The House of Representatives convened at 9:30 a.m. and was called to order by Erik Paulsen, Speaker pro tempore.

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

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

The roll was called and the following members were present:

- Abeler
- Adolphson
- Anderson, B.
- Anderson, I.
- Anderson, J.
- Atkins
- Beard
- Bernardy
- Biernat
- Blaine
- Borrell
- Boudreau
- Bradley
- Brod
- Buesgens
- Carlson
- Clark
- Cornish
- Cox
- Davids
- Davnie
- DeLaForest
- Demmer
- Dill
- Dorman
- Hornstein
- Dorn
- Howes
- Eastlund
- Huntley
- Eken
- Ellison
- Entenza
- Erhardt
- Erickson
- Fuller
- Gerlach
- Goodwin
- Greiling
- Gunther
- Haas
- Koenen
- Hackbarth
- Kohls
- Harder
- Kriikie
- Hausman
- Kuisle
- Heidgerken
- Lanning
- Hilstrom
- Hilty
- Holberg
- Hoppe
- Hornstein
- Howes
- Huntley
- Jacobson
- Jaros
- Johnson, J.
- Johnson, S.
- Juhnke
- Kahn
- Keliucki
- Klinzing
- Knoblauch
- Koenen
- Kohls
- Kriikie
- Kuisle
- Lanning
- Larson
- Latz
- Lenczewski
- Lesch
- Lieder
- Lindgren
- Lindner
- Lipman
- Magnus
- Mahoney
- Mariani
- Marquart
- McNamara
- Meslow
- Mullery
- Murphy
- Nelson, C.
- Nelson, M.
- Nelson, P.
- Nornes
- Olsen, S.
- Olson, M.
- Opatz
- Osterman
- Otremba
- Otto
- Ozment
- Paulsen
- Paymar
- Pelowski
- Penas
- Peterson
- Powell
- Pugh
- Rhodes
- Rukavina
- Ruth
- Samuelson
- Seagren
- Seifert
- Severson
- Sieben
- Simpson
- Slawik
- Smith
- Solberg
- Stang
- Strachan
- Swenson
- Sykora
- Thao
- Thissen
- Tingelstad
- Urda
- Vandevene
- Wagenius
- Walker
- Walz
- Wardlow
- Wasiluk
- Westerberg
- Wilkin
- Zellers
- Spk. Sviggum

A quorum was present.

Speaker pro tempore Paulsen called Boudreau to the Chair.

Finstad was excused.

Abrams was excused until 10:35 a.m. Dempsey and Westrom were excused until 12:25 p.m.
The Chief Clerk proceeded to read the Journal of the preceding day. Fuller 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 STANDING COMMITTEES

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

H. F. No. 110, A bill for an act relating to family law; reforming and recodifying the law relating to marriage dissolution, child custody, child support, maintenance, and property division; changing a fee; making style and form changes; appropriating money; amending Minnesota Statutes 2002, sections 357.021, by adding a subdivision; 518.002; 518.003, subdivisions 1, 3; 518.005; 518.01; 518.02; 518.03; 518.04; 518.05; 518.055; 518.06; 518.07; 518.09; 518.091; 518.10; 518.11; 518.12; 518.13; 518.131; 518.14, subdivision 1; 518.148; 518.15; 518.156; 518.157, subdivisions 1, 2, 3, 5, 6; 518.165; 518.166; 518.167, subdivisions 3, 4, 5; 518.168; 518.1705, subdivisions 2, 6, 7, 8, 9; 518.175; 518.1751, subdivisions 1b, 2, 2a, 2b, 2c, 3; 518.1752; 518.176; 518.177; 518.178; 518.179, subdivision 1; 518.18; 518.191, subdivision 1; 518.195, subdivisions 2, 3; 518.24; 518.25; 518.27; 518.54, subdivisions 1, 5, 6, 7, 8; 518.55; 518.552; 518.58; 518.581; 518.582; 518.612; 518.619; 518.62; 518.64, subdivisions 1, 2; 518.641; 518.642; 518.646; 518.65; 518.68, subdivision 1; 519.11, subdivision 1; proposing coding for new law as Minnesota Statutes, chapters 517A; 517B; 517C; repealing Minnesota Statutes 2002, sections 518.111; 518.14, subdivision 2; 518.17; 518.171; 518.1752; 518.185; 518.24; 518.255; 518.54, subdivisions 2, 4a, 13, 14; 518.55, subdivision 4; 518.551; 518.5513; 518.553; 518.57; 518.575; 518.58; 518.585; 518.5851; 518.5852; 518.5853; 518.61; 518.6111; 518.614; 518.615; 518.616; 518.617; 518.618; 518.6195; 518.6196; 518.62; 518.64, subdivisions 4, 4a, 5; 518.68.

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

The report was adopted.

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

H. F. No. 831, A bill for an act relating to unemployment insurance; modifying provisions to increase the solvency of the trust fund; making policy and technical changes; amending Minnesota Statutes 2002, sections 268.035, subdivisions 15, 23; 268.044, subdivision 1, by adding a subdivision; 268.051, subdivisions 1, 2, 3, 5, 6, by adding a subdivision; 268.052, subdivision 1; 268.057, subdivision 5; 268.067; 268.07, subdivision 2; 268.085, subdivision 3; 268.086, subdivision 2; 268.095, subdivisions 1, 2, 6, 11; 268.105, subdivision 7; 268.18, subdivisions 1, 4; proposing coding for new law in Minnesota Statutes, chapter 268; repealing Minnesota Rules, part 3315.1015, subpart 4.

Reported the same back with the following amendments:

Page 3, line 27, delete "15" and insert "14"

With the recommendation that when so amended the bill pass.

The report was adopted.
Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 1006, A bill for an act relating to elections; providing for conformity with the federal Help America Vote Act; creating a complaint process; imposing a penalty; amending Minnesota Statutes 2002, sections 201.021; 201.022; 201.061, subdivisions 1, 3, by adding subdivisions; 201.071, subdivisions 1, 3, by adding subdivisions; 201.091, subdivisions 1, 4, 5, by adding a subdivision; 201.121, subdivision 1; 201.13, subdivision 1; 201.15; 201.155; 201.161; 201.171; 201.221, subdivisions 2, 3; 203B.06, subdivision 4; 203B.08, subdivision 3; 203B.12, subdivision 2; 203B.16, by adding a subdivision; 203B.17; 203B.19; 203B.24, subdivision 2; 203B.26; 204B.47; 204C.10; 206.57, by adding subdivisions; 206.81; proposing coding for new law in Minnesota Statutes, chapters 200; 201; 204C.

Reported the same back with the following amendments:

Page 1, after line 18, insert:

"Section 1. [5.30] [VOTING INTEGRITY AND VOTER ACCESS ACCOUNT.]

Subdivision 1. [ESTABLISHMENT.] The voting integrity and voter access account is established as an account in the state treasury. Funds received from the federal government under the Help America Vote Act, Public Law 107-252, and interest on these funds must be deposited in the state treasury and credited to the voting integrity and voter access account. Funds appropriated by the legislature pursuant to the matching requirement of section 253(b)(5) of the Help America Vote Act, Public Law 107-252, must also be credited to this account.

Subd. 2. [APPROPRIATION.] Money in the voting integrity and voter access account is appropriated to the secretary of state for election administration improvement purposes that are consistent with the Help America Vote Act, Public Law 107-252. Money in this account may be carried over from fiscal year to fiscal year.

[EFFECTIVE DATE.] This section is effective retroactively to the full extent permitted by the Help America Vote Act, Public Law 107-252."

Page 2, lines 10 and 11, delete "an informal hearing" and insert "a hearing on the record"

Page 2, lines 12 and 33, delete "an informal hearing" and insert "a hearing on the record"

Page 2, line 27, delete "of" and insert "after"

Page 2, line 34, delete "an informal hearing" and insert "a hearing on the record"

Page 6, lines 28 and 35, delete "Minnesota" and insert "this state"

Page 6, line 29, after "of" insert "a"

Page 6, line 30, after "or" insert "a" and after "of" insert "a"

Page 6, line 36, after "of" insert "a"

Page 7, line 5, delete "prior to" and insert "more than"

Page 7, lines 6 and 16, after "of" insert "a"

Page 7, lines 7 and 17, after "or" insert "a" and after "of" insert "a"
Page 7, line 10, delete "prior to" and insert "before"

Page 7, line 27, delete "shall" and insert "must"

Page 7, line 28, delete "shall" and insert "must"

Page 9, lines 14 and 29, before "valid" insert "current and"

Page 9, lines 16 and 31, before the first "Minnesota" insert "current and valid"

Page 9, line 32, before "last" insert "the"

Page 16, line 32, delete "assure" and insert "ensure"

Page 17, lines 26 to 28, reinstate the stricken language

Page 21, line 16, before "elections" insert "general"

Page 26, line 10, before the period, insert "or its successor, the Election Assistance Commission"

Reinumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the second semicolon, insert "appropriating money;"

Page 1, line 16, after chapters, insert "5;"

With the recommendation that when so amended the bill pass.

The report was adopted.

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

H. F. No. 1090, A bill for an act relating to agriculture; recodifying and clarifying plant pest, pest control, and seed laws; changing certain procedures, requirements, and fees; imposing penalties; appropriating money; amending Minnesota Statutes 2002, sections 21.81, subdivision 8, by adding subdivisions; 21.82; 21.83, subdivision 2; 21.84; 21.85, subdivisions 11, 13; 21.86; 21.88; 21.89, subdivisions 2, 4; 21.90, subdivisions 2, 3; 21.901; proposing coding for new law in Minnesota Statutes, chapter 21; proposing coding for new law as Minnesota Statutes, chapters 18G; 18H; 18J; repealing Minnesota Statutes 2002, sections 17.23; 18.012; 18.021; 18.022; 18.0223; 18.0225; 18.0227; 18.0228; 18.0229; 18.023; 18.024; 18.041; 18.051; 18.061; 18.071; 18.081; 18.091; 18.101; 18.111; 18.121; 18.131; 18.141; 18.151; 18.161; 18.331; 18.332; 18.333; 18.334; 18.335; 18.44; 18.45; 18.46; 18.47; 18.48; 18.49; 18.50; 18.51; 18.52; 18.525; 18.53; 18.54; 18.55; 18.56; 18.57; 18.59; 18.60; 18.61; 18.85; 21.85, subdivisions 1, 3, 4, 5, 6, 7, 8, 9; 21.90; Minnesota Rules, part 1510.0281.

