STATE OF MINNESOTA

EIGHTY-SECOND SESSION — 2001

FORTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, MAY 4, 2001

The House of Representatives convened at 9:30 a.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Pastor Michael Williams, On Fire Ministry Christian Center, Minneapolis, Minnesota.

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

The roll was called and the following members were present:

Abele | J. Dorman | Hilty | Leighton | Opatz | Slawik
---|---|---|---|---|---
Abels | Dorn | Holberg | Lenczewski | Osskopp | Smith
Anderson, B. | Eastlund | Holsten | Leppik | Osthoff | Solberg
Anderson, I. | Entenza | Howes | Lieder | Otremba | Stang
Bakk | Erhardt | Huntley | Lindner | Ozment | Swapkinski
Bernardy | Erickson | Jacobson | Lipman | Paulsen | Swenson
Biernat | Evans | Jaros | Luther | Pawlenty | Sykora
Bishop | Finseth | Jennings | Mahoney | Paymar | Thompson
Boudreau | Folliard | Johnson, J. | Mares | Pelowski | Tinglestad
Bradley | Fuller | Johnson, R. | Mariani | Penas | Tuma
Buesgens | Gerlach | Johnson, S. | Marko | Peterson | Vandeveer
Carlson | Gleason | Juhne | Marquart | Pugh | Wagenius
Cassell | Goodno | Kahn | McElroy | Rhodes | Walz
Clark, J. | Goodwin | Kalis | McGuire | Rifenberg | Wasiluk
Clark, K. | Gray | Kellher | Milbert | Rukavina | Wenzel
Daggett | Greiling | Kielkucki | Molnau | Ruth | Westerberg
Davids | Gunther | Knoblach | Mulder | Schumacher | Westrom
Davnie | Haas | Kosninen | Mullery | Seagren | Wilkin
Dawkins | Hackbarth | Krinkie | Murphy | Seifert | Winter
Dehler | Harder | Kubly | Ness | Sertich | Wolf
Dempsey | Hausman | Kuisle | Nornes | Skoe | Workman
Dibble | Hilstrom | Larson | Olson | Skoglund | Spk. Sviggum

A quorum was present.

Walker was excused.

Stanek was excused until 11:45 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Skoglund 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. 555 and H. F. No. 667, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Seifert moved that the rules be so far suspended that S. F. No. 555 be substituted for H. F. No. 667 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1068 and H. F. No. 1898, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Holberg moved that the rules be so far suspended that S. F. No. 1068 be substituted for H. F. No. 1898 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1752 and H. F. No. 1994, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Stang moved that the rules be so far suspended that S. F. No. 1752 be substituted for H. F. No. 1994 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2031 and H. F. No. 2074, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Clark, J., moved that the rules be so far suspended that S. F. No. 2031 be substituted for H. F. No. 2074 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
SAINT PAUL  55155

May 2, 2001

The Honorable Steve Sviggum
Speaker of the House of Representatives
The State of Minnesota

Dear Speaker Sviggum:

It is my honor to inform you that I have received, approved, signed and deposited in the Office of the Secretary of State the following House Files:
H. F. No. 967, relating to health; permitting schools to sponsor potluck events; permitting fraternal or patriotic organizations to sell home-prepared food at certain events.

H. F. No. 1151, relating to professions; modifying penalty provisions for psychologists.

H. F. No. 1188, relating to environment; regulating ash disposal from fire training exercises.

H. F. No. 1192, relating to education; permitting applicants for a temporary limited teaching license or a personnel variance to submit their application by July 1 in any year; directing the board of teaching to amend its rules to conform with the July 1 date.

H. F. No. 1522, relating to health; modifying requirements for full-time nursing home administrators.

H. F. No. 1681, relating to state employment; making technical and housekeeping changes; classifying employee identification numbers as public data; extending a pilot project; placing department of human services chief executive officers in the unclassified service; repealing provisions governing appointment of human services chief executive officers.

Sincerely,

JESSE VENTURA
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Steve Sviggum
Speaker of the House of Representatives

The Honorable Don Samuelson
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2001 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

<table>
<thead>
<tr>
<th>S.F. No.</th>
<th>H.F. No.</th>
<th>Session Laws Chapter No.</th>
<th>Time and Date Approved 2001</th>
<th>Date Filed 2001</th>
</tr>
</thead>
<tbody>
<tr>
<td>967</td>
<td>65</td>
<td></td>
<td>2:52 p.m. May 2</td>
<td>May 2</td>
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<tr>
<td>1151</td>
<td>66</td>
<td></td>
<td>2:54 p.m. May 2</td>
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<td>1188</td>
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<td>1192</td>
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<td>May 2</td>
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<td>69</td>
<td></td>
<td>2:50 p.m. May 2</td>
<td>May 2</td>
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<tr>
<td>1681</td>
<td>70</td>
<td></td>
<td>2:49 p.m. May 2</td>
<td>May 2</td>
</tr>
</tbody>
</table>

Sincerely,

MARY KIFFMEYER
Secretary of State
REPORT FROM THE CHAIR OF THE
COMMITTEE ON WAYS AND MEANS

May 4, 2001

Edward A. Burdick
Chief Clerk of the House of Representatives
The State of Minnesota

Dear Mr. Burdick:

House Rule 4.03 requires the Chair of the Committee on Ways and Means to certify to the House of Representatives that the Committee has reconciled any finance and revenue bills with the budget resolution and targets.

