

STATE OF MINNESOTA

EIGHTY-THIRD SESSION — 2003

 ELEVENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, FEBRUARY 3, 2003

The House of Representatives convened at 3:00 p.m. and was called to order by Steve Sviggum, Speaker of the House.

Prayer was offered by Pastor Dwight LaPine, Calvary Baptist Church, Rochester, Minnesota.

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

The roll was called and the following members were present:

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

A quorum was present.

Koenen, Meslow, Rhodes, Seagren and Sertich were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. Lindgren 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

Swenson from the Committee on Agriculture Policy to which was referred:

H. F. No. 94, A bill for an act relating to the state agricultural society; eliminating a prohibition on circuses around state fair time; repealing Minnesota Statutes 2002, section 37.26.

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 94 was read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Lipman introduced:

H. F. No. 262, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money to the city of Bayport to complete a sewer system project.

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

Rukavina, Sertich, Dill and Anderson, I., introduced:

H. F. No. 263, A bill for an act relating to counties; requiring a levy in certain counties that provide revenue for county-owned nursing homes but not nursing homes owned by other public bodies; proposing coding for new law in Minnesota Statutes, chapter 373.

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

Biernat introduced:

H. F. No. 264, A bill for an act relating to landlords and tenants; modifying the time period for serving a summons and scheduling a hearing for a housing violation; amending Minnesota Statutes 2002, section 504B.401.

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

Walz, Lenczewski, Pelowski, Stang and Cox introduced:

H. F. No. 265, A bill for an act relating to insurance; regulating auto glass claims and coverages; providing penalties and remedies; amending Minnesota Statutes 2002, sections 8.31, subdivision 1; 72A.201, subdivisions 1, 6, by adding a subdivision; 325F.783.

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

Finstad, Huntley, Penas, Otremba and Bradley introduced:

H. F. No. 266, A bill for an act relating to human services; modifying the purchasing alliance stop-loss fund; amending Minnesota Statutes 2002, sections 256.956, subdivisions 1, 2, 3, 9.

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

Wilkin; Davids; Johnson, J.; Pugh and Entenza introduced:

H. F. No. 267, A bill for an act relating to insurance; modifying the standard fire insurance policy; providing for exclusions to the valued policy provision; amending Minnesota Statutes 2002, sections 65A.01, subdivision 3; 65A.08, subdivision 2.

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

Strachan, Hausman, Walz and Lesch introduced:

H. F. No. 268, A bill for an act relating to peace officers; authorizing the state fair police department to employ more part-time peace officers; amending Minnesota Statutes 2002, section 626.8468, subdivision 1.

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

Klinzing and Lipman introduced:

H. F. No. 269, A bill for an act relating to liquor; authorizing the city of Woodbury to issue additional on-sale licenses.

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

Sertich, Pugh, Clark, Rukavina and Goodwin introduced:

H. F. No. 270, A bill for an act relating to employment; requiring the adoption of an occupational safety and health standard regulating ergonomic hazards.

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

Hausman, Hornstein, Entenza, Abeler, Tingelstad and Lesch introduced:

H. F. No. 271, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the Central Corridor Transit Way.

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

Clark, Walker, Sertich, Osterman, Goodwin, Ellison, Hornstein, Thao, Hausman and Johnson, S., introduced:

H. F. No. 272, A bill for an act relating to families; appropriating money for emergency assistance and transitional housing.

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

DeLaForest introduced:

H. F. No. 273, A bill for an act relating to legislation; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating certain redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to statutes and other laws; amending Minnesota Statutes 2002, sections 3.85, subdivision 6; 4A.02; 12.37; 13.3806, subdivision 4; 13.383, by adding a subdivision; 13.4963, subdivision 2; 13.4967, by adding a subdivision; 13.585, subdivision 2; 13.6905, by adding a subdivision; 13.7191, subdivision 6; 13.871, subdivisions 5, 6; 14.03, subdivision 2; 14.388; 37.03, subdivision 1; 40A.121; 50.14, subdivision 12; 60K.39, subdivision 1; 62A.27; 62Q.71; 69.021, subdivision 5; 69.041; 79.251, subdivision 1; 79A.02, subdivision 1; 85.015, subdivisions 4, 10; 85.20, subdivision 6; 103B.321, subdivision 1; 103G.245, subdivision 5; 116J.556; 144A.4605, subdivision 4; 144E.41; 147A.01, subdivisions 18, 22; 147A.24, subdivision 2; 168.013, subdivision 1e; 168.61, subdivision 1; 211A.13; 221.021, subdivision 1; 221.0251, subdivision 1; 221.60, subdivision 1; 221.601, subdivision 1; 221.602, subdivisions 1, 2, 3; 222.63, subdivisions 1, 6; 222.86, subdivisions 1, 3; 237.075, subdivision 8; 244.13, subdivision 1; 256B.501, subdivision 11; 260B.163, subdivision 4; 260C.007, subdivision 5; 260C.175, subdivision 1; 270.67, subdivision 2; 270B.03, subdivision 6; 272.67, subdivision 1; 273.1106; 276A.09; 290.0802, subdivision 2; 290.9727, subdivision 3; 290.9728, subdivision 2; 290.9729, subdivision 2; 297A.70, subdivision 7; 299F.40, subdivision 1; 317A.443, subdivision 2; 322B.960, subdivision 4; 325E.26, subdivision 4; 325G.34, subdivision 4; 327C.07, subdivision 7; 354A.31, subdivisions 6, 7; 356.46, subdivision 1; 356.62; 365.46, subdivision 2; 379.05; 398A.04, subdivision 4; 412.021, subdivision 1; 412.091; 414.09, subdivision 3; 465.81, subdivisions 1, 2; 465.82, subdivisions 1, 2; 465.84; 469.057, subdivisions 1, 2; 473.129, subdivision 5; 473F.13, subdivision 1; 473H.14; 487.17; 487.24; 488A.01, subdivision 5; 488A.03, subdivisions 11, 13; 488A.06, subdivisions 2, 3; 488A.11; 488A.18, subdivision 6; 488A.28; 491A.01, subdivision 4; 515B.3-116; 557.09; 572A.015, subdivision 2; 572A.02, subdivision 6; 572A.03, subdivision 5; 609.33, subdivision 6; 609.5317, subdivisions 1, 3; Laws 1997, chapter 203, article 9, section 21, as amended; repealing Minnesota Statutes 2002, sections 2.043; 2.053; 2.063; 2.073; 2.083; 2.093; 2.103; 2.113; 2.123; 2.133; 2.143; 2.153; 2.163; 2.173; 2.183; 2.193; 2.203; 2.213; 2.223; 2.233; 2.243; 2.253; 2.263; 2.273; 2.283; 2.293; 2.303; 2.313; 2.323; 2.333; 2.343; 2.353; 2.363; 2.373; 2.383; 2.393; 2.403; 2.413; 2.423; 2.433; 2.443; 2.453; 2.463; 2.473; 2.483; 2.493; 2.503; 2.513; 2.523; 2.533; 2.543; 2.553; 2.563; 2.573; 2.583; 2.593; 2.603; 2.613; 2.623; 2.633; 2.643; 2.653; 2.663; 2.673; 2.683; 2.693; 2.703; 2.742; 2.752; 2.762; 2.772; 2.782; 2.792; 2.802; 2.812; 221.121, subdivision 6g; 221.153, subdivision 3; 356.58; 572A.015, subdivision 1; 609.668, subdivision 7; Laws 1997, chapter 233, article 1, section 12; Laws 2000, chapter 395, section 13, subdivision 3; Laws 2001, chapter 195, article 2, section 35; Laws 2002, chapter 223, section 25, subdivision 3; Laws 2002, chapter 243, section 2; Laws 2002, chapter 374, article 8, section 2; Laws 2002, chapter 380, article 4, section 1; Laws 2002, chapter 392, article 12, section 1; Minnesota Rules, parts 2200.0100; 2200.0200; 2200.0300; 2200.0400; 2200.0500; 2200.0600; 2200.0700; 2200.0800; 2200.0900; 2200.1000; 2200.1100; 2200.1200; 2200.1300; 2200.1400; 2200.1500; 2200.1600; 2200.1700; 2200.1800; 2200.1900; 2200.2000; 2200.2100; 2200.3100; 2200.3200; 2200.3300; 2200.3410; 2200.3500; 2200.3600; 2200.3700; 2200.3800; 2200.3900; 2200.4000; 2200.4100; 2200.4200; 2200.4300; 2200.4400; 2200.5000; 2200.5100; 2200.5200; 2200.5300; 2200.5310; 2200.5400; 2200.5500; 2200.6000; 2200.6100; 2200.6200; 2200.6300; 2200.6400; 2200.6500; 2200.6600; 2200.6700; 2200.6800; 2200.6900; 2200.7000; 2200.7100; 2200.7200; 2200.7300; 2200.7400; 2200.7500; 2200.7600; 2200.7700; 2200.7800; 2200.7900; 2200.8000; 2200.8100; 2200.8200; 2200.8300; 2200.8400; 2200.8500; 2200.9000; 2200.9100; 2200.9200; 2200.9300; 2200.9400; 2200.9500; 2200.9600; 2200.9700; 2200.9800; 2205.0100; 2205.0200; 2205.0300; 2205.0400; 2205.0500; 2205.0600; 2205.0700; 2205.0800; 2205.0900; 2205.1000; 2205.1100; 2205.1200; 2205.1300; 2205.1400; 2205.1500; 4830.6000; 4830.6100; 4830.6200; 4830.6300; 4830.6400; 6100.6000.