Reported the same back with the following amendments:

Page 12, delete subdivision 2
Renumber the subdivisions in sequence

Page 48, delete section 16

Page 48, line 10, delete "[18H.18]" and insert "[18H.17]"

Page 48, line 19, delete "and written" and insert a period

Page 48, delete line 20

Renumber the sections in sequence

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 110, 831, 1006 and 1090 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Jaros, Atkins, Latz, Ellison and Pugh introduced:

H. F. No. 1601, A bill for an act relating to judges; proposing an amendment to the Minnesota Constitution, article VI, sections 7 and 8; providing for appointment and reappointment of judges by the governor; increasing the term of office of judges to ten years; providing for recommendations regarding reappointments by the merit selection commission; amending Minnesota Statutes 2002, sections 2.722, subdivision 4; 10A.01, subdivision 10; 204B.06, subdivision 4; 204B.11; 204D.02, subdivision 1; 204D.11, subdivision 5; 480.01, by adding a subdivision; 480A.02, subdivisions 3, 5, by adding a subdivision; 480B.01, subdivisions 1, 11, by adding a subdivision; repealing Minnesota Statutes 2002, sections 204B.06, subdivision 6; 204B.34, subdivision 3; 204B.36, subdivisions 4, 5; 204D.11, subdivision 6; 480A.02, subdivisions 2, 4.

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

Hackbarth, Lindner and Severson introduced:

H. F. No. 1602, A bill for an act relating to crimes; authorizing imposition of the death penalty for first degree murder under certain aggravating circumstances; providing a statutory framework, including procedures and criteria, consistent with due process for determining when the imposition of the death penalty is appropriate; providing for automatic appellate review of death penalty cases; providing for appointment of attorneys in death penalty cases;
providing an administrative framework for implementing the death penalty; establishing a capital punishment policy
commission and a prosecution task force to adopt death penalty charge guidelines; creating a best practices capital
punishment policy model to provide a just, cost-effective death penalty sanction; establishing defense, prosecution,
and judicial task forces to help develop best practices capitol punishment recommendations; appropriating money;
amending Minnesota Statutes 2002, sections 243.05, subdivision 1; 609.10, subdivision 1; 609.106, by adding a
subdivision; 609.12, subdivision 1; 609.135, subdivision 1; 609.185; proposing coding for new law as Minnesota
Statutes, chapter 244A.

The bill was read for the first time and referred to the Committee on Judiciary Policy and Finance.

Gunther introduced:

H. F. No. 1603, A bill for an act relating to tax increment financing; allowing the city of Fairmont to adjust the
original tax capacity of a tax increment financing district.

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

Howes; Rukavina; Anderson, I., and Mahoney introduced:

H. F. No. 1604, A bill for an act relating to capital improvements; authorizing spending to acquire and to better
public lands and buildings; appropriating money for construction of a workers memorial on the capitol grounds;
authorizing issuance of state bonds.

The bill was read for the first time and referred to the Committee on State Government Finance.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 433, A bill for an act relating to zoning; modifying deadlines for agency actions; amending Minnesota

PATRICK E. FLAHAVEN, Secretary of 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. 437, A bill for an act relating to state government; making changes to public assistance programs,
health care programs, long-term care, continuing care for persons with disabilities, human services licensing, county
initiatives, and children's services; establishing the Community Services Act; changing estate recovery provisions
The Senate has appointed as such committee:

Senators Berglin, Lourey, Higgins, Foley and Kiscaden.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of 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. 779, A bill for an act relating to state government; appropriating money for environmental, natural resources, agricultural, and rural development purposes; establishing and modifying certain programs; providing for regulation of certain activities and practices; providing for accounts, assessments, and fees; amending Minnesota Statutes 2002, sections 16A.531, subdivision 1, by adding a subdivision; 17.451; 17.452, subdivisions 8, 10, 11, 12, 13, by adding subdivisions; 17.498; 18.525; 18.78; 18.79, subdivisions 2, 3, 5, 6, 9, 10; 18.81, subdivisions 2, 3; 18.84, subdivision 3; 18.86; 18B.10; 18B.26, subdivision 3; 18B.37, by adding a subdivision; 21.89, subdivision 2; 21.90, subdivision 2; 21.901; 28A.08, subdivision 3; 28A.085, subdivision 1; 28A.09, subdivision 1; 32.394, subdivisions 8, 8b, 8d; 35.155; 38.02, subdivision 1; 41A.09, subdivisions 1, 2a, 3a, by adding subdivisions; 84.027, subdivision 13; 84.029, subdivision 1; 84.085, subdivision 1; 84.091, subdivisions 2, 3; 84.0911; 84.788, subdivisions 2, 3; 84.794, subdivision 2; 84.803, subdivision 2; 84.92, subdivision 8; 84.927, subdivision 2; 84.02; 84A.21; 84A.32, subdivision 1; 84A.55, subdivision 8; 84D.14; 85.015, by adding a subdivision; 85.04; 85.052, subdivision 3; 85.053, subdivision 1; 85.055, subdivision 1; 85A.02, subdivision 17; 88.17, subdivision 1, by adding a subdivision; 97A.015, subdivisions 24, 52; 97A.045, subdivision 7, by adding a subdivision; 97A.071, subdivision 2; 97A.075, subdivisions 1, 2, 4, by adding a subdivision; 97A.105, subdivision 1; 97A.401, subdivision 3; 97A.411, subdivision 2; 97A.441, subdivision 7, by adding a subdivision; 97A.475, subdivisions 2, 3, 4, 5, 10, 15, 26, 27, 28, 29, 30, 38, 39, 40, 42, by adding a subdivision; 97A.505, by adding subdivisions; 97B.311; 103B.231, subdivision 3a; 103B.305, subdivision 3, by adding subdivisions; 103B.311, subdivisions 1, 2, 3, 4; 103B.315, subdivisions 4, 5; 6; 103B.321, subdivisions 1, 2; 103B.325, subdivisions 1, 2; 103B.331, subdivisions 1, 2, 3; 103B.3633, subdivision 3; 103B.3669, subdivision 3; 103D.345, by adding a subdivision; 103D.405, subdivision 2; 103D.537; 103G.005, subdivision 10e; 103G.222, subdivisions 1, 3; 103G.2242, by adding subdivisions; 103G.271, subdivisions 6, 6a, by adding a subdivision; 103G.611, subdivision 1; 103G.615, subdivision 2; 103I.235, subdivision 2; 115.03, by adding subdivisions; 115.073; 115.56, subdivision 4; 115A.0716, subdivision 3; 115A.54, by adding a subdivision; 115A.545, subdivision 2; 115A.908, subdivision 2; 115A.9651, subdivision 6; 115B.17, subdivisions 6, 7, 14, 16; 115B.19; 115B.20; 115B.22, subdivision 7; 115B.25, subdivisions 1a, 4; 115B.26; 115B.30; 115B.31, subdivisions 1, 3, 4, 32; 115B.33, subdivision 1; 115B.34; 115B.40, subdivision 4; 115B.41, subdivisions 1, 2, 3; 115B.42, subdivision 2; 115B.421; 115B.445; 115B.48, subdivision 2; 115B.49, subdivisions 1, 3; 115C.00, subdivision 4; 115C.02, subdivision 4; 115C.03, subdivision 3, by adding subdivisions; 115C.11, subdivision 1; 115C.13; 115D.12, subdivision 2; 116.03, subdivision 2; 116.67, subdivisions 4d, 4h, 7a; 116.073, subdivisions 1, 2; 116.46, by adding subdivisions; 116.469, by adding subdivisions; 116.50; 116.994; 116C.343, subdivision 1; 116D.04, subdivisions 2a, 10, 11, 13, by adding a subdivision; 116D.09, subdivisions 1, 1a, 2, 3, 9, 12, 13, by adding subdivisions; 116P.02, subdivision 1; 116P.05, subdivision 2; 116P.09, subdivisions 4, 5, 7; 116P.10; 116P.14, subdivision 2, 2; 297A.94; 297F.10, subdivision 1; 297H.13, subdivision 2; 325E.10, subdivision 1; 469.175, subdivision 7; 473.843, subdivision 2; 473.844, subdivision 1; 473.845, subdivisions 1, 3, 7, 8; 473.846; Laws 2002, chapter 355, section 4, as amended; proposing coding for new law in Minnesota Statutes, chapters 18; 21; 84; 84B; 97B; 103B; 115C; 116; repealing Minnesota Statutes 2002, sections 1.31; 1.32; 17.110; 18.51; 18.52; 18.53; 18.54; 18.79, subdivisions 1, 7, 11; 18.85; 41A.09, subdivisions 1a, 5a, 6, 7, 8; 84.0887; 84.98; 84.99; 93.2235; 97A.105, subdivisions 3a, 3b; 97A.485, subdivision 2; 97B.731, subdivision 2; 103B.311, subdivisions 5, 6, 7; 103B.315, subdivisions 1, 2, 3, 7; 103B.321, subdivision 3; 103B.3369, subdivision 3; 115B.02, subdivision 1a; 115B.42, subdivision 2; 297H.13, subdivisions 3, 4; 325E.112, subdivisions 2, 3; 325E.113; 473.845, subdivision 4; Minnesota Rules, parts 1510.0281; 9300.0010; 9300.0020; 9300.0030; 9300.0040; 9300.0050; 9300.0060; 9300.0070; 9300.0080; 9300.0090; 9300.0100; 9300.0110; 9300.0120; 9300.0130; 9300.0140; 9300.0150; 9300.0160; 9300.0170; 9300.0180; 9300.0190; 9300.0200; 9300.0210.