Please accept this letter as certification that H. F. No. 2498 reconciles with the budget resolution and the Tax Committee target.

Sincerely,

REPRESENTATIVE DAVE BISHOP
Chair, House Ways and Means Committee

SECOND READING OF SENATE BILLS

S. F. Nos. 555, 1068, 1752 and 2031 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Mulder introduced:

H. F. No. 2509, A bill for an act relating to capital improvements; providing for a grant to the county of Pipestone for capital improvements to the regional museum; authorizing issuance of bonds; appropriating money.

The bill was read for the first time and referred to the Committee on Jobs and Economic Development Finance.

Johnson, J., and Skoglund introduced:

H. F. No. 2510, A bill for an act relating to legislative enactments; correcting miscellaneous oversights, inconsistencies, ambiguities, unintended results, and technical errors; amending Minnesota Statutes 2000, section 383A.288, subdivision 4, as amended.

The bill was read for the first time and referred to the Committee on Local Government and Metropolitan Affairs.
MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1261. A bill for an act relating to the operation of state government; continuing a task force on agency purchases from correctional industries; requiring an annual report from the department of corrections; providing certification standards for juvenile facilities; requiring standards for chemical dependency treatment programs; requiring the commissioner of corrections to establish a health care peer review committee; requiring commissioner of corrections to contract with commissioner of human services for background studies of individuals providing services in certain facilities; removing certain obsolete provisions in correction law; clarifying responsibilities and updating language in law governing correctional psychiatric unit; authorizing a corrections agent to request a review of an offender’s risk level based on offender behavior in the community; providing for investigation of deaths occurring in correctional facilities; requiring judges to determine if offenders are eligible for challenge incarceration programs based upon correctional department criteria; defining criminal sexual conduct to include certain employees working in correctional facilities; requiring mandatory sex offender assessments for repeat offenders; providing that human immunodeficiency virus testing data of sex offenders to be maintained in correctional medical records; amending Minnesota Statutes 2000, sections 16B.181, subdivision 2; 241.016, subdivision 1; 241.018; 241.021, subdivisions 1, 4, 4a, 6, by adding a subdivision; 241.67, subdivision 8; 241.69; 242.32, subdivision 1a; 243.05, subdivision 6; 243.51, subdivision 2; 243.53, subdivision 1; 244.052, subdivision 3; 244.17, subdivision 1; 244.173; 390.11, subdivision 1, by adding a subdivision; 390.32, by adding a subdivision; 609.105, by adding a subdivision; 609.341, subdivision 1; 609.344, subdivision 1; 609.345, subdivision 1; 609.3452, subdivision 1, by adding subdivisions; 611A.19; Laws 1996, chapter 463, section 16, subdivision 3, as amended; repealing Minnesota Statutes 2000, sections 241.016, subdivision 2; 241.018; 241.19; 241.272, subdivision 7; 242.51.

The Senate has appointed as such committee:

Senators Chaudhary, Ranum and Schwab.

Said House File is herewith returned to the House.

PATRICKE. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 2225 and 221.

PATRICKE. FLAHAVEN, Secretary of the Senate
FIRST READING OF SENATE BILLS

S. F. No. 2225, A bill for an act relating to drivers' licenses; allowing certain school buses to be operated by licensed child care providers; establishing pilot project to allow certain type A school bus to be operated by holder of Class D driver's license under limited conditions; making clarifying changes; providing misdemeanor penalty; amending Minnesota Statutes 2000, sections 169.01, subdivision 75; 169.448, subdivision 1; 171.02, subdivisions 2, 2a.

The bill was read for the first time.

Workman moved that S. F. No. 2225 and H. F. No. 2181, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 221, A bill for an act relating to animals; changing disposition of certain animals; providing for preservation of certain evidence; changing regulation of certain dogs; imposing penalties; amending Minnesota Statutes 2000, sections 343.235, subdivisions 1 and 3; 347.50; 347.51, subdivisions 1, 2, and by adding subdivisions; 347.52; 347.53; 347.54, subdivisions 1 and 2; and 347.55; proposing coding for new law in Minnesota Statutes, chapter 347; repealing Minnesota Statutes 2000, sections 347.51, subdivisions 2a, 3, 4, 5, 6, 7, 8, and 9; and 347.54, subdivision 3.

The bill was read for the first time and referred to the Committee on Local Government and Metropolitan Affairs.

CONSENT CALENDAR

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

FISCAL CALENDAR

Pursuant to rule 1.22, Abrams requested immediate consideration of H. F. No. 2498.