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

Samuelson, Jacobson, Westerberg and Bernardy introduced:

H. F. No. 274, A bill for an act relating to capital improvements; authorizing the issuance of state bonds; appropriating money for the County Road J and highway I-35W interchange project in Ramsey County.

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

IN MEMORIAM

The members of the House paused for a moment of silence in memory of the seven astronauts who died in the space shuttle Columbia tragedy on Saturday, February 1, 2003.

MOTIONS AND RESOLUTIONS

Anderson, B., moved that the name of Cornish be added as an author on H. F. No. 6. The motion prevailed.

Kahn moved that the name of Davnie be added as an author on H. F. No. 66. The motion prevailed.

Solberg moved that the name of Walker be added as an author on H. F. No. 88. The motion prevailed.

Hausman moved that the name of Walker be added as an author on H. F. No. 92. The motion prevailed.

Rukavina moved that the name of Walker be added as an author on H. F. No. 102. The motion prevailed.

Thao moved that the name of Walker be added as an author on H. F. No. 119. The motion prevailed.

Carlson moved that the names of Latz, Thissen, Bernardy, Solberg and Walker be added as authors on H. F. No. 127. The motion prevailed.

Greiling moved that the name of Walker be added as an author on H. F. No. 128. The motion prevailed.

Lipman moved that the names of Adolphson and Anderson, J., be added as authors on H. F. No. 174. The motion prevailed.

Dempsey moved that the name of Severson be added as an author on H. F. No. 214. The motion prevailed.

Dempsey moved that the name of Otremba be added as an author on H. F. No. 215. The motion prevailed.

Vandever moved that the name of Buesgens be added as an author on H. F. No. 217. The motion prevailed.

Abeler moved that the name of Clark be added as an author on H. F. No. 229. The motion prevailed.

Paymar moved that the name of Johnson, S., be added as an author on H. F. No. 241. The motion prevailed.

Nelson, C., moved that the names of Strachan, McNamara and Hoppe be added as authors on H. F. No. 247. The motion prevailed.

Johnson, S., moved that the name of Abeler be added as an author on H. F. No. 249. The motion prevailed.

Paulsen moved that the names of Harder and Penas be added as authors on H. F. No. 250. The motion prevailed.

Beard moved that the names of Westerberg and Lanning be added as authors on H. F. No. 251. The motion prevailed.

Abrams moved that the name of Erhardt be added as an author on H. F. No. 254. The motion prevailed.

Beard moved that the names of Westerberg; Nelson, P., and DeLaForest be added as authors on H. F. No. 256. The motion prevailed.

Cox moved that the names of Sieben, Goodwin, Hoppe and Rhodes be added as authors on H. F. No. 257. The motion prevailed.

Dorman moved that the names of Sieben and Cox be added as authors on H. F. No. 258. The motion prevailed.

Klinzing moved that the name of Wasiluk be added as an author on H. F. No. 260. The motion prevailed.

Boudreau moved that the names of Blaine, Kohls, Hoppe, DeLaForest, Erickson, Westerberg, Tingelstad, Harder, Buesgens, Kielkucki, Heidgerken, Wardlow, Lipman, Strachan and Anderson, J., be added as authors on H. F. No. 261. The motion prevailed.

Paulsen moved that the Chief Clerk be directed to notify the Senate and the Governor by message that the Joint Convention to hear the Governor's "State of the State" message scheduled for Tuesday, February 4, 2003, has been canceled and will be rescheduled for Thursday, February 6, 2003. The Joint Convention will convene at 11:45 a.m. and the address by the Governor will be delivered at 12:00 noon. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the following appointments and changes in committee assignments:

Civil Law: Delete the name of Smith as Chair and add the name of Holberg as Chair.

Judiciary Policy and Finance: Delete the name of Stanek as Chair and show the name of Smith as Chair.

ADJOURNMENT

Paulsen moved that when the House adjourns today it adjourn until 11:30 a.m., Thursday, February 6, 2003. The motion prevailed.

Paulsen moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 11:30 a.m., Thursday, February 6, 2003.

EDWARD A. BURDICK, Chief Clerk, House of Representatives