The Senate has appointed as such committee:

Senators Sams, Marty, Scheid, Frederickson and Dille.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of 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. 1404, A bill for an act relating to education; providing for kindergarten through grade 12 education including general education, education excellence, special programs, facilities and technology, nutrition, school accounting, other programs, deficiencies, state agencies, and academic content standard; providing for libraries; providing for early childhood and family education including early childhood family support, prevention, and self-sufficiency; requiring a school district primary election in certain circumstances; providing for recitation of the pledge of allegiance; providing for technical amendments to certain education provisions; changing the name of the department of children, families, and learning to the department of education; providing for teacher/school board contract arbitration and post arbitration procedures; providing for rulemaking; appropriating money; amending Minnesota Statutes 2002, sections 12.21, subdivision 3; 84A.51, subdivision 4; 119A.01, subdivision 2; 119A.02, subdivisions 2, 3; 119A.52; 119B.011, subdivisions 8, 10, 20; 120A.02; 120A.05, subdivisions 4, 7, 9; 120A.24, subdivision 4; 120A.41; 121A.11, by adding subdivisions; 121A.21; 121A.23, subdivision 1, by adding a subdivision; 121A.41, subdivision 10; 121A.50; 121A.55; 121A.64; 122A.09, subdivision 10; 122A.12, subdivisions 1, 2; 122A.18, subdivision 7a; 122A.21; 122A.22; 122A.41, subdivision 2; 122A.414, by adding a subdivision; 122A.415, subdivisions 1, 3; 122A.63, subdivision 3; 123A.06, subdivision 3; 123A.18, subdivision 2; 123A.73, subdivisions 3, 4, 5; 123B.02, subdivisions 1, 4; 123B.36, subdivision 1; 123B.49, subdivision 4; 123B.51, subdivisions 3, 4; 123B.52, by adding a subdivision; 123B.53, subdivision 4; 123B.57, subdivisions 1, 4, 6; 123B.59, subdivisions 1, 2, 3, 5, by adding a subdivision; 123B.63, subdivisions 1, 2, 3, 4; 123B.72, subdivision 3; 123B.88, subdivision 2; 123B.90, subdivisions 2, 3; 123B.91, subdivision 1; 123B.92, subdivisions 1, 3, 9; 123B.93; 124D.03, subdivision 12; 124D.081, by adding a subdivision; 124D.09, subdivisions 3, 9, 10, 13, 16, 20; 124D.10, subdivisions 2a, 3, 4, 8, 13, 16, 20, 23a; 124D.11, subdivisions 1, 2, 4, 6, 9; 124D.118, subdivision 4; 124D.128, subdivisions 3, 6; 124D.13, subdivisions 2, 4, 8, 11; 124D.135, subdivisions 1, 8; 124D.15, subdivision 7; 124D.16, subdivisions 1, 6; 124D.19, subdivision 3; 124D.20, subdivisions 3, 5, by adding subdivisions; 124D.22, subdivision 3; 124D.42, subdivision 6; 124D.454, subdivisions 1, 2, 3, 8, 10, by adding a subdivision; 124D.52, subdivisions 1, 3; 124D.531, subdivisions 1, 2, 3, 4, 7; 124D.59, subdivision 2; 124D.65, subdivision 5; 124D.86, subdivisions 1a, 3, 4, 5, 6; 125A.05; 125A.12; 125A.21, subdivision 2; 125A.28; 125A.30; 125A.76, subdivisions 1, 4; 125A.97, subdivisions 1, 6; 125B.21; 126C.05, subdivisions 1, 8, 14, 15, 16, 17, by adding a subdivision; 126C.10, subdivisions 1, 3, 4, 17, 18, 24, 28, by adding subdivisions; 126C.13, subdivision 4; 126C.15, subdivision 1; 126C.17, subdivisions 1, 2, 5, 7a, 7a, 7a, 9, 13; 126C.21, subdivision 3; 126C.40, subdivision 1; 126C.42, subdivision 1; 126C.43, subdivisions 2, 3; 126C.44; 126C.45; 126C.457; 126C.48, subdivision 3; 126C.55, subdivision 5; 126C.63, subdivisions 5, 8; 126C.69, subdivisions 2, 9; 127A.05, subdivisions 1, 3, 4; 127A.45, subdivisions 2, 3, 7a, 10, 12, 13, 14, 14a, 16; 127A.47, subdivisions 7, 8; 127A.49, subdivisions 2, 3; 128C.05, by adding a subdivision; 128D.11, subdivision 8; 134.34, subdivision 4; 169.26, subdivision 3; 169.28, subdivision 1; 169.435; 169.449, subdivision 1; 169.4501, subdivisions 3, 4; 169.4503, subdivision 4; 169.454, subdivision 6; 169.973, subdivision 1; 171.321, subdivision 5; 177.42, subdivision 2; 178.02, subdivision 1; 205A.03, subdivisions 1, 3, 4; 205A.06, subdivision 1a; 268.052, subdivisions 2, 4; 273.138, subdivision 6; 298.28, subdivision 4; 475.61, subdivisions 1, 3, 4; Laws 1965, chapter 705, as amended; Laws 2001, First Special Session chapter 6, article 2, section 64; proposing coding for new law in Minnesota Statutes, chapters 120B; 121A; 123B; 124D; 125A; 126C; repealing Minnesota Statutes 2002, sections 15.014, subdivision 3; 93.22, subdivision 2; 93.223, subdivision 1; 119A.01, subdivision 1; 120B.23; 121A.49; 122A.60; 122A.61; 122A.62; 122A.64; 122A.65; 123A.73, subdivisions 7, 10, 11; 123B.05; 123B.59, subdivisions 6, 7; 123B.81, subdivision 6; 123B.90, subdivision 1; 124D.09, subdivision 15; 124D.115; 124D.116; 124D.17; 124D.21; 124D.221; 124D.54; 124D.65, subdivision 4; 124D.84, subdivision 2; 124D.89; 124D.93; 125A.023, subdivision 5; 125A.09; 125A.47; 125A.79, subdivision 2; 125B.11; 126C.01, subdivision 4; 126C.05, subdivision 12; 126C.12; 126C.125; 126C.14; 126C.445; 126C.55, subdivision 5; 127A.41, subdivision 6; 144.401, subdivision 5; 169.441, subdivision 4; 239.004; Laws
Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 317, A bill for an act relating to counties; allowing use of certain county facilities for commercial wireless service providers and allowing the lease of sites for public safety communications equipment; proposing coding for new law in Minnesota Statutes, chapter 375.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hackbarth moved that the House concur in the Senate amendments to H. F. No. 317 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 317, A bill for an act relating to counties; allowing use of certain county facilities for commercial wireless service providers and allowing the lease of sites for public safety communications equipment; permitting the appointment of the Rock county recorder; proposing coding for new law in Minnesota Statutes, chapter 375.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 113 yeas and 12 nays as follows:

Those who voted in the affirmative were:

Abeler
Adolphson
Anderson, L
Anderson, J
Atkins
Beard
Bernardy
Biernat
Blaine
Borrell
Boudreau
Bradley
Brod
Carlson
Cornish
Cox
DeLaForest
Demmer
Dill
Dorman
Dorn
Eken
Ellison
Entenza
Erhardt
Erickson
Fuller
Gerlach
Goodwin
Greiling
Gunther
Haas
Hackbarth
Hausman
Heidgerken
Hilstrom
Hilty
Hoppe
Hornstein
Howes
Those who voted in the negative were:

Anderson, B.    Davids        Juhnke    Krinkie        Otremba        Thissen
Buesgens        Holberg       Kelliher   Olson, M.     Sertich        Vandeveer

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 294, A bill for an act relating to the military; requiring payment of a salary differential and continuation of certain benefits to certain state employees who are members of the national guard or other military reserve units and who reported for active military duty; permitting local governments to pay a similar salary differential for their employees who are members of the national guard or other military reserve units and who have reported for active military service; amending Minnesota Statutes 2002, section 471.975; proposing coding for new law in Minnesota Statutes, chapter 43A.

PATRICK E. FLAHAVEN, Secretary of the Senate

Eastlund moved that the House refuse to concur in the Senate amendments to H. F. No. 294, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 677, A bill for an act relating to occupations and professions; modifying licensure requirements for architects, engineers, surveyors, landscape architects, geoscientists, and interior designers; amending Minnesota Statutes 2002, sections 326.10, by adding subdivisions; 326.107, subdivisions 4, 8; repealing Minnesota Statutes 2002, sections 326.10, subdivision 5; 326.107, subdivisions 6, 9.

PATRICK E. FLAHAVEN, Secretary of the Senate
Erickson moved that the House refuse to concur in the Senate amendments to H. F. No. 677, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 1167, A bill for an act relating to victims; increasing parental liability owed to a victim for acts of certain juvenile offenders; amending certain laws to enhance victim rights; amending Minnesota Statutes 2002, sections 260B.163, subdivision 1; 260B.171, subdivision 4; 611A.01.

PATRICK E. FLAHAVEN, Secretary of the Senate

Meslow moved that the House refuse to concur in the Senate amendments to H. F. No. 1167, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

S. F. Nos. 262, 67, 1260, 964, 407 and 568.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 262, A bill for an act relating to motor vehicles; allowing sales to other dealers by limited used vehicle dealers; exempting donations of vehicles to individuals by a licensed limited used vehicle dealer from motor vehicle sales tax; amending Minnesota Statutes 2002, sections 168.27, subdivision 4a; 297B.01, subdivision 7.

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

S. F. No. 67, A bill for an act relating to economic development; authorizing the county of Koochiching to establish a port authority; authorizing political subdivisions to apply for foreign trade zone powers; proposing coding for new law in Minnesota Statutes, chapter 469.

