007, except the modifications to the new paragraph (h) are effective for taxable years beginning after December 31, 2008.

Sec. 7. **REPEALER.**

Minnesota Statutes 2006, section 290.01, subdivision 6b, is repealed.

**EFFECTIVE DATE.** This section is effective for taxable years beginning after December 31, 2007."

Renumber the articles in sequence

Amend the title as follows:

Page 1, line 2, after "the" insert "financing" and after "organization" insert a comma

Page 1, line 9, after the second semicolon, insert "providing for the taxation of certain corporations;"

Correct the title numbers accordingly

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.

Lenczewski from the Committee on Taxes to which was referred:

S. F. No. 3564, A bill for an act relating to transportation finance; correcting transitional rate of special fuel excise tax on compressed natural gas; amending Laws 2008, chapter 152, article 3, section 6.

Reported the same back with the following amendments:
Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2006, section 296A.083, as added by Laws 2008, chapter 152, article 2, section 1, is amended by adding a subdivision to read:

Subd. 4. Surcharge administration. The audit, assessment, appeal, collection, enforcement, penalty, interest, refund, and administrative provisions that apply to the taxes in chapter 296A apply to the surcharge imposed by this section.

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

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "providing for surcharge administration;"

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. No. 995 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 2915 and 3564 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Dill and Marquart introduced:

H. F. No. 4148, A bill for an act relating to liquor; authorizing a license; amending Minnesota Statutes 2006, section 340A.404, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Commerce and Labor.
Dill introduced:

H. F. No. 4149, A bill for an act relating to taxation; expanding the use of the Two Harbors local sales tax revenue; amending Laws 1998, chapter 389, article 8, section 45, subdivisions 3, 4.

The bill was read for the first time and referred to the Committee on Taxes.

Dill introduced:

H. F. No. 4150, A bill for an act relating to taxation; providing property tax exemption for certain leased lands; modifying definition of personal property; clarifying tax-exempt property held under a lease; amending Minnesota Statutes 2006, sections 272.02, by adding a subdivision; 272.03, subdivision 2; 273.19, subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Hoppe introduced:

H. F. No. 4151, A bill for an act relating to retirement; authorizing a service credit purchase for the Teachers Retirement Association.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Olson; Hosch; Hack Barth; Anderson, B.; Erickson; Heidgerken and Severson introduced:

H. F. No. 4152, A bill for an act relating to appropriations; providing for a water quality and lake restoration grant program; appropriating money; requiring a report.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

Olson introduced:

H. F. No. 4153, A bill for an act relating to retirement; Public Employees Retirement Association police and fire fund; authorizing a joint and survivor annuity for a surviving spouse of a deceased retiree who elected a straight life annuity.

The bill was read for the first time and referred to the Committee on Governmental Operations, Reform, Technology and Elections.

Paulsen introduced:

H. F. No. 4154, A bill for an act relating to health; permitting Minnesota residents to buy health coverage approved in other states; creating a Physician's Council on Health Care Policy to analyze health coverage mandates; providing a tax credit for persons without access to employer-based coverage; amending Minnesota Statutes 2006, sections 62A.02, by adding a subdivision; 290.06, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62J.

The bill was read for the first time and referred to the Committee on Health and Human Services.
Loeffler introduced:

H. F. No. 4155, A bill for an act relating to property taxation; modifying the classifications and class rates of residential property that is not homesteaded; amending Minnesota Statutes 2006, section 273.13, subdivision 25, as amended.

The bill was read for the first time and referred to the Committee on Taxes.

Lesch and Johnson introduced:


The bill was read for the first time and referred to the Committee on Taxes.

Faust; Eken; Peterson, A., and Tinglestad introduced:

H. F. No. 4157, A bill for an act relating to natural resources; modifying provisions relating to permits to harvest or destroy aquatic plants; requiring rulemaking; amending Minnesota Statutes 2006, sections 103G.005, by adding a subdivision; 103G.615, subdivision 3, by adding subdivisions.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources.

CONSENT CALENDAR

Dill moved that the Consent Calendar be continued. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Sertich 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, April 1, 2008:

S. F. No. 1218; H. F. Nos. 3172, 3066, 3543, 3309 and 3483; S. F. No. 2755; and H. F. No. 2904.

Winkler was excused for the remainder of today's session.

CALENDAR FOR THE DAY

S. F. No. 2369 was reported to the House.
Bigham moved to amend S. F. No. 2369, the third engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 2782, the first engrossment:

"Section 1. Minnesota Statutes 2006, section 123B.03, subdivision 1, is amended to read:

Subdivision 1. Background check required. (a) A school hiring authority, as defined in subdivision 3, shall request a criminal history background check from the superintendent of the Bureau of Criminal Apprehension on all individuals who are offered employment in the school, as defined in subdivision 3. In order to be eligible for employment, an individual who is offered employment must provide an executed criminal history consent form and a money order or check payable to either the Bureau of Criminal Apprehension or the school hiring authority, at the election of the school hiring authority, in an amount equal to the actual cost to the Bureau of Criminal Apprehension and the school district of conducting the criminal history background check. A school hiring authority electing to receive payment may, at its discretion, accept payment in the form of a negotiable instrument other than a money order or check and shall pay the superintendent of the Bureau of Criminal Apprehension directly to conduct the background check. The superintendent of the Bureau of Criminal Apprehension shall conduct the background check by retrieving criminal history data maintained in the criminal justice information system computers. A school hiring authority, at its discretion, may elect not to request a criminal history background check on an individual who holds an initial entrance license issued by the State Board of Teaching or the commissioner of education within the 12 months preceding an offer of employment.

(b) A school hiring authority may use the results of a criminal background check conducted at the request of another school hiring authority if:

(1) the results of the criminal background check are on file with the other school hiring authority or otherwise accessible;

(2) the other school hiring authority conducted a criminal background check within the previous 12 months;

(3) the individual who is the subject of the criminal background check executes a written consent form giving a school hiring authority access to the results of the check; and

(4) there is no reason to believe that the individual has committed an act subsequent to the check that would disqualify the individual for employment.

