The House of Representatives convened at 9:00 a.m. and was called to order by Steve Sviggum, Speaker of the House.

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:

<table>
<thead>
<tr>
<th>Abeler</th>
<th>DeLaForest</th>
<th>Hilty</th>
<th>Latz</th>
<th>Osterman</th>
<th>Soderstrom</th>
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<td>Abrams</td>
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<td>Howes</td>
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<td>Magnus</td>
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<td>Bernardy</td>
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<td>Johnson, J.</td>
<td>Mahoney</td>
<td>Powell</td>
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<td>Biemat</td>
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<td>Marquart</td>
<td>Pugh</td>
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<td>Rhodes</td>
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<td>Boudreau</td>
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<td>Ruth</td>
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<td>Bradley</td>
<td>Greiling</td>
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<td>Murphy</td>
<td>Samuelson</td>
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<td>Brod</td>
<td>Gunther</td>
<td>Knoblaech</td>
<td>Nelson, C.</td>
<td>Seagren</td>
<td>Wasiluk</td>
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<td>Buesgens</td>
<td>Haas</td>
<td>Koenen</td>
<td>Nelson, M.</td>
<td>Seifert</td>
<td>Westerberg</td>
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<td>Carlson</td>
<td>Hackbarth</td>
<td>Kohls</td>
<td>Nelson, P.</td>
<td>Severson</td>
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<td>Clark</td>
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<td>Nornes</td>
<td>Sieben</td>
<td>Wilkin</td>
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<td>Hausman</td>
<td>Kuisine</td>
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<td>Simpson</td>
<td>Zellers</td>
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<td>Cox</td>
<td>Heidgerken</td>
<td>Lanning</td>
<td>Olson, M.</td>
<td>Slawik</td>
<td>Spk. Sviggum</td>
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<tr>
<td>Davids</td>
<td>Hilstrom</td>
<td>Larson</td>
<td>Opatz</td>
<td>Smith</td>
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</table>

A quorum was present.

Fuller, Kahn, Mariani, Sertich and Wagenius were excused.

Ozment was excused until 9:45 a.m. Davnie was excused until 9:50 a.m. Dorman was excused until 10:25 a.m. Erickson was excused until 11:30 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day. Hoppe moved that further reading of the Journal be suspended and that the Journal be approved as corrected by the Chief Clerk. The motion prevailed.
INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Anderson, B.; Haas; Lesch and Davids introduced:

H. F. No. 57, A bill for an act relating to claims against the state; providing for payment of various claims; authorizing a payment; appropriating money.

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

Soderstrom, Eastlund, Otremba and Lesch introduced:

H. F. No. 58, A bill for an act relating to crimes; authorizing collection of treatment co-pays from offenders; prohibiting certain persons who have been civilly committed for sexual psychopathic reasons from receiving obscene material; amending Minnesota Statutes 2002, sections 241.272, by adding a subdivision; 246B.04.

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

FISCAL CALENDAR ANNOUNCEMENT

Pursuant to rule 1.22, Knoblach announced his intention to place H. F. No. 3 on the Fiscal Calendar for Saturday, May 24, 2003.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

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. 9, A bill for an act relating to energy; modifying provisions relating to radioactive waste storage; modifying incentives and objectives for alternative energy development; requiring studies; approving consumptive use of water; amending Minnesota Statutes 2002, sections 116C.71, subdivision 7; 116C.779; 216B.095; 216B.097, by adding a subdivision; 216B.1645, by adding a subdivision; 216B.1691; 216B.241, subdivision 1b, by adding a subdivision; 216B.2411; 216B.2424, subdivision 5, by adding a subdivision; 216B.2425, by adding a subdivision; 216B.243, subdivision 3b; 216C.051, subdivisions 3, 6, 9, by adding a subdivision; 216C.052, subdivisions 2, 3; 216C.41, subdivisions 1, 2, 3, 4, 5, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 116C; 216B; repealing Minnesota Statutes 2002, sections 116C.80; 216C.051, subdivisions 1, 4, 5.