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

S. F. No. 1260, A bill for an act relating to public utilities; making changes to the telephone assistance plan; amending Minnesota Statutes 2002, sections 237.70, subdivisions 2, 3, 4a, 5, 6, 7; 237.701, subdivision 1.

The bill was read for the first time and referred to the Committee on Ways and Means.
S. F. No. 964, A bill for an act relating to crime prevention; allowing crime victims to have input earlier in the plea agreement process; imposing conditions on the disclosure of videotaped interviews of child abuse victims; clarifying the rape examination law; amending Minnesota Statutes 2002, sections 13.821; 609.35; 611A.03, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 611A; 634.

The bill was read for the first time.

Lipman moved that S. F. No. 964 and H. F. No. 1278, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 407, A bill for an act relating to towns; providing for optional election of certain officers; amending Minnesota Statutes 2002, sections 367.30, subdivisions 2, 4; 367.31, subdivision 4; 367.34; 367.36, subdivision 1.

The bill was read for the first time.

Kielkucki moved that S. F. No. 407 and H. F. No. 553, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 568, A bill for an act relating to data practices; classifying and regulating the access to, use, release, and sharing of certain government, financial, and consumer data, personal information, social security numbers, and other data; providing for award of attorney fees and other remedies under certain conditions; amending Minnesota Statutes 2002, sections 13.08, subdivision 4; 13.32, subdivision 8, by adding a subdivision; 13.37, subdivision 3; 13.43, by adding a subdivision; 13.46, subdivision 7; 13.643, by adding a subdivision; 13.746, subdivision 3; 16C.06, by adding a subdivision; 16C.10, subdivision 7; 144.335, by adding a subdivision; 268.19, by adding a subdivision; 307.08, by adding a subdivision; 325M.01, subdivision 5; 325M.03; 325M.09; 349A.08, subdivision 9; 626.556, by adding a subdivision; 626.557, subdivision 9a; proposing coding for new law in Minnesota Statutes, chapters 13; 325E; proposing coding for new law as Minnesota Statutes, chapter 13E; repealing Minnesota Statutes 2002, section 13.6401, subdivision 4; Laws 2001, First Special Session chapter 10, article 2, section 40.

The bill was read for the first time.

Borrell moved that S. F. No. 568 and H. F. No. 739, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

CAL ENDAR FOR THE DAY

The Speaker assumed the Chair.

H. F. No. 1119 was reported to the House.

Howes and Kielkucki moved to amend H. F. No. 1119, the first engrossment, as follows:

Page 42, after line 12, insert:

"Sec. 66. Minnesota Statutes 2002, section 375.101, subdivision 1, is amended to read:
Subdivision 1. [ELECTION IN 30 TO 60 DAYS.] Except as provided in subdivision 3, a vacancy in the office of county commissioner, for reasons other than death, shall be filled at a special election not less than 30 nor more than 60 days after the vacancy occurs. A vacancy resulting from death shall be filled at a special election not less than 30 nor more than 90 days after the vacancy occurs. The special primary or special election may be held on the same day as a regular primary or regular election but the special election shall be held not less than 14 days after the special primary. The person elected at the special election shall take office immediately after receipt of the certificate of election and upon filing the bond and taking the oath of office and shall serve the remainder of the unexpired term. If the county has been reapportioned since the commencement of the term of the vacant office, the election shall be based on the district as reapportioned.

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Lipman moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 12, lines 25 to 30, delete the new language

Page 12, line 35, strike "or"

Page 13, line 2, after the semicolon, insert "or"

(iii) a current student identification card that contains the student's valid address in the precinct;

Page 13, line 3, reinstate "(4)" and delete "(5)"

Page 13, line 9, reinstate "(6)" and delete "(5)"

A roll call was requested and properly seconded.

The question was taken on the Lipman amendment and the roll was called. There were 78 yeas and 53 nays as follows:

Those who voted in the affirmative were:

- Abeler
- Abrams
- Adolphson
- Anderson, B.
- Anderson, J.
- Beard
- Blaine
- Borrell
- Boudreau
- Bradley
- Brod
- Buesgens
- Cornish
- Cox
- Davids
- DeLaForest
- Demmer
- Dorman
- Eastlund
- Erhardt
- Erickson
- Fuller
- Gerlach
- Gunther
- Haas
- Hackbarth
- Harder
- Heidgerken
- Holberg
- Hoppe
- Howes
- Jacobson
- Johnson, J.
- Kielkucki
- Klinzing
- Knoblach
- Kohls
- Krinkie
- Kuisle
- Lindgren
- Lindner
- Lipman
- Magnus
- McNamara
- Meslow
- Nelson, C.
- Nelson, P.
- Nornes
- Olsen, S.
- Olson, M.
- Osterman
- Pauelsen
- Penas
- Powell
- Rhodes
- Ruth
- Samuelson
- Seagren
- Seifert
- Severson
- Simpson
- Smith
- Soderstrom
- Stang
- Strachan
- Sykora
- Thyssten
- Tingelstad
- Udahl
- Vandevier
- Walz
- Wardlow
- Westerberg
- Wilkin
- Zellers
- Spk. Sviggum
Those who voted in the negative were:

Anderson, I.   Eken   Huntley   Lenczewski   Opatz   Sieben
Atkins        Ellison  Jaros   Lesch       Otremba  Slawik
Bernardy      Entenza  Johnson, S.  Lieder   Otto   Solberg
Biernat       Goodwin  Juhnke  Mahoney   Paymar  Swenson
Carlson       Greiling  Kahn   Mariani  Pelowski  Thao
Clark          Hausman  Kelliher  Marquart  Peterson  Wagenius
Davnie        Hilstrom  Koenen  Mullery  Pugh   Walker
Dill           Hilty    Larson  Murphy  Rukavina  Wasiluk
Dorn           Hornstein  Latz   Nelson, M.  Sertich

The motion prevailed and the amendment was adopted.

Hilty and Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 39, after line 24, insert:

"Sec. 60. [206.79] [LEGISLATIVE APPROVAL REQUIRED.]

Except as otherwise provided by section 206.81, the secretary of state must not implement any new statewide system used to: cast and count votes; or maintain or produce any audit trail information until the secretary is specifically authorized to take the action by a law enacted after the effective date of this act."

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 Hilty and Kahn amendment and the roll was called. There were 54 yeas and 77 nays as follows:

Those who voted in the affirmative were:

Anderson, I.   Eken   Huntley   Latz   Nelson, M.  Sertich
Atkins        Ellison  Jaros   Lenczewski  Opatz  Sieben
Bernardy      Entenza  Johnson, S.  Lesch  Otremba  Slawik
Biernat       Goodwin  Juhnke  Lieder   Otto   Solberg
Carlson       Greiling  Kahn   Mahoney  Paymar  Thao
Clark          Hausman  Kelliher  Mariani  Pelowski  Thissen
Davnie        Hilstrom  Koenen  Marquart  Peterson  Wagenius
Dill           Hilty    Koenen  Mullery  Pugh   Walker
Dorn           Hornstein  Larson  Murphy  Rukavina  Wasiluk

Those who voted in the negative were:

Abeler   Anderson, B.  Blaine  Bradley  Cornish  DeLaForest
Abrams   Anderson, J.  Borrell  Brod   Cox    Demmer
Adolphson  Beard  Boudreau  Buesgens  Davids  Dorman
The motion did not prevail and the amendment was not adopted.

The Speaker called Abrams to the Chair.

Kahn and Kielkucki moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 36, after line 1, insert:

"Sec. 48. Minnesota Statutes 2002, section 204D.14, is amended by adding a subdivision to read:

Subd. 3. [UNCONTESTED JUDICIAL OFFICES.] Judicial offices for which there is only one candidate must appear after all contested judicial offices on the canary ballot."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Lipman; Haas; Boudreau; Kielkucki; Rhodes; Nelson, C.; Osterman and Cox moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 16, lines 17 to 19, delete the new language and insert "Notwithstanding Minnesota Rules, part 8200.7200, if the county attorney receives notification of an alleged violation of this chapter, the county attorney shall, no later than four months after receiving the notification, forward to the secretary of state a copy of the notification of alleged violations and a description of actions taken by the county attorney in response to the notification."

The motion prevailed and the amendment was adopted.

Rhodes and Kielkucki moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 2, after line 33, insert:

"Sec. 2. [5.30] [VOTING INTEGRITY AND VOTER ACCESS ACCOUNT.] Subdivision 1. [ESTABLISHMENT.] The voting integrity and voter access account is established as an account in the state treasury. Funds received from the federal government under the Help America Vote Act, Public Law 107-252, must be deposited in the state treasury and credited to the voting integrity and voter access account.
Funds appropriated by the legislature pursuant to the matching requirement of section 253(b)(5) of the Help America Vote Act, Public Law 107-252, must also be credited to this account. Notwithstanding any law to the contrary, the account is defined to meet the requirements of section 254(b) of the Help America Vote Act, Public Law 107-252.

Subd. 2. [APPROPRIATION.] Money in the voting integrity and voter access account is appropriated to the secretary of state for election administration improvement purposes that are consistent with the Help America Vote Act, Public Law 107-252, and the state plan certified by the governor pursuant to that act, and for reporting and administrative requirements under that act and plan. Federal money in this account may be carried over from fiscal year to fiscal year.

Subd. 3. [ACCOUNT PURPOSES.] Money in the voting integrity and voter access account must be used in a manner that is consistent with the maintenance of effort requirements of section 254(a)(7) of the Help America Vote Act, Public Law 107-252. Maintenance of effort is based on state expenditures for the fiscal year ending June 30, 2000.

Subd. 4. [REPORTS.] The secretary of state must send a copy of the report required by section 258 of the Help America Vote Act, Public Law 107-252, to the chairs of the finance committees in the house of representatives and the senate having jurisdiction over the budget of the office of the secretary of state.