(c) A school hiring authority may, at its discretion, request a criminal history background check from the superintendent of the Bureau of Criminal Apprehension on any individual who seeks to enter a school or its grounds for the purpose of serving as a school volunteer or working as an independent contractor or student employee. In order for an individual to enter a school or its grounds under this paragraph when the school hiring authority elects to request a criminal history background check on the individual, the individual first must provide an executed criminal history consent form and a money order, check, or other negotiable instrument payable to the school district in an amount equal to the actual cost to the Bureau of Criminal Apprehension and the school district of conducting the criminal history background check. Notwithstanding section 299C.62, subdivision 1, the cost of the criminal history background check under this paragraph is the responsibility of the individual.

(d) For all nonstate residents who are offered employment in a school, a school hiring authority shall request a criminal history background check on such individuals from the superintendent of the Bureau of Criminal Apprehension and from the government agency performing the same function in the resident state or, if no government entity performs the same function in the resident state, from the Federal Bureau of Investigation. Such individuals must provide an executed criminal history consent form and a money order, check, or other negotiable
instrument payable to the school hiring authority in an amount equal to the actual cost to the government agencies and the school district of conducting the criminal history background check. Notwithstanding section 299C.62, subdivision 1, the cost of the criminal history background check under this paragraph is the responsibility of the individual.

(e) Consistent with the terms in paragraph (a), a school hiring authority, as defined in subdivision 3, shall request a criminal history background check from the superintendent of the Bureau of Criminal Apprehension on an individual who elects to provide athletic coaching services or other extracurricular or cocurricular services to a district, regardless of the terms of the service, and the school hiring authority must have access to the results of the check before the individual begins providing the services.

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

Delete the title and insert:

"A bill for an act relating to education; requiring all K-12 athletic coaches to undergo criminal history background checks; amending Minnesota Statutes 2006, section 123B.03, subdivision 1."

The motion prevailed and the amendment was adopted.

Bigham, Swails and Dettmer moved to amend S. F. No. 2369, the third engrossment, as amended, as follows:

Page 3, line 2, delete everything after "service" and insert a period

Page 3, delete line 3

The motion prevailed and the amendment was adopted.

The Speaker assumed the Chair.

S. F. No. 2369. A bill for an act relating to education; requiring criminal history background checks; amending Minnesota Statutes 2006, section 123B.03, subdivision 1.

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 118 yeas and 11 nays as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Abeler</th>
<th>Berns</th>
<th>Bunn</th>
<th>DeLaForest</th>
<th>Doty</th>
<th>Fritz</th>
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<tr>
<td>Anderson, S.</td>
<td>Bigham</td>
<td>Carlson</td>
<td>Demmer</td>
<td>Eastlund</td>
<td>Gardner</td>
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<td>Anzelc</td>
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<td>Benson</td>
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<td>Dean</td>
<td>Dominguez</td>
<td>Finstad</td>
<td>Hamilton</td>
</tr>
</tbody>
</table>
Those who voted in the negative were:

Anderson, B.  Buesgens  Drazkowski  Garofalo  Heidgerken  Olson  Walker
Buesgens  Emmer  Dettmer  Hack Barth  Jaros  Rukavina

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

S. F. No. 2262, A bill for an act relating to telecommunications; repealing certain obsolete rules; repealing Minnesota Rules, parts 7810.0800; 7810.1300; 7810.2700; 7810.4000; 7810.5700; 7810.6200; 7810.6300; 7810.6500.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Dean  Greiling  Kahn  McFarlane  Peterson, N.
Anderson, B.  DeLaForest  Gunther  Kalin  McNamara  Peterson, S.
Anderson, S.  Demmer  Hack Barth  Knuth  Moe  Poppe
Anzic  Dettmer  Hamilton  Koenen  Morgan  Rukavina
Atkins  Ditt  Hansen  Kohls  Morrow  Ruth
Beard  Dittrich  Hausman  Kranz  Murphy, E.  Sailer
Benson  Dominguez  Haws  Laine  Nelson  Scalze
Berns  Doty  Heidgerken  Lanning  Nornes  Seifert
Bigham  Drazkowski  Hilstrom  Lenczewski  Norton  Sertich
Bly  Eastlund  Hilty  Lesch  Olin  Severson
Brod  Eken  Holberg  Liebling  Olson  Shimanski
Brown  Emmer  Hoppe  Lieder  Otrema  Simon
Brynaert  Erickson  Hornstein  Lillie  Ozment  Simpson
Buesgens  Faust  Hortman  Loeffler  Paulsen  Slawik
Bunn  Finstad  Hosch  Madore  Paymar  Stlocum
Carlson  Fritz  Howes  Mahoney  Mariani  Smith
Clark  Gardner  Huntley  Marquart  Pelowski  Solberg
Cornish  Garofalo  Jaros  Mason  Peppin  Sorensen
Davnie  Gottwalt  Johnson  Mason  Peterson, A.  Swails
The bill was passed and its title agreed to.

S. F. No. 2653 was reported to the House.

Gardner moved to amend S. F. No. 2653, the first engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 2785, the first engrossment:

"Section 1. Minnesota Statutes 2006, section 471.88, is amended by adding a subdivision to read:

Subd. 21. **Contract with no bids required.** Notwithstanding subdivision 1, a local school board may contract with a class of school district employees such as teachers or custodians where the spouse of a school board member is a member of the class of employees contracting with the school board and the employee spouse receives no special monetary or other benefit that is substantially different from the benefits that other members of the class receive under the employment contract. A school board invoking this exception must have a majority of disinterested school board members vote to approve the contract, direct the school board member spouse to abstain from voting to approve the contract, and publicly set out the essential facts of the contract at the meeting where the contract is approved.

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

Delete the title and insert:

"A bill for an act relating to education; establishing a conflict of interest exception for certain contracts requiring school board approval; amending Minnesota Statutes 2006, section 471.88, by adding a subdivision."

The motion prevailed and the amendment was adopted.

Ozment was excused for the remainder of today's session.

Buesgens offered an amendment to S. F. No. 2653, the first engrossment, as amended.