PATRICK E. FLAHAVEN, Secretary of the Senate
CONCURRENCE AND REPASSAGE

Westrom moved that the House concur in the Senate amendments to H. F. No. 9 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 9, A bill for an act relating to energy; modifying provisions relating to radioactive waste storage; modifying incentives and objectives for alternative energy development; requiring studies; approving consumptive use of water; amending Minnesota Statutes 2002, sections 116C.71, subdivision 7; 116C.779; 216B.095; 216B.097, by adding a subdivision; 216B.165, by adding a subdivision; 216B.1691; 216B.241, subdivision 1b, by adding a subdivision; 216B.2411; 216B.2424, subdivision 5; 216B.2425, by adding a subdivision; 216B.243, subdivision 3b; 216C.051, subdivisions 3, 6, 9, by adding a subdivision; 216C.052, subdivisions 2, 3; 216C.41, subdivisions 1, 2, 3, 4, 5, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 116C; 216B; repealing Minnesota Statutes 2002, sections 116C.80; 216C.051, subdivisions 1, 4, 5.

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 80 yeas and 45 nays as follows:

Those who voted in the affirmative were:

Abrams  DeLaForest  Jacobson  Mahoney  Ruth  Tingelstad
Adolphson  Demmer  Johnson, J.  Marquart  Samuelson  Urdahl
Anderson, B.  Dempsey  Juhanke  McNamara  Seagren  Vandeven
Anderson, I.  Dill  Kielkucki  Nelson, M.  Seifert  Walz
Anderson, J.  Eastlund  Klinzing  Nornes  Severson  Wardlow
Beard  Erhardt  Knoblach  Olsen, S.  Simpson  Westerberg
Blaine  Finstad  Kohls  Olson, M.  Slawik  Westrom
Borrell  Gerlach  Krinke  Opatz  Smith  Wilkin
Boudreau  Gunther  Kuisele  Osterman  Soderstrom  Zellers
Bradley  Haas  Lanning  Ozment  Solberg  Spk. Siggum
Brod  Hackbarth  Lindgren  Paulsen  Stang  Spk. Sviggum
Buesgens  Harder  Lindner  Penas  Strachan  Spk. Sviggum
Cornish  Howes  Lipman  Powell  Swenson  Spk. Sviggum
Davids  Huntley  Magnus  Rukavina  Sykora  Spk. Sviggum

Those who voted in the negative were:

Abeler  Eken  Hilty  Larson  Nelson, C.  Rhodes
Atkins  Ellison  Holberg  Latz  Nelson, P.  Sieben
Bernardy  Entenza  Hoppe  Lenczewski  Otremba  Thao
Biemel  Goodwin  Hornstein  Lesch  Otto  Thissen
Carlson  Greiling  Jaros  Lieder  Paymar  Walker
Clark  Hausman  Johnson, S.  Meslow  Pelowski  Walker
Cox  Heiderken  Kelliher  Mullery  Peterson  Walker
Dorn  Hilstrom  Koenen  Murphy  Pugh  Walker
FISCAL CALENDAR

Pursuant to rule 1.22, Knoblach requested immediate consideration of H. F. No. 3.

H. F. No. 3 was reported to the House.

Knoblach moved to amend H. F. No. 3 as follows:

Pages 8 and 9, delete section 5
Pages 9 to 11, delete article 6
Page 11, line 30, delete "7" and insert "6"
Page 12, line 17, after the semicolon, insert "and"
Page 12, delete lines 18 and 19
Page 12, line 20, delete "(9)" and insert "(8)"
Page 12, line 21, delete "; and" and insert a period
Page 12, delete lines 22 and 23
Renumber the sections in sequence and correct the internal references
Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker called Abrams to the Chair.

Lenczewski, Otto, Mahoney and Nelson, M., moved to amend H. F. No. 3, as amended, as follows:

Page 7, after line 7, insert:

"Section 1. Minnesota Statutes 2002, section 16A.103, subdivision 1, is amended to read:

Subdivision 1. [STATE REVENUE AND EXPENDITURES.] In February, July 2003, and November each year, the commissioner shall prepare a forecast of state revenue and expenditures. The November forecast must be delivered to the legislature and governor no later than the end of the first week of December. The February forecast must be delivered to the legislature and governor by the end of February. The July 2003 forecast must be delivered
to the legislature and governor by the end of July 2003. Forecasts must be delivered to the legislature and governor on the same day. If requested by the legislative commission on planning and fiscal policy, delivery to the legislature must include a presentation to the commission.”