Subd. 5. [LEGISLATURE NOT BOUND.] Receipt of federal funds under this section does not bind the legislature to make future appropriations.

[EFFECTIVE DATE.] This section is effective retroactively to the full extent permitted by the Help America Vote Act, Public Law 107-252.

The motion prevailed and the amendment was adopted.

Hilty and Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 39, after line 24, insert:

"Any voting system approved for implementation in any precinct in Minnesota on more than a limited, experimental basis must, if it does not require a voter to directly mark on a ballot, produce, at the time the voter votes a ballot, a paper version or representation of the voted ballot. The paper version, after being verified by the voter as being what the voter intended, shall be retained by the election officials for use in any required recount. Additionally, the secretary of state must establish rules for implementing, in every general election, a system of verification of the accuracy of electronically tabulated results by means of a manual recount of randomly selected precincts across the state."

A roll call was requested and properly seconded.
The question was taken on the Hilty and Kahn amendment and the roll was called. There were 56 yeas and 75 nays as follows:

Those who voted in the affirmative were:

Anderson, I.   Ellison   Johnson, S.   Lieder   Otto   Solberg
Atkins       Entenza      Juhnke    Mahoney    Paymar    Thao
Bernardy    Goodwin       Kahl     Mariani    Pelowski   Thissen
Biernat     Greiling      Kelliher  Marquart   Peterson   Wagenius
Carlson    Hausman       Knoblach  Mullery    Pugh      Walker
Clark       Hilstrom      Koenen   Murphy    Rhodes     Wasiluk
Davnie      Hilty         Larson   Nelson, M.  Rukavina
Dill        Hornstein     Latz     Olson, M.   Sertich
Dorn        Huntley       Lenczewski  Opatz      Sieben
Eken        Jaros         Lesch    Otremba    Slawik

Those who voted in the negative were:

Abeler        Cox        Harder    Lindgren    Penas    Sykora
Abrams       Davids      Heidgerken  Lindner    Powell    Tingelstad
Adolphson    DeLaForest  Holberg    Lipman     Ruth     Udahl
Anderson, B.   Demmer     Hoppe     Magnus     Samuelson Vandeveer
Anderson, J.   Dorman     Howes    McNamara   Seagren   Walz
Beard        Eastlund    Jacobson  Meslow     Seifert   Wardlow
Blaine       Erhardt     Johnson, J. Nelson, C. Severson   Westerberg
Borrell       Erickson   Kielkucki  Nelson, P. Simpson   Wilkin
Boudreau      Fuller     Klinzing  Nornes     Smith     Zellers
Bradley       Gerlach     Kohls    Olsen, S.  Soderstrom Spk. Sviggum
Brod          Gunther     Krinkie   Osterman   Stang
Buesgens  Haas         Kuisle    Ozmert     Strachan
Cornish      Hackbarth   Lanning  Paulsen    Swenson

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

The Speaker resumed the Chair.

Ellison moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 29, line 20, strike "answer questions or"

Page 29, lines 24 to 26, after the period, strike the old language

A roll call was requested and properly seconded.

Hilty moved to amend the Ellison amendment to H. F. No. 1119, the first engrossment, as amended, as follows:

Page 1, delete line 3

The motion prevailed and the amendment to the amendment was adopted.
The Speaker called Boudreau to the Chair.

The question recurred on the Ellison amendment, as amended, and the roll was called. There were 53 yeas and 78 nays as follows:

Those who voted in the affirmative were:

- Anderson, I.
- Atkins
- Bernardy
- Biernat
- Carlson
- Clark
- Davnie
- Dill
- Dorn
- Eken
- Ellison
- Entenza
- Goodwin
- Greiling
- Hausman
- Hilstrom
- Hilty
- Huntley
- Jaros
- Johnson, S.
- Johnson, Juhnke
- Juhnke
- Kahl
- Kelliher
- Koenen
- Larson
- Lenczewski
- Lesch
- Lieder
- Mahoney
- Mariani
- Mullery
- Murphy
- Nelson, M.
- Oetzma
- Otto
- Paymar
- Pelowski
- Peterson
- Thissen
- Pugh
- Rhodes
- Walker
- Wagenius
- Wasiluk

Those who voted in the negative were:

- Abeler
- Abrams
- Adolphson
- Anderson, B.
- Anderson, J.
- Beard
- Blaine
- Borrell
- Boudreau
- Bradley
- Brod
- Buesgens
- Cornish
- Cox
- Davids
- DeLaForest
- Demmer
- Dorman
- Eastlund
- Erhardt
- Erickson
- Fuller
- Gerlach
- Gunther
- Haas
- Hackerth
- Harder
- Heidgerken
- Holberg
- Hoppe
- Howes
- Jacobson
- Johnson, J.
- Johnson, S.
- Kielkacki
- Klinzing
- Knohlach
- Kohls
- Krinkie
- Kuisle
- Lanning
- Lindgren
- Lindner
- Lipman
- Magnus
- Marquart
- McNamara
- Meslow
- Nelson, C.
- Nelson, P.
- Nornes
- Olsen, S.
- Olson, M.
- Osterman
- Ozment
- Paulsen
- Penas
- Powell
- Ruth
- Samuelson
- Seagren
- Seifert
- Severson
- Smith
- Soderstrom
- Stang
- Ośmiak
- Slawik
- Solberg
- Thao
- Thissen
- Wagenius
- Walker
- Wasiluk
- Walz
- Wardlow
- Westerberg
- Westrom
- Wilkin
- Zellers
- Spk. Sviggum

The motion did not prevail and the amendment, as amended, was not adopted.

Thao, Mullery and Johnson, S., moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 24, after line 22, insert:

"Sec. 31. Minnesota Statutes 2002, section 204B.19, is amended by adding a subdivision to read:

Subd. 2. [NON-ENGLISH-SPEAKING ELECTION JUDGES; REQUEST FOR APPOINTMENT.] Notwithstanding subdivision 2, upon the written request of at least 50 registered voters in a precinct, the appointing authority shall make every effort to appoint at least one election judge who speaks the language specified in the written request."

Page 29, after line 26, insert:

"Sec. 40. Minnesota Statutes 2002, section 204C.15, subdivision 1, is amended to read:

Subdivision 1. [INTERPRETERS; PHYSICAL ASSISTANCE IN MARKING BALLOTS.] A voter who claims a need for assistance because of inability to read English or physical inability to mark a ballot may obtain the aid of two election judges who are members of different major political parties. If assistance is needed because the voter..."
does not read and speak English and an election judge has been appointed pursuant to section 204A.19, subdivision 7, such judge must be one of the two election judges required by this subdivision. The election judges shall mark the ballots as directed by the voter and in a secret a manner as circumstances permit. If the voter is deaf or cannot speak English or understand it when it is spoken, the election judges may select two individuals who are members of different major political parties to act as interpreters. The interpreters shall assist the individual in marking the ballots. A voter in need of assistance may alternatively obtain the assistance of any individual the voter chooses. Only the following persons may not provide assistance to a voter: the voter’s employer, an agent of the voter’s employer, an officer or agent of the voter’s union, or a candidate for election. The person who assists the voter shall, unaccompanied by an election judge, retire with that voter to a booth and mark the ballot as directed by the voter. No person who assists another voter as provided in the preceding sentence shall mark the ballots of more than three voters at one election. Before the ballots are deposited, the voter may show them privately to an election judge to ascertain that they are marked as the voter directed. An election judge or other individual assisting a voter shall not in any manner request, persuade, induce, or attempt to persuade or induce the voter to vote for any particular political party or candidate. The election judges or other individuals who assist the voter shall not reveal to anyone the name of any candidate for whom the voter has voted or anything that took place while assisting the voter.”

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Hilty and Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 39, line 13, restore the stricken language

The motion prevailed and the amendment was adopted.

Simpson was excused for the remainder of today’s session.

Ellison offered an amendment to H. F. No. 1119, the first engrossment, as amended.

POINT OF ORDER

Seifert raised a point of order pursuant to rule 3.21 that the Ellison amendment was not in order. Speaker pro tempore Boudreau ruled the point of order well taken and the Ellison amendment out of order.

Thissen moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 14, after line 34, insert:

"Sec. 14. Minnesota Statutes 2002, section 201.1611, subdivision 1, is amended to read:

Subdivision 1. [FORMS.] All post-secondary institutions that enroll students accepting state or federal financial aid shall provide voter registration forms to each student as early as possible in the fall quarter. All school districts shall make available voter registration forms each May and September to all students registered as students of the
school district who will be eligible to vote at the next election after those months. A school district has no obligation to provide voter registration forms to students who participate in a postsecondary education option program or who otherwise reside in the district but do not attend a school operated by the district. A school district fulfills its obligation to a student under this section if it provides a voter registration form to the student one time. The forms must contain spaces for the information required in section 201.071, subdivision 1, and applicable rules of the secretary of state. The institutions and school districts may request these forms from the secretary of state. Institutions shall consult with their campus student government in determining the most effective means of distributing the forms and in seeking to facilitate election day registration of students under section 201.061, subdivision 3. School districts must advise students that completion of the voter registration forms is not a school district requirement."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

Kahn, Krinkie and Lipman offered an amendment to H. F. No. 1119, the first engrossment, as amended.

Murphy requested a division of the Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended.

Murphy further requested that the second portion of the divided Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended, be voted on first.

The second portion of the Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended, reads as follows:

Page 24, after line 34, insert:

"The county auditor shall also keep a list of eligible voters who are willing to serve as election judges and who do not claim membership in a major political party pursuant to section 201.071."