**POINT OF ORDER**

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

Buesgens appealed the decision of the Speaker.
A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 83 yeas and 46 nays as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Anzelc</th>
<th>Doty</th>
<th>Huntley</th>
<th>Loeffler</th>
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<th>Slocum</th>
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<td>Atkins</td>
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<td>Madore</td>
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<td>Benson</td>
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<td>Paymar</td>
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<td>Bly</td>
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<td>Kalin</td>
<td>Marquart</td>
<td>Peterson, A.</td>
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<td>Brown</td>
<td>Greiling</td>
<td>Knuth</td>
<td>Masin</td>
<td>Peterson, S.</td>
<td>Tillberry</td>
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<td>Brynaert</td>
<td>Hansen</td>
<td>Koenen</td>
<td>Moe</td>
<td>Poppe</td>
<td>Tschumper</td>
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<td>Bunn</td>
<td>Hausman</td>
<td>Kranz</td>
<td>Morgan</td>
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<td>Carlson</td>
<td>Haws</td>
<td>Laine</td>
<td>Morrow</td>
<td>Ruud</td>
<td>Walker</td>
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<td>Clark</td>
<td>Hilstrom</td>
<td>Lenczewski</td>
<td>Mullery</td>
<td>Sailer</td>
<td>Ward</td>
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<td>Davnie</td>
<td>Hilty</td>
<td>Lesch</td>
<td>Murphy, E.</td>
<td>Scalze</td>
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<td>Dill</td>
<td>Hornstein</td>
<td>Liebling</td>
<td>Murphy, M.</td>
<td>Sertich</td>
<td>Wollschlager</td>
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<td>Dittrich</td>
<td>Hortman</td>
<td>Lieder</td>
<td>Nelson</td>
<td>Simon</td>
<td>Spk. Kelliher</td>
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<tr>
<td>Dominguez</td>
<td>Hosch</td>
<td>Lillie</td>
<td>Norton</td>
<td>Slawik</td>
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</tbody>
</table>

Those who voted in the negative were:

<table>
<thead>
<tr>
<th>Abeler</th>
<th>Dean</th>
<th>Finstad</th>
<th>Hoppe</th>
<th>Paulsen</th>
<th>Smith</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anderson, B.</td>
<td>DeLaForest</td>
<td>Garofalo</td>
<td>Howes</td>
<td>Peppin</td>
<td>Tingelstad</td>
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<td>Anderson, S.</td>
<td>Demmer</td>
<td>Gottwalt</td>
<td>Kohls</td>
<td>Peterson, N.</td>
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<td>Beard</td>
<td>Dettmer</td>
<td>Gunther</td>
<td>Lanning</td>
<td>Ruth</td>
<td>Wardlow</td>
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<td>Berns</td>
<td>Drazkowski</td>
<td>Hackbarth</td>
<td>McFarlane</td>
<td>Seifert</td>
<td>Westrom</td>
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<td>Brod</td>
<td>Eastlund</td>
<td>Hamilton</td>
<td>McNamara</td>
<td>Severson</td>
<td>Zellers</td>
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<tr>
<td>Cornish</td>
<td>Erickson</td>
<td>Holberg</td>
<td>Olson</td>
<td>Simpson</td>
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So it was the judgment of the House that the decision of the Speaker should stand.

Eastlund offered an amendment to S. F. No. 2653, the first engrossment, as amended.

**POINT OF ORDER**

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

Buesgens offered an amendment to S. F. No. 2653, the first engrossment, as amended.

**POINT OF ORDER**

Sertich raised a point of order pursuant to rule 3.21 that the Buesgens amendment was not in order. The Speaker ruled the point of order well taken and the Buesgens amendment out of order.
S. F. No. 2653, A bill for an act relating to education; establishing a conflict of interest exception for certain school contracts for professional and other services; amending Minnesota Statutes 2006, section 471.88, subdivision 5.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Anzelc
Atkins
Beard
Benson
Bernt
Bigham
Bly
Brod
Brown
Brynaert
Buesgens
Bunn
Carlson
Clark
Cornish
Davnie
Dean
DeLaForest
Demmer
Dettmer
Dill
Dittrich
Dominguez
Doty
Drazkowski
Eastland
Eken
Emmer
Erickson
Faust
Finstad
Fritz
Gardner
Garofalo
Gottwalt
Greiling
Gunther
Hackbarth
Hamilton
Hansen
Hausman
Hawes
Heidgerken
Hilstrom
Hilty
Holberg
Hoppe
Hornstein
Hortman
Hosch
Howes
Jaro
Johnson
Kahn
Kalin
Knuth
Koenen
Kohls
Kranz
Laine
Lanning
Lenczewski
Lesch
Liebling
Lieder
Lillie
Loeffler
Madore
Mahoney
Mariani
Marquart
Masin
McFarlane
McNamara
Moe
Morgan
Morrow
Mulery
Murphy, E.
Murphy, M.
Nelson
Nornes
Norton
Olin
Olson
Otremba
Paulsen
Paymar
Pelowski
Pepin
Peterson, A.
Peterson, N.
Peterson, S.
Poppe
Rukavina
Ruth
Ruud
Sailer
Scalze
Seifert
Sertich
Severson
Shimanski
Simon
Simpson
Smith
Solberg
Swails
Thao
Tillberry
Tingelstad
Tschumper
Urdahl
Wagenius
Walk
Ward
Warlow
Welti
Westrom
Wollschlager
Zellers
Spk. Kelliher

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

S. F. No. 2918 was reported to the House.

Hilstrom moved to amend S. F. No. 2918, the first engrossment, as follows:

Page 2, after line 18, insert:

"Sec. 2. EFFECTIVE DATE.

Section 1 is effective for hearings conducted on or after the day following final enactment."

The motion prevailed and the amendment was adopted.
S. F. No. 2918, A bill for an act relating to mortgages; providing for proof of abandonment for purposes of a reduced mortgage foreclosure redemption period; amending Minnesota Statutes 2006, section 582.032, subdivision 7.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:


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

H. F. No. 3346, A bill for an act relating to housing; providing assistance to prevent mortgage foreclosure; increasing the maximum amount of financial assistance; amending Minnesota Statutes 2006, section 462A.209, subdivision 7.

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 127 yeas and 2 nays as follows:

Those who voted in the affirmative were:
The bill was passed and its title agreed to.