H. F. No. 2498 was reported to the House.

Abrams moved to amend H. F. No. 2498, the second engrossment, as follows:

Page 16, line 12, delete "0.5" and insert "0.7"

Page 45, line 26, delete "0.5" and insert "0.7"

Page 48, line 14, after "capacity" insert "using market values for the previous year and class rates for the current year"

Page 61, line 36, strike "2002" and insert "2004"

Page 62, line 1, strike "2001" and insert "2003"

Page 62, line 3, strike "2001" and insert "2003"
Page 62, line 3, strike "2002" and insert "2004"
Page 62, line 6, strike "2001" and insert "2003"
Page 65, line 27, delete "0.5" and insert "0.7"
Page 66, line 15, delete "0.5" and insert "0.7"
Page 66, line 33, delete "located in the seven-county metropolitan area."
Page 66, line 34, delete "55" and insert "the greater of (1) 22 percent of its aid amount under this section in 2001, or (2) 70"
Page 68, line 8, delete "$505,000,000" and insert "$512,701,366"
Page 69, line 32, delete "two" and insert "2.2"
Page 70, line 1, delete "two" and insert "2.2"
Page 70, line 23, after "year" delete the rest of the line
Page 70, line 24, delete "grant is made" and insert "in which the grant is to be paid"
Page 71, line 4, before the period, insert "for taxes payable in the year the grant is to be paid"
Page 71, line 11, delete "before the year"
Page 71, line 20, delete "15" and insert "26"
Page 71, line 29, delete "$173,500,000" and insert "$169,600,000"
Page 71, line 31, delete "$32,500,000" and insert "$25,000,000"
Page 102, line 26, delete "and"
Page 102, line 29, before the period, insert "; and
Page 103, line 3, delete "levied in 2000 to finance transit services" and insert "taxes payable 2001 transit services levy"
Page 103, line 23, delete "and"
Page 103, line 26, before the period, insert "; and
Page 108, line 1, delete "September 15" and insert "August 31"
Page 127, line 26, delete "$123,500,000" and insert "$132,000,000"
Page 127, line 28, delete "$136,500,000" and insert "$119,500,000"
Page 130, line 26, delete "$105,000,000" and insert "$112,000,000"
Page 157, line 19, delete "This section" and insert "The change from $13,350 to $18,040 in this section"
Page 157, line 20, before the period, insert ", and the rest of this section is effective for taxable years beginning after December 31, 2000"
Page 342, line 21, delete "refund" and insert "incentive payment"
Page 345, line 31, delete "refunds" and insert "payments"
Page 346, line 6, after "States" insert "Department of Agriculture" and after "Service" insert "North Central Research Station"
Page 347, line 7, after "guidelines" delete the new language up to the period
Page 350, line 20, delete "TAXABLE" and insert "ESTIMATED"
Page 350, line 23, delete "taxable" and insert "estimated"
Page 351, line 14, delete "on" and insert "for each acre of"
Page 468, line 20, strike "mortgagee" and insert "mortgagor" and delete "If"
Page 468, delete lines 21 to 23
Page 468, line 24, delete the new language
Page 468, line 27, after "mortgages" insert "acknowledged and"
Page 469, line 22, strike everything after "mortgages" and insert "granted"
Page 469, lines 23 and 24, delete the new language and strike the old language
Page 469, line 25 before "fraternal" insert "by"
Page 469, line 28, after "mortgages" insert "acknowledged and"
Page 471, line 31, delete everything after "(e)"
Page 471, line 32 delete "section 287.035,"
Page 472, line 6, delete "made" and insert "occurring" and after "documents" insert "acknowledged and recorded"
Page 472, line 7, delete everything before "after"
Page 472, line 16, after "documents" insert "acknowledged and recorded"
Page 472, line 17, delete everything before "after"
The motion prevailed and the amendment was adopted.

The Speaker called Paulsen to the Chair.

Seifert 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 Paulsen.

FISCAL CALENDAR, Continued

H. F. No. 2498, as amended, was again reported to the House.

Howes moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Page 348, line 5, delete "80" and insert "640"

A roll call was requested and properly seconded.

The question was taken on the Howes amendment and the roll was called. There were 122 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Abeler          Boudreau          Davids          Eastlund         Gerlach         Haas
Abrams          Bradley          Davnie          Entenza          Gleason         Hackbarth
Anderson, B.    Buesgens         Dehler          Erhardt          Goodno          Harder
Bakk            Carlson          Dempsey         Erickson         Goodwin         Hausman
Bernardy        Cassell          Dibble          Evans            Gray            Hilstrom
Biernat         Clark, J.        Dorman          Finseth          Greiling        Hilty
Bishop          Duggett          Dorn            Fuller           Gunther         Holberg
Those who voted in the negative were:

Anderson, I.  Dawkins  Jaros  Milbert  Pugh  Rukavina

The motion prevailed and the amendment was adopted.

Bernardy moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Page 139, line 27, after "income" insert "under section 162(l) or section 213 of the Internal Revenue Code, or excluded in computing federal taxable income under another provision of federal law."