Page 25, line 3, after "party" insert "and for those who do not belong to a major political party"

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 second portion of the Kahn et al amendment and the roll was called. There were 53 yeas and 78 nays as follows:

Those who voted in the affirmative were:

Anderson, I.  Eken  Huntley  Lenczewski  Osterman  Sieben
Atkins   Ellison   Jaros  Lesch  Otto  Slawik
Bernardy  Entenza  Johnson, S.  Lieder  Paymar  Solberg
Biermat  Goodwin  Juhnke  Mahoney  Pelowski  Thao
Carlson  Greiling  Kahn  Mariani  Peterson  Thissen
Clark   Hausman  Kelliber  Marquart  Pugh  Wagenius
Davnie   Hilstrom  Koenen  Mullery  Rhodes  Walker
Dill   Hilty  Larson  Murphy  Rukavina  Wasiluk
Dorn   Hornstein  Latz  Opatz  Sertich

Those who voted in the negative were:

Abeler  Cox  Hackbarth  Kuisle  Otrema  Strachan
Abrams  Davids  Harder  Lanning  Ozment  Swenson
Adolphson  DeLaForest  Heidgerken  Lindgren  Paulsen  Sykora
Anderson, B.  Demmer  Holberg  Lindner  Penas  Tingelstad
Anderson, J.  Dempsey  Hoppe  Lipman  Powell  UrdaIl
Beard  Dorman  Howes  Magnus  Ruth  Vandeveer
Blaine  Eastlund  Jacobson  McNamara  Samuelson  Walz
Borrell  Erhardt  Johnson, J.  Meslow  Seagren  Wardlow
Boudreau  Erickson  Kielkucki  Nelson, C.  Seifert  Westerberg
Bradley  Fuller  Klinzing  Nelson, P.  Severson  Westrom
Brod  Gerlach  Knoblauch  Nornes  Smith  Wilkin
Buesgens  Gunther  Kohls  Olsen, S.  Soderstrom  Zellers
Cornish  Haas  Krinkie  Olson, M.  Stang  Spk. Sviggum

The motion did not prevail and the second portion of the Kahn et al amendment was not adopted.

The first portion of the Kahn et al amendment to H. F. No. 1119, the first engrossment, as amended, reads as follows:

Page 13, after line 20, insert:

"Sec. 12.  Minnesota Statutes 2002, section 201.071, subdivision 1, is amended to read:

Subdivision 1.  [FORM.] A registration card must be of suitable size and weight for mailing and contain spaces for the following required information: voter’s first name, middle name, and last name; voter’s previous name, if any; voter’s current address; voter’s previous address, if any; voter’s date of birth; voter’s municipality and county of residence; voter’s telephone number, if provided by the voter; date of registration; voter’s membership in a major political party, if any; and voter’s signature. The card must also contain a certification of voter eligibility.

The form of the voter registration card and the certification of voter eligibility must be as provided in the rules of the secretary of state. Voter registration forms authorized by the National Voter Registration Act may also be accepted as valid."

Renumber the sections in sequence and correct internal references

Amend the title accordingly

A roll call was requested and properly seconded.
The question was taken on the first portion of the Kahn et al amendment and the roll was called. There were 6 yeas and 124 nays as follows:

Those who voted in the affirmative were:

Greiling  Hausman  Kahn  Krinkie  Lipman  Solberg

Those who voted in the negative were:

Abeler  DeLaForest  Hilty  Lenczewski  Otremba  Soderstrom
Abrams  Demmer  Holberg  Lesch  Otto  Stang
Adolphson  Dempsey  Hoppe  Lieder  Ozment  Strachan
Anderson, B.  Dill  Hornstein  Lindgren  Paulsen  Swenson
Anderson, I.  Dorman  Howes  Lindner  Paymar  Sykora
Anderson, J.  Dorn  Huntley  Magnus  Pelowski  Thao
Atkins  Eastlund  Jacobson  Mahoney  Penas  Thissen
Beard  Eken  Jaros  Mariani  Peterson  Tingelstad
Biernat  Elliston  Johnson, J.  Marquart  Powell  Urdahl
Blaine  Entenza  Johnson, S.  McNamara  Pugh  Vanderveer
Borrell  Erhardt  Juhnke  Meslow  Rhodes  Wagenius
Boudreau  Erickson  Kelliher  Mullery  Rukavina  Walz
Bradley  Fuller  Kielkucki  Murphy  Ruth  Wardlow
Brod  Gerlach  Klinzing  Nelson, C.  Samuelson  Wasiluk
Buesgens  Goodwin  Knoblach  Nelson, M.  Seagren  Westerberg
Carlson  Gunther  Koenen  Nelson, P.  Seifert  Westrom
Clark  Haas  Kohls  Nornes  Sertich  Wilkin
Cornish  Hackbart  Kuisle  Olsen, S.  Severson  Zellers
Cox  Harder  Lanning  Olson, M.  Sieben  Spk. Sviggum
Davids  Heidgerken  Larson  Opatz  Slawik
Davnie  Hilstrom  Latz  Osterman  Smith

The motion did not prevail and the first portion of the Kahn et al amendment was not adopted.

Sertich, Ozment, Sieben and Osterman moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 27, after line 27, insert:

"Sec. 37. Minnesota Statutes 2002, section 204C.04, subdivision 1, is amended to read:

Subdivision 1. [RIGHT TO BE ABSENT.] (a) Every employee who is eligible to vote in an election has the right to be absent from work for the purpose of voting during the morning of the day of that election, without penalty or deduction from salary or wages because of the absence. An employer or other person may not directly or indirectly refuse, abridge, or interfere with this right or any other election right of an employee.

(b) A student who is eligible to vote in an election has the right to absent from school for the purpose of voting during the morning of the day of that election, without penalty because of the absence. A school district may not directly or indirectly refuse, abridge, or interfere with this right or any other election right of any student."

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 Sertich et al amendment and the roll was called. There were 58 yeas and 72 nays as follows:

Those who voted in the affirmative were:

- Anderson, I.
- Atkins
- Bernardy
- Biernat
- Carlson
- Clark
- Cornish
- Davnie
- Dill
- Dorn
- Eken
- Ellison
- Entenza
- Greiling
- Günther
- Hilstrom
- Hilty
- Hausman
- Heidgerken
- Jacobson
- Johnson, J.
- Knoop
- Kuhnke
- Kielkucki
- Kohls
- Krinkie
- Kuisle
- Lanning
- Lechzewski
- Lesch
- Huntley
- Juhnke
- Kahn
- Johnson, S.
- Hausman
- Heidgerken
- Jacobson
- Johnson, J.
- Knoop
- Kuhnke
- Kielkucki
- Kohls
- Krinkie
- Kuisle
- Lanning

Those who voted in the negative were:

- Abeler
- Abrams
- Adolphson
- Anderson, B.
- Anderson, J.
- Beard
- Blaine
- Borrell
- Boudreau
- Bradley
- Brod
- Buesgens
- Cox
- Davids
- DeLaForest
- Demmer
- Dempsey
- Dorman
- Eastlund
- Erhardt
- Erickson
- Gerlach
- Haas
- Hackbarth
- Harder
- Holberg
- Hoppe
- Johnson, J.
- Kielkucki
- Klinzing
- Knoblauch
- Kohls
- Krinkie
- Kuisle
- Lanning

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

Ellison moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 28, line 24, after "(b)" delete the new language and reinstate the stricken language

Page 28, line 25 to page 29, line 7, delete the new language

A roll call was requested and properly seconded.

The question was taken on the Ellison amendment and the roll was called. There were 40 yeas and 90 nays as follows:

Those who voted in the affirmative were:

- Anderson, I.
- Atkins
- Bernardy
- Biernat
- Carlson
- Clark
- Cornish
- Davnie
- Dill
- Dorn
- Eken
- Ellison
- Entenza
- Greiling
- Günther
- Hilstrom
- Hilty
- Hausman
- Heidgerken
- Jacobson
- Johnson, J.
- Knoop
- Kuhnke
- Kielkucki
- Kohls
- Krinkie
- Kuisle
- Lanning
- Lechzewski
- Lesch
- Huntley
- Juhnke
- Hausman
- Heidgerken
- Jacobson
- Johnson, J.
- Knoop
- Kuhnke
- Kielkucki
- Kohls
- Krinkie
- Kuisle
- Lanning
- Lechzewski
- Lesch
- Huntley
- Juhnke
- Hausman
- Heidgerken
- Jacobson
- Johnson, J.
- Knoop
- Kuhnke
- Kielkucki
- Kohls
- Krinkie
- Kuisle
- Lanning
Those who voted in the affirmative were:

- Anderson, I.
- Atkins
- Bernardy
- Biernat
- Carlson
- Clark
- Davids
- Davnie
- Dill
- Dorn
- Eken
- Ellenson
- Enzena
- Goodwin
- Greiling
- Hausman
- Hilstrom
- Hilty
- Hornstein

Those who voted in the negative were:

- Abeler
- Abrams
- Adolphson
- Anderson, B.
- Anderson, J.
- Beard
- Blaine
- Borrell
- Boudreau
- Brod
- Buesgens
- Cornish
- Cox
- Davids

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

The Speaker called Abrams to the Chair.

Hilty moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 23, line 32, before the period, insert "and, while serving as an election judge, is deemed to be a notary public for purposes of dealing with complaints under P.L. 107-252, section 402(a)(2)."

A roll call was requested and properly seconded.

The question was taken on the Hilty amendment and the roll was called. There were 49 yeas and 83 nays as follows:

Those who voted in the affirmative were:

- Anderson, I.
- Atkins
- Bernardy
- Biernat
- Carlson
- Clark
- Davids
- Davnie
- Dill
- Dorn
- Eken
- Ellenson
- Enzena
- Goodwin
- Greiling
- Hausman
- Hilstrom
- Hilty
- Hornstein

Those who voted in the negative were:

- Abeler
- Abrams
- Adolphson
- Anderson, B.
- Anderson, J.
- Beard
- Blaine
- Borrell
- Boudreau
- Brod
- Buesgens
- Davids

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

Kahn moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 15, lines 12 to 14, reinstate the stricken language

A roll call was requested and properly seconded.