S. F. No. 2910, A bill for an act relating to landlord and tenant; modifying expungement of eviction records; amending Minnesota Statutes 2006, section 484.014, by adding a subdivision.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler   Dean   Greiling   Kahn   McFarlane   Peterson, N.   Spk. Kelliher
Anderson, B.   DeLaForest   Gunther   Kolin   McNamara   Peterson, S.   Tschumper
Anderson, S.   Demmer   Hackbarth   Knaus   Moe   Poppe   Urda
Anzelc   Dettmer   Hamilton   Koenen   Morgan   Rukavina   Wagenius
Atkins   Dill   Hansen   Kohls   Morrow   Ruth   Wollschlager
Beard   Dittrich   Hausman   Kranz   Mullery   Ruud   Wets
Benson   Dominguez   Haws   Laine   Lanning   Murphy, E.   Smith   Wilt
Berns   Doty   Heidgerken   Leczewski   McNamara   Slocum   Zellers
Bigham   Drazkowski   Hilstrom   Leczewski   Nelson   Seifert   Spk. Kelliher
Bly   Eastlund   Hilty   Lesch   Nornes   Sertich   Wats
Brod   Eken   Holberg   Liebling   Norton   Seversen   Wets
Brown   Emmer   Hoppe   Lieder   Olm   Shimanski   Wats
Brynaert   Erickson   Horderstein   Lillie   Olson   Simon   Wats
Buesgens   Faust   Hortman   Loofter   Otremba   Simpson   Wats
Bunn   Finstad   Hosch   Madore   Paulsen   Shawik   Wats
Carlson   Fritz   Howes   Mahoney   Paymar   Slocum   Wats
Clark   Gardner   Huntley   Mariam   Pelowski   Smith   Wats
Cornish   Garofalo   Jeros   Marquart   Peppin   Solberg   Wats
Davnie   Gottwald   Johnson   Masin   Peterson, A.   Swails   Wats

Those who voted in the negative were:

Anderson, B.   Buesgens
The bill was passed and its title agreed to.

H. F. No. 3477 was reported to the House.

Gardner moved to amend H. F. No. 3477, the second engrossment, as follows:

Page 9, line 5, delete the second "or" and after "union" insert "or a licensed sales finance company as defined under section 53C.01, subdivision 12"

Page 9, delete lines 19 to 22

The motion prevailed and the amendment was adopted.

H. F. No. 3477, as amended, was read for the third time.

Emmer moved that H. F. No. 3477, as amended, be re-referred to the Housing Policy and Finance and Public Health Finance Division.

A roll call was requested and properly seconded.

The question was taken on the Emmer motion and the roll was called. There were 43 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Anderson, B.  DeLaForest  Garofalo  Kohls  Ruth  Wardlow
Anderson, S.  Demmer  Gottwald  Lanning  Seifert  Westrom
Beard  Dettmer  Gunther  McFarlane  Severson  Zellers
Berns  Drazkowski  Hackbarth  McNamara  Shimanski
Brod  Eastlund  Hamilton  Nornes  Simpson
Buesgens  Emmer  Heidgerken  Olson  Smith
Cornish  Erickson  Holberg  Paulsen  Tingelstad
Dean  Finstad  Hoppe  Peppin  Urdahl

Those who voted in the negative were:

Abeler  Bly  Clark  Doty  Greiling  Hilty
Anzelc  Brown  Davnie  Eken  Hansen  Hornstein
Atkins  Brynaert  Dill  Faust  Hausman  Hortman
Benson  Bunn  Dittrich  Fritz  Haws  Hosch
Bigham  Carlson  Dominguez  Gardner  Hilstrom  Howes
The motion did not prevail.

H. F. No. 3477, A bill for an act relating to manufactured housing; providing for regulation of lending practices and default; providing notices and remedies; amending Minnesota Statutes 2006, sections 327.64, subdivision 2; 327.65; 327.66; 327B.01, by adding subdivisions; 327B.08, by adding a subdivision; 327B.09, by adding a subdivision; 327B.12; proposing coding for new law in Minnesota Statutes, chapters 327; 327B.

The bill, as amended, was 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 2 nays as follows:

Those who voted in the affirmative were:

Abeler  Dettmer  Haws  Liebling  Paulsen  Solberg
Anderson, B.  Dill  Hilstrom  Lieder  Pelowski  Paymar  Swails
Anderson, S.  Dittrich  Hilty  Lillie  Peppin  Thissen
Anzelc  Dominguez  Holberg  Loeffler  Peterson, A.  Tillberry
Akins  Doty  Hoppe  Madore  Peterson, N.  Tschumper
Beard  Dratzkowski  Hornstein  Mahoney  Peterson, S.  Udahl
Benson  Eastlund  Hortman  Mariani  Pepp  Walker
Berns  Eken  Hosch  Marquart  Rukavina  Ward
Bigham  Emmer  Howes  Masin  Ruud  Wardlow
Bly  Erickson  Huntley  McFarlane  Ruth  Welti
Brod  Faust  Jaros  McNamara  Ruud  Westrom
Brown  Finstad  Johnson  Moe  Sailer  Wollschlager
Brynaert  Fritz  Kahn  Morgan  Seifert  Zellers
Buesgens  Gardner  Kalin  Morrow  Slocum  Spk. Kelliher
Bunn  Garofalo  Knuth  Mullery  Severson  Stensig
Carlson  Gottwalt  Koenen  Murphy, E.  Shimanski  Swalik
Clark  Greiling  Kohls  Murphy, M.  Simon
Cornish  Guenther  Kranz  Nelson  Snelling
Davnie  Hack Barth  Laine  Nornes  Simpson
Dean  Hamilton  Lanning  Norton  Slawik
DeLaForest  Hansen  Lenczewski  Olin  Slocum
Demmer  Hausman  Lesch  Otremsba  Smith

Those who voted in the negative were:

Heidgerken  Olson

The bill was passed, as amended, and its title agreed to.
H. F. No. 3516 was reported to the House.

Davnie moved to amend H. F. No. 3516, the second engrossment, as follows:

Page 7, after line 10, insert:

"Sec. 8. [507.0948] DONATIONS; REIMBURSEMENT.

The Electronic Real Estate Recording Commission may accept donations of money or resources, including loaned employees or other services. The donations are appropriated to the Legislative Coordinating Commission for the sole use of the Electronic Real Estate Recording Commission."

Page 7, line 11, delete "[507.0948]" and insert "[507.0949]"

Page 7, lines 12 and 14, delete "act" and insert "article"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Davnie moved that H. F. No. 3516, as amended, be temporarily laid over on the Calendar for the Day. The motion prevailed.

S. F. No. 2909 was reported to the House.

Gunther moved that S. F. No. 2909 be temporarily laid over on the Calendar for the Day. The motion prevailed.

S. F. No. 2908 was reported to the House.

Kohls and Mullery moved to amend S. F. No. 2908, the unofficial engrossment, as follows:

Page 4, after line 3, insert:

"Sec. 4. EFFECTIVE DATE.