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 Lenczewski et al amendment and the roll was called. There were 56 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Abeler  Dill  Hilty  Lenczewski  Otremba  Solberg
Atkins  Dorn  Hornstein  Lesch  Otto  Thao
Beard  Eken  Huntley  Lieder  Paymar  Thissen
Bernardy  Ellison  Jaros  Mahoney  Pelowski  Vandeveer
Biernat  Entenza  Johnson, S.  Marguarit  Peterson  Walker
Brod  Erhardt  Juhnke  Mullery  Pugh  Wasiluk
Carlson  Goodwin  Kellihed  Murphy  Rhodes  Rukavina
Clark  Greiling  Koenen  Nelson, M.  Opitz  Sieben
Cox  Hausman  Larson  Osterman  Slawik
Davnie  Hilstrom  Latz 

Those who voted in the negative were:

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

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

H. F. No. 3, A bill for an act relating to appropriations; appropriating money, authorizing bonding, and transferring or canceling appropriations made for fiscal year 2003; making conforming changes; amending Minnesota Statutes 2002, sections 16B.27, subdivision 3; 127A.45, subdivision 7a; Laws 2001, First Special Session chapter 9, article 17, section 10, 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 82 yeas and 45 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

MESSAGES FROM THE SENATE, Continued

The following message was received from the Senate:

Mr. Speaker:

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

S. F. No. 22.

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

S. F. No. 22, A bill for an act relating to retirement; modifying various public pension plan provisions; allowing certain service credit purchases; regulating leave without pay for governmental subdivision employees; amending Minnesota Statutes 2002, sections 11A.17, subdivision 2; 122A.46, subdivision 9; 352.96, subdivision 2; 353.01, subdivisions 2d, 6; 353.028, subdivision 2; 353D.01, subdivision 2; 353D.02, by adding a subdivision; 353F.02, subdivision 4; 354.094, subdivision 1; 356.24, subdivision 1; 356.55, subdivision 7; 356B.05; 383B.49; 383B.493; 423C.03, subdivision 3; 423C.08; 424A.02, subdivision 3; Laws 1978, chapter 685, section 1, as amended; Laws 1978, chapter 685, section 2; Laws 1978, chapter 685, section 3; Laws 1978, chapter 685, section 6; Laws 1999, chapter 222, article 16, section 16, as amended; Laws 2000, chapter 461, article 4, section 4; Laws 2000, chapter 461, article 12, section 20, as amended; Laws 2000, chapter 461, article 19, section 6; Laws 2001, First Special Session chapter 10, article 6, section 21, as amended; repealing Minnesota Statutes 2002, sections 354.541; 354A.109; Laws 1978, chapter 685, section 5.

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, Smith moved that the rule therein be suspended and an urgency be declared so that S. F. No. 22 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Smith moved that the rules of the House be so far suspended that S. F. No. 22 be given its second and third readings and be placed upon its final passage.

A roll call was requested and properly seconded.

The question was taken on the Smith motion and the roll was called. There were 94 yeas and 32 nays as follows:

Those who voted in the affirmative were:

- Abeler
- Abrams
- Anderson, I.
- Anderson, J.
- Atkins
- Beard
- Bernardy
- Blaine
- Bradley
- Brod
- Carlson
- Clark
- Cornish
- Cox
- Davnie
- Demmer
- Dempsey
- Dill
- Dorn
- Eken
- Ellison
- Entenza
- Erhardt
- Finstad
- Goodwin
- Greiling
- Gunther
- Hackbarth
- Harder
- Hausman
- Hilstrom
- Hilty
- Hornstein
- Huntley
- Jaros
- Johnson, J.
- Johnson, S.
- Juinke
- Kelliher
- Klinzing
- Knoblach
- Koenen
- Lanning
- Larson
- Latz
- Lenczewski
- Lesch
- Lieder
- Magnus
- Mahoney
- Marquart
- McNamara
- Meslow
- Mullery
- Murphy
- Nelson, C.
- Nelson, M.
- Nornes
- Olsen, S.
- Opatz
- Osterman
- Otremba
- Otto
- Ozment
- Paulsen
- Paymar
- Pelowski
- Peterson
- Powell
- Pugh
- Rhodes
- Rukavina
- Ruth
- Samuelson
- Seagren
- Seifert
- Sieben
- Simpson
- Slawik
- Smith
- Soderstrom
- Solberg
- Stang
- Strachan
- Thao
- Thissen
- Tingelstad
- Walker
- Walz
- Warlow
- Wasiluk
- Wasiuk
- Westerberg
- Westrom
- Spk. Sviggum
Those who voted in the negative were:

- Adolphson
- Anderson, B.
- Biernat
- Borrell
- Boudreau
- Buesgens
- DeLaForest
- Eastlund
- Gerlach
- Haas
- Heidgerken
- Holberg
- Hoppe
- Howes
- Jacobson
- Kielkucki
- Kohls
- Krinkie
- Lindgren
- Lindner
- Lipman
- Nelson, P.
- Olson, M.
- Penas
- Severson
- Sykora
- Urdahl
- Vandeveer
- Wilkin
- Zellers

The motion prevailed.