The question was taken on the Kahn amendment and the roll was called. There were 53 yeas and 79 nays as follows:

Those who voted in the affirmative were:

Andersen, I.  Eken  Huntley  Lenczewski  Opatz  Sieben
Atkins  Ellison  Jaros  Lesch  Otremba  Slawik
Bernardy  Entenza  Johnson, S.  Lieder  Otto  Solberg
Bierman  Goodwin  Juhnke  Mahoney  Paymar  Thao
Carlson  Greiling  Kahl  Mariani  Pelowski  Thissen
Clark  Hausman  Kelliher  Marquet  Peterson  Wagenius
Davnie  Hilstrom  Koenen  Mullery  Pugh  Walker
Dill  Hilty  Larson  Murphy  Rukavina  Wasiluk
Dorn  Hornstein  Latz  Nelson, C.  Powell  Sertich

Those who voted in the negative were:

Abeler  Davids  Heidgerken  Lindner  Powell  Udahl
Abrams  DeLaForest  Holberg  Lipman  Rhodes  Vandeveer
Adolphson  Dempsey  Hoppe  Magnus  Samuelson  Wardlow
Anderson, B.  Dorman  Jacobson  McNamara  Seagren  Westerberg
Blaine  Blaisdell  Kielkucki  Nelson, P.  Severson  Wilkin
Borrell  Erickson  Klinzing  Normes  Smith  Zellers
Boudreau  Fuller  Knoblach  Olsen, S.  Soderstrom  Spk. Sviggum
Bradley  Gerlach  Kohls  Olson, M.  Stang  
Brod  Gunther  Krinke  Osterman  Strachan  
Broesens  Haas  Kuisle  Ozment  Swenson  
Cornish  Hackathorn  Lanning  Paulsen  Sykora  
Cox  Harder  Lindgren  Penas  Tingelstad

The motion did not prevail and the amendment was not adopted.
Ellison moved to amend H. F. No. 1119, the first engrossment, as amended, as follows:

Page 6, line 22, before the period, insert "except felony conviction status shall not be public information"

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

H. F. No. 1119, A bill for an act relating to elections; changing certain deadlines, procedures, requirements, and provisions; appropriating money; amending Minnesota Statutes 2002, sections 5.08; 15.0597, subdivisions 2, 3, 4, 5, 6, 7; 15.0599, subdivision 4; 126C.17, subdivision 9; 201.061, subdivision 3; 201.071, subdivision 3; 201.161; 201.1611, subdivision 1; 201.171; 201.221, subdivision 3; 201.275; 202A.14, subdivision 3; 203B.085; 203B.11, subdivision 1; 203B.125; 204B.06, subdivision 1; 204B.07, subdivision 2; 204B.09, subdivisions 1, 3; 204B.13, subdivision 6; 204B.14, subdivision 2; 204B.16, subdivision 3; 204B.18, subdivision 1; 204B.19, subdivisions 1, 6, by adding a subdivision; 204B.21, subdivisions 1, 2; 204B.22, by adding a subdivision; 204B.34, subdivision 3; 204B.36, subdivision 4; 204B.41; 204C.06, by adding a subdivision; 204C.10; 204C.12, subdivision 4; 204C.15, subdivision 1; 204C.20, subdivision 2; 204C.28, subdivision 1; 204C.33, subdivision 1; 204C.35, by adding a subdivision; 204C.36, subdivisions 1, 3, by adding a subdivision; 204C.361; 204D.14, by adding a subdivision; 204D.27, subdivision 11; 205.02, subdivision 1; 205.075, by adding a subdivision; 205.16, subdivision 4, by adding a subdivision; 205.185, subdivisions 2, 3; 205A.02; 205A.07, subdivision 3, by adding a subdivision; 206.58, subdivision 1; 206.81; 206.90, subdivision 6; 211A.02, by adding a subdivision; 351.01, subdivision 4; 365.51, subdivision 3; 367.12; 375.101, subdivision 1; 414.041, subdivision 1; 447.32, subdivisions 3, 4; proposing coding for new law in Minnesota Statutes, chapters 5; 204D.

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 79 yeas and 52 nays as follows:

Those who voted in the affirmative were:

Abeler  Davids  Heidgerken  Lindner  Powell  Urdahl
Abrams  DeLaForest  Holberg  Lipman  Rhodes  Vanderveer
Adolphson  Demmer  Hoppe  Magnus  Ruth  Walz
Anderson, B.  Dempsey  Howes  McNamara  Samuelson  Wardlow
Anderson, J.  Dorman  Jacobson  Meslow  Seagren  Westerberg
Blaine  Erhardt  Kielkucki  Nelson, P.  Severson  Wilkin
Borrell  Erickson  Klinzing  Nornes  Smith  Zellers
Boudreau  Fuller  Knoblauch  Olsen, S.  Soderstrom  Spk. Sviggum
Bradley  Gerlach  Kohls  Olson, M.  Stang  
Brod  Gunther  Kruhnke  Osterman  Strachan  
Buesgens  Haas  Kuisle  Ozment  Swenson  
Cornish  Hackbart  Lanning  Paulsen  Sykora  
Cox  Harder  Lindgren  Penas  Tingelstad  

Those who voted in the negative were:

Anderson, I.  Davnie  Goodwin  Huntley  Koenen  Mariani
Atkins  Dill  Greeling  Jaros  Larson  Marquart
Bernardy  Dorn  Hausman  Johnson, S.  Latz  Mullery
Biernat  Eken  Hilstrom  Juhnke  Lenczewski  Murphy
Carlson  Ellison  Hilty  Kahn  Lesch  Nelson, M.
Clark  Entenza  Hornstein  Kelliher  Lieder  Opatz
The bill was passed, as amended, and its title agreed to.

S. F. No. 891, A bill for an act relating to housing and redevelopment authorities; authorizing an authority to create certain legal entities to engage in housing activities; amending Minnesota Statutes 2002, section 469.012, subdivision 1.

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 125 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Abeler  DeLaForest  Heidgerken  Latz  Osterman  Soderstrom
Abrams  Demmer  Hilstrom  Lenczewski  Otremba  Solberg
Adolphson  Dempsey  Hilty  Lesch  Otto  Stang
Anderson, B.  Dill  Hoppe  Lieder  Ozment  Strachan
Anderson, I.  Dorman  Hornstein  Lindgren  Paulsen  Swenson
Anderson, J.  Dorn  Howes  Lindner  Paymar  Sykora
Atkins  Eastlund  Huntley  Lipman  Pelowski  Thao
Beard  Eken  Jacobson  Magnus  Penas  Thissen
Bernardy  Ellison  Jaros  Mariani  Peterson  Tingelstad
Biermat  Entenza  Johnson, J.  Marquart  Powell  Urda
Blaine  Erhardt  Johnson, S.  McNamara  Pugh  Wagenius
Borrell  Erickson  Juhnke  Meslow  Rhodes  Walker
Boudreau  Fuller  Kahn  Mullery  Rukavina  Walz
Bradley  Gerlach  Kelliher  Murphy  Ruth  Wardlow
Brod  Goodwin  Kielkucki  Nelson, C.  Samuelson  Wasiluk
Carlson  Greiling  Klinzing  Nelson, M.  Seagren  Westerberg
Clark  Gunther  Knoblauch  Nelson, P.  Seifert  Westrom
Cornish  Haas  Koenen  Nornes  Severson  Wilkin
Cox  Hackbart  Kohls  Olsen, S.  Sieben  Zellers
Davids  Harder  Lanning  Olson, M.  Slawik  Spk. Sviggum
Davnie  Hausman  Larson  Opatz  Smith

Those who voted in the negative were:

Buesgens  Holberg  Krinkie  Kuisle  Mahoney  Vandeveer

The bill was passed and its title agreed to.

Sviggum was excused for the remainder of today's session.
S. F. No. 1069, A bill for an act relating to commerce; regulating financial institution examinations, applications, loans, advertising, and organizational provisions; revising the standard nonforfeiture law for individual deferred annuities; regulating the deposit and investment of local public funds; making various technical changes; repealing obsolete rules; amending Minnesota Statutes 2002, sections 46.04, subdivision 1; 46.041, subdivision 2; 47.015, by adding a subdivision; 47.101, subdivision 2; 47.59, subdivision 2; 47.67; 48.08; 48.24, subdivision 6; 52.06, subdivision 1; 61A.245, subdivisions 3, 4, 5, 6, 12; 118A.03, subdivisions 2, 3; 300.025; 300.23; 332.29, subdivision 1; repealing Minnesota Rules, parts 2675.0300; 2675.2250; 2675.6400.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  DeLaForest  Hilstrom  Larson  Opatz  Smith
Abrams  Demmer  Hilty  Latz  Osterman  Soderstrom
Adolphson  Dempsey  Holberg  Lenczewski  Otremba  Solberg
Anderson, B.  Dill  Hoppe  Lesch  Otto  Stang
Anderson, I.  Dorman  Hornstein  Lieder  Ozment  Strachan
Anderson, J.  Dorn  Howes  Lindgren  Paulsen  Swenson
Atkins  Eastlund  Huntley  Lindner  Paymar  Sykora
Beard  Eken  Jacobson  Lipman  Pelowski  Thao
Bernardy  Ellison  Jaros  Magnus  Penas  Thissen
Biernat  Entenza  Johnson, J.  Mahoney  Peterson  Tingelstad
Blaine  Erhardt  Johnson, S.  Mariani  Powell  Urdahl
Borrell  Erickson  Juhnke  Marquart  Pugh  Vandevere
Boudreau  Fuller  Kahn  McNamara  Rhodes  Wagenius
Bradley  Gerlach  Kellinger  Meslow  Rukavina  Walker
Brod  Goodwin  Kielkucki  Mullery  Ruth  Walz
Buesgens  Greiling  Klinzing  Murphy  Samuelson  Wardlow
Carlson  Gunther  Knoblach  Nelson, C.  Seagren  Wasiluk
Clark  Haas  Koenen  Nelson, M.  Seifert  Wasterberg
Cornish  Hackbart  Kohls  Nelson, P.  Sertich  Westrom
Cox  Harder  Krinke  Nornes  Severson  Wilkin
Davids  Hausman  Kuisle  Olsen, S.  Sieben  Zellers
Davnie  Heiderken  Lanning  Olson, M.  Slawik

The bill was passed and its title agreed to.