Section 1 is effective for leases entered into on or after August 1, 2008. Section 2 is effective for cancellations of contracts for deed or mortgage foreclosures commenced on or after August 1, 2008. Section 3 is effective for mortgage redemption periods expiring on or after August 1, 2008."

The motion prevailed and the amendment was adopted.
S. F. No. 2908, A bill for an act relating to landlord and tenant; providing for certain notices relating to foreclosure; amending Minnesota Statutes 2006, sections 504B.151; 504B.178, subdivision 8; 504B.285, subdivision 1.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Anzelc
Atkins
Beard
Benson
Berns
Bigham
Bly
Brod
Brown
Brynaert
Buesgens
Bunn
Carlson
Clark
Cornish
Davnie
Dean
DeLaForest
Demmer

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

H. F. No. 1499 was reported to the House.

Seifert moved to amend H. F. No. 1499, the second engrossment, as follows:

Page 1, after line 7, insert:

"Section 1. [309.725] RECIPIENTS OF GRANTS AND APPROPRIATIONS.

This section applies to a nonprofit organization that receives a direct appropriation of state funds or that receives a grant of state funds. As a condition of receiving the direct appropriation or grant, the nonprofit organization must agree that during the period covered by the appropriation or grant no officer or employee of the organization will receive an annual salary from the nonprofit organization or a related organization that exceeds $500,000.

For purposes of this section:
(1) "nonprofit organization" includes a corporation, partnership, limited partnership, limited liability company, joint venture, cooperative, association, or trust, wherever incorporated, organized, or registered, if the entity is organized on a nonprofit bases; and

(2) "related organization" has the meaning defined in section 317A.011, subdivision 18.

EFFECTIVE DATE. This section is effective July 1, 2008, and applies to grant agreements entered into and to appropriations received after that date."

Renumber the sections in sequence and correct internal references

Correct the title numbers accordingly

A roll call was requested and properly seconded.

The question was taken on the Seifert amendment and the roll was called. There were 61 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Anzelc
Beard
Berns
Bigham
Brod
Buesgens
Bunn
Cornish

Dean
DeLaForest
Demmer
Detmer
Doty
Drazkowski
Eastlund
Emmer
Erickson
Faust
Finstad

Garofalo
Gottwald
Gunther
Hackbarth
Hamilton
Hanssen
Heidgerken
Holberg
Hoppe
Howes

Knuth
Koenen
Kohls
Lanning
McFarlane
McNamara
Morgan
Nornes
Norton
Olson

Paulsen
Paymar
Peppin
Peterson, N.
Rukavina
Ruth
Seifert
Severson
Shimanski
Simpson

Tingelstad
Urdahl
Wardlow
Welti
Westrom
Zellers

Those who voted in the negative were:

Atkins
Benson
Bly
Brown
Brynaert
Carlson
Clark
Davnie
Dill
Dittrich
Dominguez
Eken

Fritz
Gardner
Greiling
Hausman
Haws
Hilstrom
Hilty
Hornstein
Hortman
Hosch
Huntley

Kahn
Kalin
Kranz
Laine
Lenczewski
Lesch
Liebling
Lieder
Lillie
Loeffler

Mariani
Marquart
Masin
Moe
Morrow
Mullery
Murphy, E.
Murphy, M.
Nelson
Olin

Peterson, S.
Poppe
Rudder
Sailer
Scala
Sertich
Simon
Slawik
Solcump
Solberg

Thissen
Tillberry
Tschumber
Wagenius
Walker
Ward
Wollschlager
Spk. Kelliher

The motion did not prevail and the amendment was not adopted.
H. F. No. 1499, A bill for an act relating to commerce; enacting the Uniform Prudent Management of Institutional Funds Act approved and recommended by the National Conference of Commissioners on Uniform State Laws; proposing coding for new law in Minnesota Statutes, chapter 309; repealing Minnesota Statutes 2006, sections 309.62; 309.63; 309.64; 309.65; 309.66; 309.67; 309.68; 309.69; 309.70; 309.71.

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 124 yeas and 5 nays as follows:

Those who voted in the affirmative were:

Abeler  Dill  Hilstrom  Liebling  Otremba  Slocum
Anderson, S.  Dittrich  Hilty  Lieder  Paulsen  Smith
Anzelc  Dominguez  Holberg  Lillie  Paymar  Solberg
Atkins  Doty  Hoppe  Loeffler  Pelowski  Swails
Beard  Drazkowski  Hornstein  Madore  Peppin  Thao
Benson  Eastlund  Hortman  Mahoney  Peterson, A.  Thissen
Berns  Eken  Hosch  Mariani  Peterson, N.  Tillberry
Bigham  Erickson  Howes  Marquart  Peterson, S.  Tingelstad
Bly  Faust  Huntley  Masin  Poppe  Tschumper
Brod  Finstad  Jaros  McFarlane  Rukavina  Udahl
Brown  Fritz  Johnson  McNamara  Ruth  Wagenius
Brynaert  Gardner  Kahn  Moe  Ruud  Walker
Bunn  Garofalo  Kalin  Morgan  Sailer  Ward
Carlson  Gottwalt  Knuth  Morrow  Scalze  Wardlow
Clark  Greiling  Koenen  Mullery  Seifert  Welti
Cornish  Gunther  Kohls  Murphy, E.  Sertich  Westrom
Davnie  Hackbart  Kranz  Murphy, M.  Severson  Wollschlager
Dean  Hamilton  Laine  Nelson  Shimanski  Zellers
DeLaForest  Hansen  Lanning  Nornes  Simon  Spk. Kelliher
Demmer  Haasman  Lenczewski  Norton  Simpson  Slawik
Dettmer  Haws  Lesch  Olin  Slocum  Smith

Those who voted in the negative were:

Anderson, B.  Buesgens  Emmer  Heidgerken  Olson

The bill was passed and its title agreed to.

S. F. No. 2909, which was temporarily laid over earlier today on the Calendar for the Day, was again reported to the House.

Gunther moved to amend S. F. No. 2909 as follows:

Page 1, line 13, after the period, insert "If a building is posted, the posting must be placed in at least one conspicuous location in the building and provide tenants with, at a minimum, the following information: (1) the date the service will be discontinued; (2) the telephone number to call at the utility to obtain further information;"
(3) a brief description of the rights of tenants under this section to continue or restore service; and (4) advice to consider seeking assistance from legal aid, a private attorney, or a housing organization in exercising the rights of tenants under Minnesota law to maintain their utility service."