Page 139, line 29, strike everything after "insurance"

Page 139, line 30, strike "section 162(l)" and insert "as defined in section 213(d)(1)(D)" and strike the comma and everything after the comma

Page 139, line 31, strike everything before the period

Page 186, line 8, delete "90" and insert "78"

Page 186, line 13, delete "five" and insert "11"

Page 186, line 19, delete "five" and insert "11"

Page 186, delete lines 26 to 29 and insert "the percentage obtained by taking the sum of:

(i) 82 percent of the percentage which the sales made within this state in connection with the trade or business during the tax period are of the total sales wherever made in connection with the trade or business during the tax period;

(ii) nine percent of the percentage which the total tangible property used by the taxpayer in this state in connection with the trade or business during the tax period is of the total tangible property, wherever located, used by the taxpayer in connection with the trade or business during the tax period; and"
(iii) nine percent of the percentage which the taxpayer’s total payrolls paid or incurred in this state or paid in respect to labor performed in this state in connection with the trade or business during the tax period are of the taxpayer’s total payrolls paid or incurred in connection with the trade or business during the tax period."

Page 187, line 6, delete "90" and insert "78"

Page 187, line 11, delete "five" and insert "11"

Page 187, line 20, delete "five" and insert "11"

Page 187, delete lines 27 to 30 and insert "the percentage obtained by taking the sum of:

(i) 82 percent of the percentage which the receipts from within this state in connection with the trade or business during the tax period are of the total receipts in connection with the trade or business during the tax period, from wherever derived;

(ii) nine percent of the percentage which the sum of the total tangible property used by the taxpayer in this state and the intangible property owned by the taxpayer and attributed to this state in connection with the trade or business during the tax period is of the sum of the total tangible property, wherever located, used by the taxpayer and the intangible property owned by the taxpayer and attributed to all states in connection with the trade or business during the tax period; and

(iii) nine percent of the percentage which the taxpayer’s total payrolls paid or incurred in this state or paid in respect to labor performed in this state in connection with the trade or business during the tax period are of the taxpayer’s total payrolls paid or incurred in connection with the trade or business during the tax period."

Page 196, delete lines 6 and 7

Page 196, delete lines 13 and 14

A roll call was requested and properly seconded.

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

Those who voted in the affirmative were:

| Anderson, I. | Folliard | Johnson, R. | Lieder | Osthoff | Slawik |
| Bakk | Gleason | Johnson, S. | Luther | Otremba | Solberg |
| Bernardy | Goodwin | Juhnke | Mahoney | Paymar | Swapinski |
| Biernat | Gray | Kahn | Mariani | Pelowski | Thompson |
| Carlson | Greiling | Kalis | Marko | Peterson | Wagenius |
| Davnie | Hauserman | Kellieher | Marquart | Pugh | Wasiluk |
| Dawksins | Hilstrom | Koskinen | McGuire | Rukavina | Wenzel |
| Dibble | Hilty | Kubly | Milbert | Schumacher | Westerberg |
| Dorn | Huntley | Larson | Mullery | Sertich | Westrom |
| Entenza | Jaros | Leighton | Murphy | Skoe | Winter |
| Evans | Jennings | Lenczewski | Opitz | Skoglund |

Those who voted in the negative were:

| Abeler | Bishop | Buesgens | Daggett | Dempsey | Erhardt |
| Abrams | Boudreau | Cassell | Davids | Dorman | Erickson |
| Anderson, B. | Bradley | Clark, J. | Dehler | Eastlund | Finseth |
The motion did not prevail and the amendment was not adopted.

Mullery moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Page 31, line 31, delete "two" and insert "2.6"

Page 42, line 35, delete "two" and insert "2.6"

A roll call was requested and properly seconded.

The question was taken on the Mullery amendment and the roll was called. There were 60 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Anderson, I.  Evans  Jaros  Leighton  Murphy  Sertich  
Bakk  Folliard  Jennings  Lieder  Opatz  Skoe  
Bernardy  Gleason  Johnson, R.  Luther  Oshoff  Skoglund  
Biernat  Goodwin  Johnson, S.  Mahoney  Otremba  Slawik  
Carlson  Gray  Juhne  Mariani  Paymar  Solberg  
Davnie  Greiling  Kahn  Marko  Pelowski  Swapinski  
Dawkins  Hauman  Kalis  Marquart  Peterson  Wagenius  
Dibble  Hilstrom  Kelliher  McGuire  Pugh  Wasiluk  
Dorn  Hilty  Koskinen  Milbert  Rukavina  Wenzel  
Entenza  Huntley  Kubly  Mullery  Schumacher  Winter  

Those who voted in the negative were:

Abeler  Dempsey  Harder  Leppik  Paulsen  Sykora  
Abrams  Dorman  Holberg  Lindner  Pawlenty  Thompson  
Anderson, B.  Eastlund  Holsten  Lipman  Penas  Tingelstad  
Bishop  Erhardt  Howes  Mares  Rhodes  Tuma  
Boudreau  Erickson  Jacobson  McElroy  Rifenberg  Vandeveer  
Bradley  Finseth  Johnson, J.  Molnau  Ruth  Walz  
Buesgens  Fuller  Kielkucki  Mulder  Seagren  Westerberg  
Cassell  Gerlach  Knoblauch  Ness  Seifert  Westrom  
Clark, J.  Goodno  Krinkie  Nornes  Smith  Wilkin  
Daggett  Gunther  Kuisle  Olson  Stanek  Wolf  
David  Haas  Larson  Oskopp  Stang  Workman  
Dehler  Hackbarth  Lenczewski  Ozment  Swenson  Spk. Sviggum  

The motion did not prevail and the amendment was not adopted.
Gleason, Rukavina, Evans and Dibble moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Pages 70 to 72, delete section 37
Page 333, delete section 2
Page 335, delete section 4
Page 337, line 33, before the period, insert ", multiplied by 1.7"
Pages 339 to 340, delete section 8
Renumber the sections in sequence and correct the internal references
Amend the title accordingly

A roll call was requested and properly seconded.