S. F. No. 645, A bill for an act relating to landlords and tenants; providing for assignment of certain eviction actions to city attorney; providing for interest rates on security deposits; amending Minnesota Statutes 2002, sections 504B.171, subdivision 2; 504B.178, 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 99 yeas and 31 nays as follows:

Those who voted in the affirmative were:

Abeler  Anderson, B.  Beard  Borrell  Brod  Cox
Abrams  Anderson, J.  Biernat  Boudreau  Buesgens  Davids
Adolphson  Atkins  Blaine  Bradley  Cornish  Davnie
Those who voted in the negative were:

| Anderson, I. | Ellerson | Hornstein | Lieder | Sertich | Wasiluk |
| Bernardy | Entenza | Johnson, S. | Mariani | Sieben | |
| Carlson | Goodwin | Kahn | Mullery | Solberg | |
| Clark | Greiling | Kellher | Opatz | Thao | |
| Dill | Hausman | Larson | Paymar | Wagenius | |
| Dorn | Hilty | Lesch | Rukavina | Walker | |

The bill was passed and its title agreed to.

H. F. No. 624 was reported to the House.

Seifert and Kahn moved to amend H. F. No. 624, the third engrossment, as follows:

Page 3, line 9, before "The" insert "(a)"

Page 3, after line 19, insert:

"(b) If more than one political subdivision requests a fiscal impact and fiscal benefit note on the same rule, the commissioner must split the fee equally among the requesting political subdivisions. A political subdivision that does not request a fiscal impact and benefit note may agree to reimburse a political subdivision that does request a note for part of the fee charged under this section."

The motion prevailed and the amendment was adopted.

Wagenius, Kahn and Seifert moved to amend H. F. No. 624, the third engrossment, as amended, as follows:

Page 2, line 32, before the period, insert "and on any other local jurisdiction impacted by the rule"

Page 3, line 23, before the period, insert "and the initial or yearly net cost of not complying with the rule on other local jurisdictions"

The motion prevailed and the amendment was adopted.
H. F. No. 624, A bill for an act relating to state government; requiring local government impact notes; requiring a determination of the aggregate cost of complying with proposed rules; amending Minnesota Statutes 2002, section 3.987, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 14.

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 1 nay as follows:

Those who voted in the affirmative were:

Abeler  DeLaForest  Hilstrom  Larson  Otremba  Solberg
Abrams  Demmer  Hilty  Latz  Otto  Stang
Adolphson  Dempsey  Holberg  Lenczewski  Ozment  Strachan
Anderson, B.  Dill  Hoppe  Lesch  Paulsen  Swenson
Anderson, I.  Dorman  Hornstein  Lieder  Paymar  Sykora
Anderson, J.  Dorn  Howes  Lindgren  Pelowski  Thao
Atkins  Eastlund  Huntley  Lindner  Penas  Thissen
Beard  Eken  Jacobson  Magnus  Peterson  Tingelstad
Bernardy  Ellison  Jaros  Mahoney  Powell  Urdahl
Biernat  Entenza  Johnson, J.  Mariani  Pugh  Vandeveer
Blaine  Erhardt  Johnson, S.  Marguart  Rhodes  Wagenius
Borrell  Erickson  Juhnke  McNamara  Rukavina  Walker
Boudreau  Fuller  Kahn  Mullery  Ruth  Walz
Bradley  Gerlach  Kelliher  Murphy  Samuelson  Wardlow
Brod  Goodwin  Kielkucki  Nelson, C.  Seagren  Wasiluk
Buesgens  Greiling  Klinzing  Nelson, M.  Seifert  Westerberg
Carlson  Gunther  Knoblauch  Nelson, P.  Sertich  Westrom
Clark  Haas  Koenen  Nornes  Severson  Wilkin
Cornish  Hackbart  Kohls  Olsen, S.  Sieben  Zellers
Cox  Harder  Krinkie  Olson, M.  Slawik
Davids  Hausman  Kuise  Opatz  Smith
Davnie  Heidgerken  Lanning  Osterman  Soderstrom

Those who voted in the negative were:

Lipman

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

H. F. No. 1011, A bill for an act relating to health occupations; modifying licensure requirements for occupational therapists whose licenses have lapsed for more than four years; amending Minnesota Statutes 2002, section 148.6425, subdivision 3.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Anderson, B.  Atkins  Biernat  Boudreau  Buesgens
Abrams  Anderson, I.  Beard  Blaine  Bradley  Carlson
Adolphson  Anderson, J.  Bernardy  Borrell  Brod  Clark
The bill was passed and its title agreed to.

S. F. No. 422 was reported to the House.

Buesgens moved to amend S. F. No. 422 as follows:

Pages 1 and 2, delete section 1 and insert:

"Section 1.  Minnesota Statutes 2002, section 508.12, subdivision 1, is amended to read:

Subdivision 1.  [EXAMINER AND DEPUTY EXAMINER.] The judges of the district court shall appoint a competent attorney in each county within their respective districts to be an examiner of titles and legal adviser to the registrar in said county, to which examiner all applications to register title to land are referred without further order, and may appoint attorneys to serve as deputy examiners who shall act in the name of the examiner and under the examiner's supervision and control, and the deputy's acts shall be the acts of the examiners.  The examiner of titles and deputy examiners shall hold office subject to the will and discretion of the district court by whom appointed.  The examiner's compensation and that of the examiner's deputies shall be fixed and determined by the court and paid in the same manner as the compensation of other county employees is paid except that in all counties having fewer than 75,000 inhabitants, and in Stearns, Dakota, Scott, Wright, and Olmsted counties the fees and compensation of the examiners for services as legal adviser to the registrar shall be determined by the judges of the district court and paid in the same manner as the compensation of other county employees is paid, but in every other instance shall be paid by the person applying to have the person's title registered or for other action or relief which requires the services, certification or approval of the examiner."

Amend the title as follows:

Page 1, line 2, delete "providing for" and insert "adding Scott and Wright counties to those with an"

The motion prevailed and the amendment was adopted.
S. F. No. 422. A bill for an act relating to examiners of titles; providing for alternative means of compensation; amending Minnesota Statutes 2002, section 508.12, 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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  DeLaForest  Hilstrom  Larson  Opatz  Smith
Abrams  Demmer  Hilty  Latz  Osterman  Soderstrom
Adolphson  Dempsey  Holberg  Lenzewski  Otremba  Solberg
Anderson, B.  Dil  Hoppe  Lesch  Otto  Stang
Anderson, I.  Dorman  Hornstein  Lieder  Ozment  Strachan
Anderson, J.  Dorn  Howes  Lindgren  Paulsen  Swenson
Atkins  Eastlund  Huntley  Lindner  Paymar  Sykora
Beard  Eken  Jacobson  Lipman  Pelowski  Thao
Bernardy  Ellison  Jaros  Magnus  Penas  Thissen
Biermat  Entenza  Johnson, J.  Mahoney  Peterson  Tingelstad
Blaine  Erhardt  Johnson, S.  Mariani  Powell  Urdahl
Dorrell  Erickson  Juhnke  Marquart  Pugh  Vandever
Boudreau  Fuller  Kahn  McNamara  Rhodes  Wagenius
Bradley  Gerlach  Kellher  Meslow  Rukavina  Walker
Brod  Goodwin  Kielkucki  Mullery  Ruth  Walz
Buesgens  Greiling  Klinzing  Murphy  Samuelson  Wardlow
Carlson  Gunther  Knoblauch  Nelson, C.  Seagren  Wasiluk
Clark  Haas  Koenen  Nelson, M.  Seifert  Westerberg
Cornish  Hackbarth  Kohls  Nelson, P.  Sertich  Westrom
Cox  Harder  Krinkie  Nornes  Severson  Wilkin
Davids  Hausman  Kuisle  Olsen, S.  Sieben  Zellers
Davnie  Heiderken  Lanning  Olson, M.  Slawik

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

S. F. No. 479. A bill for an act relating to auditing; allowing certified public accountants to perform annual audits for county nursing homes; amending Minnesota Statutes 2002, section 6.552.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Beard  Brod  Davnie  Eastlund  Gerlach
Abrams  Bernardy  Buesgens  DeLaForest  Eken  Goodwin
Adolphson  Biermat  Carlson  Demmer  Ellison  Greiling
Anderson, B.  Blaine  Clark  Dempsey  Entenza  Gunther
Anderson, I.  Borrell  Cornish  Dill  Erhardt  Haas
Anderson, J.  Boudreau  Cox  Dorman  Erickson  Hackbarth
Atkins  Bradley  Davids  Dorn  Fuller  Harder
The bill was passed and its title agreed to.

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

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1524:

Haas, Rhodes, Krinkie, Erickson and Gerlach.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 627:

Kuisle; Holberg; Westerberg; Anderson, B., and Ruth.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 1167:

Meslow, Rhodes and Lesch.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 677:

Erickson, Severson and Lieder.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 294:

Eastlund; Anderson, B., and Larson.
MOTIONS AND RESOLUTIONS

Thissen moved that the name of Davnie be added as an author on H. F. No. 1578. The motion prevailed.

Knoblach moved that S. F. No. 420, now on the General Register, be re-referred to the Committee on Ways and Means. The motion prevailed.

ADJOURNMENT

Paulsen moved that when the House adjourns today it adjourn until 10:30 a.m., Friday, May 9, 2003. The motion prevailed.

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Abrams declared the House stands adjourned until 10:30 a.m., Friday, May 9, 2003.

EDWARD A. BURDICK, Chief Clerk, House of Representatives