

STATE OF MINNESOTA

SPECIAL SESSION — 2001

FOURTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, JUNE 21, 2001

The House of Representatives convened at 11:00 a.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Rabbi Jonathan Ginsburg, Temple of Aaron, St. Paul, 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	Dorman	Hilty	Lenczewski	Osskopp	Solberg
Abrams	Dorn	Holberg	Leppik	Ozment	Stanek
Anderson, B.	Eastlund	Holsten	Lieder	Paulsen	Stang
Anderson, I.	Entenza	Howes	Lindner	Pawlentz	Swapinski
Bakk	Erhardt	Huntley	Lipman	Paymar	Swenson
Bernardy	Erickson	Jacobson	Luther	Pelowski	Sykora
Biernat	Evans	Jaros	Mahoney	Penas	Thompson
Boudreau	Finseth	Jennings	Mares	Peterson	Tuma
Bradley	Folliard	Johnson, J.	Mariani	Pugh	Vandever
Buesgens	Fuller	Johnson, R.	Marko	Rhodes	Wagenius
Carlson	Gerlach	Johnson, S.	Marquart	Rifenberg	Walker
Cassell	Gleason	Juhnke	McElroy	Rukavina	Walz
Clark, J.	Goodno	Kalis	McGuire	Ruth	Wasiluk
Clark, K.	Goodwin	Kielkucki	Milbert	Schumacher	Wenzel
Daggett	Greiling	Knoblach	Molnau	Seagren	Westerberg
Dauids	Gunther	Koskinen	Mullery	Seifert	Westrom
Davnie	Haas	Krinkie	Murphy	Sertich	Wilkin
Dawkins	Hackbarth	Kubly	Ness	Skoe	Winter
Dehler	Harder	Kuisle	Nornes	Skoglund	Wolf
Dempsey	Hausman	Larson	Olson	Slawik	Workman
Dibble	Hilstrom	Leighton	Opatz	Smith	Spk. Sviggum

A quorum was present.

Gray, Kahn, Kelliher, Mulder, Osthoff, Otremba and Tingelstad were excused.

Bishop was excused until 12:10 p.m.

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

Pawlenty 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 the Speaker.

Dibble and Folliard were excused for the remainder of today's session.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Olson introduced:

H. F. No. 20, A bill for an act relating to taxation; individual income; providing a subtraction for personal and dependent exemptions; reducing rates of tax; amending Minnesota Statutes 2000, sections 290.01, subdivision 19b; 290.06, subdivision 2c; 290.091, subdivisions 1, 2, 6.

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

Pugh; Anderson, I.; Thompson; Marquart; Evans; Carlson; Marko; Mahoney; Wenzel; Juhnke; Schumacher; Solberg; Peterson; Wagenius; Entenza; Kalis; Mullery; Luther; Winter and Gleason introduced:

H. F. No. 21, A bill for an act relating to taxation; providing for payment of a sales tax rebate; appropriating money.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 19, of the Constitution of the state of Minnesota, Pugh moved that the rule therein be suspended and an urgency be declared so that H. F. No. 21 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

LAY ON THE TABLE

Pawlenty moved that the Pugh motion be laid on the table.

A roll call was requested and properly seconded.

The question was taken on the Pawlenty motion and the roll was called. There were 66 yeas and 58 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed and the Pugh motion was laid on the table.

H. F. No. 21 was referred to the Committee on Rules and Legislative Administration.

INTRODUCTION AND FIRST READING OF HOUSE BILLS, Continued

The following House Files were introduced:

Kubly, Juhnke and Peterson introduced:

H. F. No. 22, A bill for an act relating to disaster relief; providing disaster relief for counties with a major natural disaster from high winds; appropriating money.

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

Paymar, Pugh, Entenza and Lenczewski introduced:

H. F. No. 23, A bill for an act relating to local government; repealing limitations on regulating nonconforming uses; repealing Laws 2001, chapter 174.

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

Paymar, Pugh, Entenza and Lenczewski introduced:

H. F. No. 24, A bill for an act relating to local government; allowing local regulation of outdoor advertising; amending Minnesota Statutes 2000, section 462.357, subdivision 1e, as added.

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

Anderson, I.; Solberg; Pugh; Kalis and Lieder introduced:

H. F. No. 25, A bill for an act relating to the financing and operation of government in this state; providing for payment of a sales tax rebate; enhancing Minnesota's elementary and secondary school system by providing all school district operating funds through state aids; making changes to income, sales and use, property, and special taxes; abolishing certain health care provider taxes and providing for deposit of certain tobacco settlement and cigarette tax proceeds to the health care access fund; providing for state takeover of certain county costs; providing for taxation of minerals; providing for taxation and incentive payments on forest lands; changing certain provisions relating to biomass facilities; providing for certain payments in lieu of property taxes; providing special authority to certain political subdivisions; changing certain local government aids; providing disaster relief; appropriating money; amending Minnesota Statutes 2000, sections 62J.041, subdivision 1; 62Q.095, subdivision 6; 88.49, subdivisions 5, 9a; 88.491, subdivision 2; 97A.065, subdivision 2; 116J.424; 123A.39, subdivision 3; 123A.41, subdivision 4; 123A.444; 123A.485, subdivisions 1, 3; 123A.67, subdivision 3; 123A.73, subdivisions 9, 12; 123A.76; 123B.53, subdivisions 4, 5; 123B.54; 123B.57, subdivisions 1, 3, 5; 123B.59, subdivisions 1, 2, 4, 6, 7; 123B.61; 123B.62; 123B.75, by adding a subdivision; 124D.135, subdivisions 1, 6; 124D.20, subdivision 1; 124D.22, subdivision 2; 124D.56, subdivision 1; 124D.86, subdivision 5; 126C.13, subdivisions 1, 2, 3, 4; 126C.14; 126C.41, subdivisions 1, 3, 4; 126C.42, subdivisions 1, 2, 3, 4; 126C.43, subdivisions 1, 2, 3, 4, 5, 6; 126C.44; 126C.45; 126C.48, subdivision 8; 179A.101, subdivision 1; 179A.102, subdivision 6; 179A.103, subdivision 1; 214.16, subdivisions 2, 3; 216B.2424, subdivision 5; 260.765, by adding a subdivision; 260.771, by adding a subdivision; 270A.03, subdivision 7; 270B.01, subdivision 8; 270B.14, subdivision 1; 272.02, by adding subdivisions; 273.13, subdivision 25; 273.134; 273.135, subdivisions 1, 2; 273.136, subdivision 2; 273.1391, subdivisions 2, 3; 273.1398, subdivision 4a, by adding subdivisions; 276A.01, subdivision 2; 290.01, subdivision 19b; 290.067, subdivision 1; 290.0674, subdivisions 1, 2; 297A.61, subdivision 12; 297A.62, subdivision 3; 297A.67, by adding a subdivision; 297A.71, by adding subdivisions; 297A.75; 297B.03; 297E.02, subdivisions 1, 4, 6; 297F.10, subdivision 1; 297H.06, by adding a subdivision; 298.018, subdivisions 1, 2; 298.17; 298.22, subdivision 2, by adding a subdivision; 298.2211, subdivision 2; 298.2213, subdivision 3; 298.2214, subdivision 1; 298.223, subdivision 1; 298.225, subdivision 1; 298.24, subdivision 1; 298.27; 298.28, subdivisions 1, 3, 4, 6, 7, 9, 9a, 9b, 10, 11, 15; 298.282, subdivision 1; 298.292, subdivision 2; 298.293; 298.296, subdivision 2; 298.2961; 298.298; 298.75, subdivisions 1, 2, 7; 299D.03, subdivision 5; 357.021, subdivision 1a; 471.58; 477A.011, subdivision 36; 477A.0121, by adding a subdivision; 477A.0122, by adding a subdivision; 477A.03, subdivision 2, by adding a subdivision; 477A.12; 477A.14; 480.181, subdivision 1; 487.33, subdivision 5; 574.34, 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; proposing coding for new law in Minnesota Statutes, chapters 12; 16A; 62Q; 126C; 127A; 144F; 245; 256L; 272; 471; 480; 484; proposing coding for new law as Minnesota Statutes, chapter 290C; repealing Minnesota Statutes 2000, sections 13.4967, subdivision 3; 16A.76; 62T.10; 123B.57, subdivisions 4, 7; 123B.59, subdivision 5; 124D.135, subdivisions 3, 4; 124D.20, subdivisions 5, 6, 7; 124D.56, subdivisions 2, 3; 124D.86, subdivision 4;

126C.10, subdivisions 10, 11, 21, 22; 144.1484, subdivision 2; 256L.02, subdivision 3; 270.31; 270.32; 270.33; 270.34; 270.35; 270.36; 270.37; 270.38; 270.39; 273.1382; 275.08, subdivision 1e; 295.50; 295.51; 295.52; 295.53; 295.54; 295.55; 295.56; 295.57; 295.58; 295.582; 295.59.

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

MOTIONS AND RESOLUTIONS

Abrams moved that the names of Rifenberg and Mulder be added as authors on H. F. No. 1. The motion prevailed.

Bishop, for the Committee on Ways and Means, introduced:

House Resolution No. 1, A house resolution setting the maximum limit on general fund expenditures for the biennium.

Bishop moved that House Resolution No. 1 be now adopted.

NOTICE OF INTENTION TO DEBATE A RESOLUTION

Pursuant to House Rule 2.21, Pawlenty gave notice of his intention to debate House Resolution No. 1. The resolution was laid over one day.

MOTION TO FIX TIME TO CONVENE

Pawlenty moved that when the House adjourns today it adjourn until 1:00 p.m., Monday, June 25, 2001.

A roll call was requested and properly seconded.

The question was taken on the Pawlenty motion and the roll was called. There were 65 yeas and 59 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed.

ADJOURNMENT

Pawlenty moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 1:00 p.m., Monday, June 25, 2001.

EDWARD A. BURDICK, Chief Clerk, House of Representatives