The motion prevailed and the amendment was adopted.

S. F. No. 2909, A bill for an act relating to landlord and tenant; modifying right of tenant to pay utility bills; amending Minnesota Statutes 2006, section 504B.215, subdivision 3.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Dettmer  Haws  Lesch  Olson  Slocum
Anderson, B.  Dill  Heidgerken  Liebling  Otrema  Smith
Anderson, S.  Dittrich  Hilstrom  Lieder  Paulsen  Solberg
Anzelc  Dominguez  Hilty  Lillie  Paymar  Swails
Atkins  Doty  Holberg  Loeffler  Pelowski  Thao
Beard  Drazkowski  Hoppe  Madore  Peppin  Thissen
Benson  Eastlund  Hornstein  Mahoney  Peterson, A.  Tillberry
Bers  Eken  Hortman  Mariani  Peterson, N.  Tingelstad
Bigham  Emmer  Hosch  Marquart  Peterson, S.  Tschumper
Bly  Erickson  Howes  Masin  Poppe  Udahl
Brod  Faust  Huntley  McFarlane  Rukavina  Wagenius
Brown  Finstad  Jaros  McNamara  Ruth  Walker
Brynaert  Fritz  Johnson  Moe  Ruud  Ward
Buesgens  Gardner  Kahn  Morgan  Sailer  Wardlow
Bunn  Garofalo  Kalin  Morrow  Scalze  Welti
Carlson  Gottwald  Knuth  Mullery  Seifert  Westrom
Clark  Greiling  Koenen  Murphy, E.  Sertich  Wollschlager
Cornish  Gunther  Kohls  Murphy, M.  Severson  Zellers
Davnie  Hackbarth  Kranz  Nelson  Shimanski  Spk. Kelliher
Dean  Hamilton  Laine  Nornes  Simon
DeLaForest  Hansen  Lanning  Norton  Simpson
Demmer  Hausman  Lenczewski  Olin  Slawik

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

H. F. No. 3516, as amended, which was temporarily laid over earlier today on the Calendar for the Day, was again reported to the House.

Davnie and Holberg moved to amend H. F. No. 3516, the second engrossment, as amended, as follows:

Page 2, line 23, after "Office," insert "the Information Policy Analysis Division of the Department of Administration."

The motion prevailed and the amendment was adopted.
H. F. No. 3516, A bill for an act relating to real property; providing specification of certain information about a premises subject to foreclosure; providing for electronic recording; requiring a report; amending Minnesota Statutes 2006, sections 14.03, subdivision 3; 58.02, by adding a subdivision; 287.08, 287.241; 287.25; 386.03; 386.19; 386.26, subdivision 1; 386.31; 386.409; 507.093; 507.40; 507.46, subdivision 1; Minnesota Statutes 2007 Supplement, section 507.24, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 272; 507; 580.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Anzelc
Atkins
Beard
Benson
Berns
Bigham
Bly
Brod
Brown
Brynaert
Buesgens
Bunn
Carlson
Clark
Cornish
Davnie
Dean
DeLaForest
Demmer
Dettmer
Dill
Dittrich
Dominguez
Doty
Drazkowski
Eastlund
Eken
Emmer
Erickson
Faust
Finstad
Fritz
Garber
Gardner
Garofalo
Gottwald
Greiling
Gunther
Hackbart
Hamilton
Hansen
Hausman

Haws
Heidgerken
Hiilstrom
Hilty
Holberg
Hoppe
Howes
Huntley
Jaros
Johnson
Kahn
Kalin
Knuth
Koenen
Kohls
Kranz
Laine
Lanning
Lenczewski
Lesch
Liebling
Lieder
Lillie
Loeffler
Madore
Masin
McFarlane
McNamara
Moe
Morgan
Morrow
Mullery
Murphy, E.
Murphy, M.
Nelson
Nornes
Norton
Olin
Olson
Otremba
Paulsen
Paymar
Pelowski
Peppin
Peterson, A.
Peterson, N.
Peterson, S.
Pope
Poppe
Rukavina
Ruth
Ruud
Sailer
Salo
Seifert
Sertich
Severson
Shimanski
Simpson
Slawik
Smith
Solberg
Swails
Thao
Thissen
Tillberry
Tingelstad
Tschumper
Urdahl
Wagenius
Walker
Ward
Wardlow
Welti
Wollschlager
Zellers
Spk. Kelliher

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

The Speaker called Pelowski to the Chair.

H. F. No. 3220 was reported to the House.

Buesgens moved to amend H. F. No. 3220 as follows:

Page 1, after line 12, insert "A political subdivision of the state may not make monetary or in-kind grants to any nonprofit organization that is directly or indirectly affiliated with a political party or that is directly or indirectly involved in political activity."

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 amendment and the roll was called. There were 60 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Beard
Berns
Brod
Buesgens
Bunn
Cornish
Dean
DeLaForest
Demmer
Dettmer
Drazkowski
Eastlund
Emmer
Ericsson
Faust
Finstad

Those who voted in the negative were:

Anzelc
Atkins
Benson
Bigham
Bly
Brown
Brynaert
Carlson
Clark
Davnie
Dill
Dominguez

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

Buesgens moved to amend H. F. No. 3220 as follows:

Page 1, after line 12 insert:

"A political subdivision may not make grants to a nonprofit organization under this section if:

(1) its local government aid or county program aid in the current year is less than it was in the previous calendar year;

(2) it is a school district that is in statutory operating debt or has any schools that are not making adequate yearly progress;

(3) it is the metropolitan council; or

(4) it is a joint powers authority."