The Speaker resumed the Chair.

The question was taken on the Gleason et al amendment and the roll was called. There were 65 yeas and 67 nays as follows:

Those who voted in the affirmative were:

| Anderson, I. | Folliard | Jaros | Leighton | Osthoff | Slawik |
| Bakk | Fuller | Jennings | Luther | Otremba | Solberg |
| Bernardy | Gleason | Johnson, R. | Mahoney | Pelowski | Swapinski |
| Biernat | Goodwin | Johnson, S. | Mariani | Peterson | Thompson |
| Carlson | Gray | Juhne | Marko | Pugh | Wagenius |
| Davnie | Greiling | Kahn | Marquart | Rukavina | Walsch |
| Dawkins | Hausman | Kallis | McGuire | Schumacher | Wenzel |
| Dibble | Hilstrom | Kelliher | Milbert | Sertich | Westerberg |
| Dorn | Hilty | Koskinen | Mullery | Skoe | Winter |
| Entenza | Howes | Kubly | Murphy | Skoglund |
| Evans | Huntley | Larson | |

Those who voted in the negative were:

| Abeler | Dempsey | Holberg | Mares | Penas | Tuma |
| Abrams | Dormon | Holsten | McElroy | Rhodes | Vanderveer |
| Anderson, B. | Eastlund | Jacobson | Molnau | Rifenberg | Westrom |
| Bishop | Erhardt | Johnson, J. | Mulder | Ruth | Wilkin |
| Boudreau | Erickson | Kielkucki | Ness | Seifert | Wolf |
| Bradley | Finseth | Knoblach | Nornes | Smith | Workman |
| Buesgens | Gerlach | Krinke | Olson | Stang | Spk. Sviggum |
| Cassell | Goodno | Kuisle | Opatz | Stanek |
| Clark, J. | Gunther | Lenczewski | Osskopp | Stang |
| Daggett | Haas | Leppik | Oznent | Swenson |
| Davids | Hackbarth | Lindner | Paulsen | Sykora |
| Dehler | Harder | Lipman | Pawlenty | Tingelstad |

The motion did not prevail and the amendment was not adopted.
Winter moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Pages 96 to 108, delete article 4

Renumber the articles in sequence and correct the internal references

Amend the title accordingly

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

Winter moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Pages 108 to 124, delete article 5

Renumber the articles in sequence and correct the internal references

Amend the title accordingly

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

Mullery moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Page 43, line 8, delete "$256" and insert "$356"

Pages 70 to 72, delete section 37

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 Mullery amendment and the roll was called. There were 63 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Anderson, I.  Entenza  Jacobson  Leighton  Ostoff  Skoglund
Bakk  Evans  Jaros  Lieder  Otremba  Slawik
Bernardy  Foliard  Jennings  Luther  Pawlenty  Solberg
Bernat  Gleason  Johnson, R.  Mahoney  Paymar  Swapinska
Carlson  Goodwin  Johnson, S.  Mariani  Pelowski  Wagenius
Clark, K.  Gray  Juhnik  Marko  Peterson  Wasiluk
Davnie  Greiling  Kahn  Marquart  Pugh  Wenzl
Dawkins  Haasman  Kalis  McGuire  Rukavina  Winter
Dempsey  Hilstrom  Kelliher  Milbert  Schumacher
Dibble  Hilty  Koskinen  Mullery  Sertich
Dorn  Huntley  Kubly  Murphy  Skoe
Those who voted in the negative were:

Abler
Abrams
Anderson, B.
Bishop
Boudreau
Bradley
Buesgens
Cassell
Clark, J.
Dorman
Eastlund
Erhardt
Erickson
Finseth
Fuller
Gerlach
Goodno
Gunther
Haas
Hackbarth
Harder

Those who voted in the negative were:

Abler
Abrams
Anderson, B.
Bishop
Boudreau
Bradley
Buesgens
Cassell
Clark, J.
Dorman
Eastlund
Erhardt
Erickson
Finseth
Fuller
Gerlach
Goodno
Gunther
Haas
Hackbarth
Harder

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

Rukavina; Anderson, I.; Dawkins; Hilstrom; Otremba; Dibble; Leighton; Davnie; Winter; Gleason; Opatz; Evans; Mullery; Bernardy; Milbert; Greiling; McGuire; Lenczewski; Kelliher and Solberg moved to amend H.F.No.2498, the second engrossment, as amended, as follows:

Page 46, line 36, delete "$429,400,000" and insert "$436,000,000"

Page 136, delete section 4

Page 141, line 15, delete "and"

Page 141, line 17, before the period, insert "; and"

(17) for taxable years beginning after December 31, 2000 and before January 1, 2003, an amount equal to $500 for each of the taxpayer's personal and dependent exemptions, as defined in sections 151 and 152 of the Internal Revenue Code, and allowed on the taxpayer's federal income tax return for the tax year. For taxable years beginning after December 31, 2002, an amount equal to $700 for each of the taxpayer's personal and dependent exemptions, as defined in sections 151 and 152 of the Internal Revenue Code, and allowed on the taxpayer's federal income tax return for the tax year. For taxable years beginning after December 31, 2003, the amount of the subtraction must be adjusted for inflation. The commissioner shall make the inflation adjustments in accordance with section 1f of the Internal Revenue Code except that for the purposes of this subdivision the percentage increase must be determined from the year starting September 1, 2002, and ending August 31, 2003, as the base year for adjusted for inflation for the tax year beginning after December 31, 2003. The determination of the commissioner under this subdivision is not a rule under the Administrative Procedure Act".

Page 142, line 24, reinstate the stricken language and strike "(10)" and insert "(9)"

Page 142, line 25, reinstate the stricken language

Page 142, line 33, delete "(9)" and insert "(10)"

Page 143, line 2, delete "(10)" and insert "(11)"

Page 143, line 6, delete "(11)" and insert "(12)"

Page 144, lines 3 to 8, delete the new language
Page 144, line 34 to page 145, line 9, reinstate the stricken language
Page 145, line 10, delete "(7)" and insert "(8)"
Page 145, line 24, delete "(8)" and insert "(9)"
Page 145, line 32, delete "(9)" and insert "(10)"
Page 145, line 36, delete "(10)" and insert "(11)"
Page 146, line 3, delete "(11)" and insert "(12)"
Page 146, line 6, delete "(12)" and insert "(13)"
Page 146, line 11, delete "(13)" and insert "(14)"
Page 146, line 15, delete "(14)" and insert "(15)"
Page 146, line 17, delete "(15)" and insert "(16)"
Page 146, line 22, delete "(16)" and insert "(17)"
Delete page 146, line 31 to page 147, line 14
Page 147, line 21, reinstate the stricken language
Delete page 147, line 31 to page 150, line 9
Page 170, line 26, delete the new language and reinstate the stricken language
Page 173, line 36, reinstate the stricken language
Page 175, lines 18 to 20, reinstate the stricken language
Page 175, line 21, reinstate the stricken language and before "section" insert "Minnesota Statutes 2000"
Page 175, lines 22 to 26, reinstate the stricken language
Page 175, delete lines 27 to 36
Delete page 176, line 1 to page 177, line 12
Delete page 179, line 19 to page 181, line 5
Page 181, lines 10 to 11, reinstate the stricken language
Page 181, lines 19 to 20, reinstate the stricken language
Delete page 181, line 24 to page 182, line 21
Page 182, line 35, reinstate the stricken language
Delete page 185, line 32 to page 187, line 32
Delete page 187, line 33 to page 190, line 7
Delete page 190, line 8 to page 193, line 10

Page 195, line 34, delete "sections 290.06, subdivision" and insert "section 290.21, subdivision 3 is repealed."
Page 195, delete lines 35 and 36
Page 196, delete lines 6 and 7
Page 196, delete lines 13 and 14

Pages 224 to 226, delete section 23
Pages 226 to 227, delete section 24
Pages 227 to 228, delete section 25

Page 240, lines 22 and 23, reinstate the stricken language
Page 241, line 20, reinstate the stricken language
Page 241, lines 29 to 31, reinstate the stricken language

Renumber the clauses and correct the internal references in article 8, section 40
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 Rukavina et al amendment and the roll was called. There were 65 yeas and 66 nays as follows:

Those who voted in the affirmative were:

| Anderson, I. | Entenza | Jaros | Leighton | Murphy | Skoe |
| Bakk | Evans | Jennings | Lenczewski | Olson | Skoglund |
| Bernardy | Folliard | Johnson, R. | Lieder | Opatz | Slawik |
| Biernat | Gleason | Johnson, S. | Luther | Osthoff | Solberg |
| Carlson | Goodwin | Juhnke | Mahoney | Otremba | Swapinski |
| Clark, K. | Gray | Kahn | Mariani | Paymar | Thompson |
| Davnie | Greiling | Kalis | Marko | Pelowski | Wagenius |
| Dawkins | Hausman | Kelliher | Marquart | Peterson | Wasiluk |
| Dehler | Hilstrom | Koskinen | McGuire | Rukavina | Westerberg |
| Dibble | Hilty | Kubly | Milbert | Schumacher | Winter |
| Dorn | Huntley | Larson | Mullery | Sertich |

Those who voted in the negative were:

| Abeler | Bishop | Buesgens | Daggett | Dorman | Erickson |
| Abrams | Boudreau | Cassell | Davids | Eastlund | Finseth |
| Anderson, B. | Bradley | Clark, J. | Dempsey | Erhardt | Fuller |
The motion did not prevail and the amendment was not adopted.

Greiling was excused between the hours of 12:55 p.m. and 1:25 p.m.

Kahn moved to amend H. F. No. 2498, the second engrossment, as amended, as follows:

Page 410, line 4, delete “50” and insert “10”

Page 414, line 3, before the period, insert "and any beer that contains any alcohol content"

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

H. F. No. 2498, A bill for an act relating to the financing and operation of government in this state; providing a sales tax rebate; providing property tax reform; making changes to income, franchise, sales and use, property, motor vehicle sales, motor vehicle registration, mortgage registry, deed, motor fuels, cigarette and tobacco, liquor, insurance premiums, lawful gambling, minerals, estate, and special taxes; changing and allowing tax credits, subtractions, and exemptions, including an income tax subtraction for capital gains; providing a biomedical innovation initiative; conforming with changes in federal income tax provisions; providing for allocation and apportionment of income; imposing a state general tax levy on certain property; providing a property tax homestead credit; imposing general levy limits; providing for property tax levy reverse referenda; changing property tax valuation, assessment, levy, classification, homestead, credit, aid, exemption, deferral, review, appeal, abatement, and distribution provisions; abolishing certain property tax levies for transit and establishing a transit fund; providing and modifying certain aids to local units of government; changing levy authority; reducing certain utility taxes and requiring a corresponding rate reduction; changing certain provisions relating to biomass facilities; providing for disposition of local lodging tax proceeds; providing priorities for disposition of production tax proceeds by the iron range resources and rehabilitation board; providing for certain payments in lieu of taxes; reducing rates on lawful gambling taxes; reducing rates on solid waste management taxes; providing for state takeover of certain costs of district court administration and out-of-home placement; providing for uniform sales and use tax administration; providing for taxation and incentive payments on forest lands; providing for electronic filing and payment of taxes; changing procedures for disposition of seized contraband; abolishing certain health care provider taxes and health plan premium taxes; providing for deposit of certain tobacco settlement and cigarette tax proceeds to the health care access fund; changing tax increment financing provisions and authorizing certain grants, duration extensions, and expenditures; requiring registration of tax increment financing consultants; creating a health care access fund reserve; reducing the tax on life insurance premiums; increasing property tax refunds and changing calculation of rent constituting property taxes for purposes of property tax refunds; reducing taconite production tax and occupation tax rates; providing special authority to certain political subdivisions; authorizing special taxing districts; changing and clarifying tax administration, collection, enforcement, interest, and penalty provisions; changing revenue recapture provisions; authorizing abatements and waivers of fees and certain taxes in disaster areas; changing and imposing fees; changing debt collection provisions for student loans; providing certain duties and powers to the commissioner of revenue; authorizing publication of names of certain delinquent taxpayers;
section 5; Laws 1997, chapter 231, article 10, section 25; Laws 1998, chapter 389, article 16, section 35, subdivision 1; Laws 1999, chapter 216, article 7, section 46, subdivision 3; Laws 1999, chapter 243, article 4, section 19; Laws 2000, chapter 490, article 8, section 17; Laws 2000, chapter 490, article 11, section 26; proposing coding for new law in Minnesota Statutes, chapters 126C; 216B; 290C; repealing Minnesota Statutes 2000, sections 13.4967, subdivision 3; 16A.152; 16A.76; 62T.10; 126C.13, subdivisions 1, 2, 3; 144.1484, subdivision 2; 256L.02, subdivision 3; 270.31; 270.32; 270.33; 270.34; 270.36; 270.37; 270.38; 270.39; 273.13, subdivision 24a; 273.1382; 273.1399; 275.078; 275.08, subdivision 1e; 289A.60, subdivision 15; 290.06, subdivisions 25, 26; 290.0673; 290.095, subdivisions 1a, 7; 290.191, subdivision 4; 290.21, subdivision 3; 290.23; 290.25; 290.31, subdivisions 2, 2a, 3, 4, 5, 19; 290.35; 290.9726, subdivision 7; 290A.04, subdivision 2; 290A.18, subdivision 2; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.56; 295.57; 295.58; 295.59; 295.62; 295.63, subdivision 6; 295.64, subdivision 1; 297A.61, subdivision 16; 297A.62, subdivision 2; 297A.64, subdivision 1; 297A.68, subdivision 21; 297A.71, subdivisions 2, 15, 16, 21; 297B.032; 297E.16, subdivision 3; 297F.21, subdivision 4; 297G.20, subdivision 5; 297I.05, subdivisions 5, 8; 297I.30, subdivision 3; 298.01, subdivisions 3c, 3d, 4d, 4e; 469.1372, subdivision 2; 469.1374, subdivision 4; 469.1782, subdivision 1; 473.446, subdivision 8; Laws 1988, chapter 426, section 1; Laws 1988, chapter 702, section 16; Laws 1992, chapter 511, article 2, section 52, as amended; Laws 1996, chapter 471, article 8, section 45; Laws 1999, chapter 243, article 6, section 14; Laws 1999, chapter 243, article 6, section 15; Laws 2000, chapter 490, article 6, section 17; Minnesota Rules, parts 8120.0200; 8120.0500; 8120.0700; 8120.0900; 8120.1300; 8120.1600; 8120.2000; 8120.2100; 8120.2200; 8120.2300; 8120.2500; 8120.2700; 8120.2800; 8120.3000; 8120.3200; 8120.4300; 8120.4400; 8120.4500; 8120.4600; 8120.4900; 8120.5000; 8120.5100; 8120.5300.

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 107 yeas and 26 nays as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Abeler</th>
<th>Dehler</th>
<th>Haas</th>
<th>Kelliher</th>
<th>Marquart</th>
<th>Pawlenty</th>
</tr>
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<tbody>
<tr>
<td>Abrams</td>
<td>Dempsey</td>
<td>Hackbarth</td>
<td>Kielkuksi</td>
<td>McElroy</td>
<td>Paymar</td>
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<tr>
<td>Anderson, B.</td>
<td>Dorman</td>
<td>Harder</td>
<td>Knoblauch</td>
<td>McGuire</td>
<td>Pelowski</td>
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<tr>
<td>Anderson, I.</td>
<td>Eastlund</td>
<td>Hausman</td>
<td>Koskinen</td>
<td>Milbert</td>
<td>Penas</td>
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<td>Bernardy</td>
<td>Entenza</td>
<td>Hilstrom</td>
<td>Krinke</td>
<td>Molnau</td>
<td>Peterson</td>
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<td>Biernat</td>
<td>Erhardt</td>
<td>Holberg</td>
<td>Kubly</td>
<td>Mulder</td>
<td>Rhodes</td>
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<tr>
<td>Bishop</td>
<td>Erickson</td>
<td>Holsten</td>
<td>Kuisle</td>
<td>Mullery</td>
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<td>Boudreau</td>
<td>Evans</td>
<td>Howes</td>
<td>Larson</td>
<td>Ness</td>
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<td>Bradley</td>
<td>Finseth</td>
<td>Huntley</td>
<td>Lenczewski</td>
<td>Nornes</td>
<td>Schumacher</td>
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<td>Buesgens</td>
<td>Fuller</td>
<td>Jacobson</td>
<td>Leppik</td>
<td>Opatz</td>
<td>Seagren</td>
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<td>Carlson</td>
<td>Gerlach</td>
<td>Jennings</td>
<td>Lindner</td>
<td>Osskopp</td>
<td>Seifert</td>
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<td>Cassell</td>
<td>Goodno</td>
<td>Johnson, J.</td>
<td>Lipman</td>
<td>Oshoff</td>
<td>Slawik</td>
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<tr>
<td>Clark, J.</td>
<td>Goodwin</td>
<td>Johnson, R.</td>
<td>Luther</td>
<td>Otremba</td>
<td>Smith</td>
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<td>Daggett</td>
<td>Greiling</td>
<td>Juhnke</td>
<td>Mares</td>
<td>Ozment</td>
<td>Solberg</td>
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<tr>
<td>Davids</td>
<td>Gunther</td>
<td>Kalis</td>
<td>Marko</td>
<td>Paulsen</td>
<td>Stanek</td>
</tr>
</tbody>
</table>
Those who voted in the negative were:

Bakk
Clark, K.
Davnie
Dawkins
Dibble

Those who voted in the negative were:

Bakk
Clark, K.
Davnie
Dawkins
Dibble

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

POINT OF ORDER

Pawlenty raised a point of order pursuant to section 220 of "Mason’s Manual of Legislative Procedure," relating to Questions of Privilege. The Speaker ruled the point of order not well taken.

CALENDAR FOR THE DAY

Pawlenty moved that the Calendar for the Day be continued. The motion prevailed.

MOTIONS AND RESOLUTIONS

Buesgens moved that the name of Bernardy be added as an author on H. F. No. 68. The motion prevailed.

Walz moved that the name of Bernardy be added as an author on H. F. No. 294. The motion prevailed.

Skoglund moved that his name be stricken as an author on H. F. No. 404. The motion prevailed.

Rhodes moved that the name of Bernardy be added as an author on H. F. No. 499. The motion prevailed.

Abrams moved that the name of Bernardy be added as an author on H. F. No. 1416. The motion prevailed.

McGuire moved that her name be stricken as an author on H. F. No. 1515. The motion prevailed.

Slawik moved that her name be stricken as an author on H. F. No. 1515. The motion prevailed.

Gray moved that the names of Bernardy and Mahoney be added as authors on H. F. No. 1974. The motion prevailed.

Kubly moved that the name of Schumacher be added as an author on H. F. No. 2491. The motion prevailed.

Gerlach moved that the name of Holberg be added as an author on H. F. No. 2504. The motion prevailed.
ADJOURNMENT

Pawlenty moved that when the House adjourns today it adjourn until 11:00 a.m., Monday, May 7, 2001. The motion prevailed.

Pawlenty moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 11:00 a.m., Monday, May 7, 2001.

EDWARD A. BURDICK, Chief Clerk, House of Representatives