S. F. No. 22 was read for the second time.

S. F. No. 22, A bill for an act relating to retirement; modifying various public pension plan provisions; allowing certain service credit purchases; regulating leave without pay for governmental subdivision employees; amending Minnesota Statutes 2002, sections 11A.17, subdivision 2; 122A.46, subdivision 9; 352.96, subdivision 2; 353.01, subdivisions 2d, 6; 353.028, subdivision 2; 353D.01, subdivision 2; 353D.02, by adding a subdivision; 353F.02, subdivision 4; 354.094, subdivision 1; 356.24, subdivision 1; 356.55, subdivision 7; 356B.05; 383B.49; 383B.493; 423C.03, subdivision 3; 423C.08; 424A.02, subdivision 3; Laws 1978, chapter 685, section 1, as amended; Laws 1978, chapter 685, section 2; Laws 1978, chapter 685, section 3; Laws 1978, chapter 685, section 6; Laws 1999, chapter 222, article 16, section 1, as amended; Laws 2000, chapter 461, article 4, section 4; Laws 2000, chapter 461, article 12, section 20, as amended; Laws 2000, chapter 461, article 19, section 6; Laws 2001, First Special Session chapter 10, article 6, section 21, as amended; repealing Minnesota Statutes 2002, sections 354.541; 354A.109; Laws 1978, chapter 685, section 5.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 97 yeas and 31 nays as follows:

Those who voted in the affirmative were:

- Abeler
- Abrams
- Anderson, I.
- Anderson, J.
- Atkins
- Beard
- Bernardy
- Biernat
- Blaine
- Boudreau
- Bradley
- Brod
- Carlson
- Clark
- Cornish
- Cox
- Davids
- Davnie
- Dempsey
- Dill
- Dorn
- Eastlund
- Eken
- Ellison
- Entenza
- Erhardt
- Finstad
- Gerlach
- Goodwin
- Greiling
- Gunther
- Hackbart
- Harder
- Hausman
- Hilstrom
- Hilty
- Hornstein
- Howes
- Huntley
- Jaros
- Johnson, J.
- Johnson, S.
- Juhnke
- Kelliher
- Koenen
- Koenig
- Laming
- Larson
- Latz
- Lenczewski
- Lesch
- Lieder
- Lindgren
- Magnus
- Mahoney
- Marquart
- McNamara
- Meslow
- Mullery
- Murphy
- Nelson, C.
- Nelson, M.
- Olsen, S.
- Opitz
- Osterman
- Otremba
- Otto
- Ozment
- Paymar
- Pelowski
- Peterson
- Powell
- Pugh
- Rhodes
- Rukavina
- Ruth
- Samuelson
- Seagren
- Seifert
- Sieben
- Sieben
- Slawik
- Smith
- Smith
- Solberg
- Strachan
- Swenson
- Thao
- Thissen
- Tingelstad
- Walker
- Wardlow
- Wasiluk
- Westerberg
- Westrom
- Spk. Sviggum

The motion prevailed.
Those who voted in the negative were:

<table>
<thead>
<tr>
<th>Adolphson</th>
<th>Erickson</th>
<th>Kielkucki</th>
<th>Lindner</th>
<th>Severson</th>
<th>Zellers</th>
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<td>Paulsen</td>
<td>Vandevver</td>
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<td>Jacobson</td>
<td>Kuisele</td>
<td>Penas</td>
<td>Wilkin</td>
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</table>

The bill was passed and its title agreed to.

MOTION TO FIX TIME TO CONVENE

Paulsen moved that when the House adjourns today it adjourn until 12:00 noon, Tuesday, May 27, 2003. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Paulsen from the Committee on Rules and Legislative Administration, pursuant to rule 1.21, designated the following bills to be placed on the Calendar for the Day:

H. F. Nos. 10, 21, 24, 30 and 31.

CALENDAR FOR THE DAY

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

MOTIONS AND RESOLUTIONS

Samuelson moved that the name of Huntley be added as an author on H. F. No. 33. The motion prevailed.

ADJOURNMENT

Paulsen moved that the House adjourn. The motion prevailed, and Speaker pro tempore Abrams declared the House stands adjourned until 12:00 noon, Tuesday, May 27, 2003.

EDWARD A. BURDICK, Chief Clerk, House of Representatives