A roll call was requested and properly seconded.
The question was taken on the Buesgens amendment and the roll was called. There were 42 yeas and 87 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Beard
Berns
Brod
Buesgens
Bunn
Cornish
Dean
DeLaForest
Drazkowski
Eastlund
Emmer
Erickson
Finstad
Gardner
Greiling
Gottwalt
Gunther
Hamilton
Holberg
Hoppe
Kohns
McNamara
Nornes
Olsom
Olson
Shimanski
Simpson
Smith
Tingelstad
Tillberry
Tschumper
Urdahl
Wagenius
Westrom
Wills
Zellers

Those who voted in the negative were:

Anzelc
Atkins
Benson
Bigham
Bly
Brown
Brynaert
Carlson
Clark
Davnie
Demmer
Dill
Dittrich
Dominguez
Doty
Eken
Faust
Fritz
Gardner
Grelling
Hansen
Haupman
Hausman
Hilary
Hornstein
Hortman
Hosch
Huntley
Jaros
Johnson
Kahn
Kalin
Knuth
Kohls
Koehn
Kohns
Laine
Lanning
Lesch
Liebling
Lieder
Loeffler
Lillie
Lindell
Loring
Luedtke
Luebbe
Liu
Lunger
Lucas
Mahoney
Mariani
Marquart
Mason
McFarlane
Moe
Mork
Murphy
Murphy, E.
Murphy, M.
Moe
Nelson
Norton
Norsen
Olin
Otremba
Page
Paymar
Pelowski
Peterson
Peterson, N.
Peterson, S.
Popp
Rukavina
Ruhle
Rumfola
Rudolph
Sailer
Scalze
Sertich
Simon
Solberg
Spk. Kelliher
Swails
Thao
Thissen
Tillberry
Tschumper
Walker
Welti
Wollschlager
Wagner
Weynand
Wilk
Wollin
Wood
Woodruff
Wolfgang
Wolfgang
Young
Young
Zellers

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

The Speaker resumed the Chair.

CALL OF THE HOUSE

On the motion of Seifert and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Abeler
Anderson, B.
Anderson, S.
Atkins
Beard
Benson
Berns
Bigham
Bly
Brod
Brown
Brynaert
Buesgens
Bunn
Carlson
Clark
Davnie
Demmer
Dill
Dittrich
Dominguez
Doty
Eken
Faust
Fritz
Gardner
Greiling
Hornstein
Hortman
Hosch
Hamilton
Hassman
Hilary
Hilstrom
Hornstein
Hoppe
Hunting
Holberg
Huntley
Jaros
Johnson
Kahn
Kalin
Kohns
Koehn
Kohls
Koehn
Laine
Lanning
Lesch
Liebling
Lieder
Loeffler
Mador
Mahoney
Mariani
Marquart
Masin
McFarlane
Kranz
McNamara
Moe
Morgan
Seifert moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Seifert moved to amend H. F. No. 3220 as follows:

Page 1, after line 12, insert "A political subdivision of the state may not make monetary or in-kind grants to any nonprofit organization that is directly or indirectly affiliated with a provider of abortions or that is directly or indirectly involved in providing abortions."

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 Seifert amendment and the roll was called. There were 64 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Abeler
Anderson, B.
Anderson, S.
Beard
Benns
Brod
Buesgens
Cornish
Dean
DeLaForest
Demmer

Those who voted in the negative were:

Anzelc
Atkins
Benson
Bigham
Bly
Brown
Brynaert

Fritz
Dill
Dittrich
Doty
Drazkowski
Eastlund
Eken
Emmer
Faust
Finstad
Greiling
Carlson
Clark
Davnie
Dominguez
Erhardt
Gardner

Howes
Koenen
Gottwalt
Gunther
Hackbarth
Hamilton
Haws
Heidgerken
Hoppe
Hortman

Huntley
Jaros
Hausman
Hilstrom
Hilty
Hornstein
Hortman

Laine
Lesch
Johnson
Kahn
Kalin
Kauth
Kranz

Mariani
Masin
Moe
Morgan
Morrow
Madore
Mullery
Murphy, E.
The motion did not prevail and the amendment was not adopted.

H. F. No. 3220, A bill for an act relating to local government; authorizing political subdivisions to make grants to nonprofit organizations; proposing coding for new law in Minnesota Statutes, chapter 471.

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 97 yeas and 33 nays as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Abeler</th>
<th>Eken</th>
<th>Huntley</th>
<th>Mahoney</th>
<th>Pelowski</th>
<th>Thissen</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anzelc</td>
<td>Erhardt</td>
<td>Jaros</td>
<td>Mariani</td>
<td>Peterson, A.</td>
<td>Tillberry</td>
</tr>
<tr>
<td>Atkins</td>
<td>Faust</td>
<td>Johnson</td>
<td>Marquart</td>
<td>Peterson, N.</td>
<td>Tingelstad</td>
</tr>
<tr>
<td>Benson</td>
<td>Fritz</td>
<td>Kahn</td>
<td>Masin</td>
<td>Peterson, S.</td>
<td>Tschumper</td>
</tr>
<tr>
<td>Bigham</td>
<td>Gardner</td>
<td>Kalin</td>
<td>McFarlane</td>
<td>Poppe</td>
<td>Wagenius</td>
</tr>
<tr>
<td>Bly</td>
<td>Greiling</td>
<td>Knuth</td>
<td>McNamara</td>
<td>Rukavina</td>
<td>Walker</td>
</tr>
<tr>
<td>Brown</td>
<td>Gunther</td>
<td>Koenen</td>
<td>Moe</td>
<td>Ruth</td>
<td>Ward</td>
</tr>
<tr>
<td>Brynaert</td>
<td>Hansen</td>
<td>Kranz</td>
<td>Morgan</td>
<td>Ruud</td>
<td>Wardlow</td>
</tr>
<tr>
<td>Bunn</td>
<td>Hausman</td>
<td>Laine</td>
<td>Morrow</td>
<td>Sailer</td>
<td>Wardlow</td>
</tr>
<tr>
<td>Carlson</td>
<td>Haws</td>
<td>Lanning</td>
<td>Mullery</td>
<td>Sertich</td>
<td>Wohlschlager</td>
</tr>
<tr>
<td>Clark</td>
<td>Heidgerken</td>
<td>Lenczewski</td>
<td>Murphy, E.</td>
<td>Simons</td>
<td>Spek. Kellner</td>
</tr>
<tr>
<td>Davnie</td>
<td>Hilstrom</td>
<td>Lesch</td>
<td>Murphy, M.</td>
<td>Sertich</td>
<td>Wolfschlager</td>
</tr>
<tr>
<td>Demmer</td>
<td>Hilty</td>
<td>Liebling</td>
<td>Nelson</td>
<td>Slawik</td>
<td>Wohlschlager</td>
</tr>
<tr>
<td>Dill</td>
<td>Horstein</td>
<td>Lieder</td>
<td>Norton</td>
<td>Slocum</td>
<td>Spk. Kellner</td>
</tr>
<tr>
<td>Dittrich</td>
<td>Hortman</td>
<td>Lillie</td>
<td>Olin</td>
<td>Solberg</td>
<td>Wolfschlager</td>
</tr>
<tr>
<td>Dominguez</td>
<td>Hosch</td>
<td>Loefler</td>
<td>Otremba</td>
<td>Swails</td>
<td>Wolfschlager</td>
</tr>
<tr>
<td>Doty</td>
<td>Howes</td>
<td>Madore</td>
<td>Paymar</td>
<td>Thao</td>
<td>Wolfschlager</td>
</tr>
</tbody>
</table>

Those who voted in the negative were:

<table>
<thead>
<tr>
<th>Anderson, B.</th>
<th>Cornish</th>
<th>Emmer</th>
<th>Hamilton</th>
<th>Paulsen</th>
<th>Smith</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anderson, S.</td>
<td>Dean</td>
<td>Erickson</td>
<td>Holberg</td>
<td>Peppin</td>
<td>Westrom</td>
</tr>
<tr>
<td>Beard</td>
<td>DeLaForest</td>
<td>Finstad</td>
<td>Hoppe</td>
<td>Seifert</td>
<td>Zellers</td>
</tr>
<tr>
<td>Berns</td>
<td>Dettmer</td>
<td>Garofalo</td>
<td>Kohls</td>
<td>Severson</td>
<td>Wolfschlager</td>
</tr>
<tr>
<td>Brod</td>
<td>Drazkowski</td>
<td>Gottwalt</td>
<td>Nornes</td>
<td>Shimanski</td>
<td>Wolfschlager</td>
</tr>
<tr>
<td>Buesgens</td>
<td>Eastlund</td>
<td>Hackbarth</td>
<td>Olson</td>
<td>Simpson</td>
<td>Wolfschlager</td>
</tr>
</tbody>
</table>

The bill was passed and its title agreed to.

CALL OF THE HOUSE LIFTED

Sertich moved that the call of the House be lifted. The motion prevailed and it was so ordered.
S. F. No. 3461, A bill for an act relating to local government; changing the date by which counties must provide summary budget data; amending Minnesota Statutes 2006, section 6.745, subdivision 2.

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 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeler  Dettmer  Hausman  Lenczewski  Olin  Slawik
Anderson, B.  Dittrich  Haws  Lesch  Olson  Slocum
Anderson, S.  Doty  Heidgerken  Liebling  Otremba  Solberg
Anzelc  Dominguez  Hilstrom  Lieder  Paulsen  Swails
Atkins  Drazkowski  Hiltz  Lillie  Paymar  Thao
Beard  Eastlund  Hoppe  Madore  Peppin  Tillberry
Benson  Eken  Hornstein  Mahoney  Peterson, A.  Tschumper
Biami  Emmer  Hortman  Mariani  Peterson, N.  Urda
Bly  Erhardt  Hosch  Marquart  Peterson, S.  Wagenius
Brod  Erickson  Howes  Masin  Poppe  Walker
Brown  Faust  Huntley  McFarlane  Rukavina  Ward
Brynaert  Finstad  Jaros  McNamara  Ruth  Wardlow
Buesgens  Fritz  Johnson  Moe  Ruud  Welti
Bunn  Gardner  Kahn  Morgan  Sailer  Westrom
Clark  Gottwalt  Knuth  Mullery  Seifert  Wollschlager
Cornish  Greiling  Koenen  Murphy, E.  Sertich  Zellers
Davnie  Gunther  Kohls  Murphy, M.  Severson  Spk. Kelliher
Dean  Hackbart  Kranz  Nelson  Shimanski  Simon
DelAForest  Hamilton  Laine  Nornes  Wort  Deng
Demmer  Hansen  Lanning  Norton  Spk. Kelliher

Those who voted in the negative were:

Smith

The bill was passed and its title agreed to.

H. F. No. 3657, A bill for an act relating to Carver County; making the library board advisory to the county board.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Anzelc  Benson  Bly  Brynaert  Carlson
Anderson, B.  Atkins  Berns  Brod  Buesgens  Clark
Anderson, S.  Beard  Bigham  Brown  Bunn  Cornish

Those who voted in the negative were:

Smith

The bill was passed and its title agreed to.
The bill was passed and its title agreed to.

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

**MOTIONS AND RESOLUTIONS**

Masin moved that the name of Loeffler be added as an author on H. F. No. 2107. The motion prevailed.

Brod moved that the name of Bly be added as an author on H. F. No. 2172. The motion prevailed.

Bigham moved that the name of McNamara be added as an author on H. F. No. 2782. The motion prevailed.

Peterson, S., moved that the name of Loeffler be added as an author on H. F. No. 2983. The motion prevailed.

Scalze moved that the name of Loeffler be added as an author on H. F. No. 3135. The motion prevailed.

Davnie moved that the name of Loeffler be added as an author on H. F. No. 3346. The motion prevailed.

Slawik moved that the name of Loeffler be added as an author on H. F. No. 3463. The motion prevailed.

Davnie moved that the name of Loeffler be added as an author on H. F. No. 3516. The motion prevailed.

Kranz moved that the name of Atkins be added as an author on H. F. No. 3519. The motion prevailed.

Clark moved that the name of Loeffler be added as an author on H. F. No. 3607. The motion prevailed.

Severson moved that the name of Gottwalt be added as an author on H. F. No. 3672. The motion prevailed.

Marquart moved that the name of Loeffler be added as an author on H. F. No. 3756. The motion prevailed.
Clark moved that the name of Loeffler be added as an author on H. F. No. 3821. The motion prevailed.

Moe moved that the name of Bigham be added as an author on H. F. No. 3935. The motion prevailed.

Thissen moved that the name of Loeffler be added as an author on H. F. No. 4002. The motion prevailed.

Hausman moved that the names of Marquart and Mahoney be added as authors on H. F. No. 4034. The motion prevailed.

Kalin moved that the name of Morrow be added as an author on H. F. No. 4124. The motion prevailed.

Slawik moved that the name of Loeffler be added as an author on H. F. No. 4125. The motion prevailed.

ADJOURNMENT

Sertich moved that when the House adjourns today it adjourn until 9:00 a.m., Wednesday, April 2, 2008. The motion prevailed.

Sertich moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Wednesday, April 2, 2008.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives