2, 2007, for a term that expires on January 3, 2011.

(Referred to the Committee on Finance.)

Sincerely,
Tim Pawlenty, Governor

REPORTS OF COMMITTEES

Senator Scheid from the Committee on Commerce and Consumer Protection, to which was referred the following appointment:

DEPARTMENT OF COMMERCE
COMMISSIONER
Glenn Wilson, Jr.

Reports the same back with the recommendation that the appointment be confirmed.

Senator Pogemiller moved that the foregoing committee report be laid on the table. The motion prevailed.

MOTIONS AND RESOLUTIONS

Senator Wiger moved that the names of Senators Clark and Hann be added as co-authors to S.F. No. 13. The motion prevailed.

Senator Cohen moved that the name of Senator Clark be added as a co-author to S.F. No. 25. The motion prevailed.

Senator Wiger moved that the name of Senator Hann be added as a co-author to S.F. No. 28. The motion prevailed.

Senator Day moved that the name of Senator Latz be added as a co-author to S.F. No. 95. The motion prevailed.

RECESS

Senator Pogemiller moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Vandeveer, Ingebrigtsen, Hann, Gimse and Michel introduced –

Senate Resolution No. 24: A Senate resolution relating to the rate of reimbursement for
SUSPENSION OF RULES

Senator Vandeveer moved that Rule 53.2 be suspended as to Senate Resolution No. 24.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 20 and nays 47, as follows:

Those who voted in the affirmative were:

Day
Fischbach
Gerlach
Gimse
Hann
Ingebrigtsen
Johnson
Jungbauer
Koch
Limmer
Michel
Nauville
Olson, G.
Ortman
Pariseau
Robling
Rosen
Senjem
Vandeveer
Wergin

Those who voted in the negative were:

Anderson
Bakk
Berglin
Betzold
Bonoff
Carlson
Chaudhary
Clark
Cohen
Dibble
Dille
Doll
Erickson Ropes
Foley
Frederickson
Higgins
Koering
Kubly
Langseth
Larson
Latz
Lourey
Lynch
Marty
Metzen
Moua
Murphy
Olaseen
Olson, M.
Pappas
Pogemiller
Prettner Solon
Rest
Rummel
Saltzman
Saxhaug
Scheid
Sheran
Sieben
Skoe
Skogen
Sparks
Stumpf
Tomassoni
Torres Ray
Vickerman
Wiger

The motion did not prevail.

Senate Resolution No. 24 was referred to the Committee on Rules and Administration.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Betzold and Koering introduced—

S.F. No. 121: A bill for an act relating to animals; providing standards of care for dog and cat breeders; appropriating money; amending Minnesota Statutes 2006, sections 343.235, subdivisions 1, 3; 347.10; proposing coding for new law in Minnesota Statutes, chapter 347.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Carlson, Dibble, Ingebrigtsen, Foley and Dille introduced—

S.F. No. 122: A bill for an act relating to traffic regulations; requiring passenger restraint for children under the age of eight in motor vehicles; amending Minnesota Statutes 2006, section 169.685, subdivision 5.

Referred to the Committee on Transportation.
592. The motion prevailed.

Senator Lourey moved that the name of Senator Sieben be added as a co-author to S.F. No. 676. The motion prevailed.

Senator Tomassoni moved that his name be stricken as chief author, shown as a co-author, and the name of Senator Saxhaug be shown as chief author to S.F. No. 804. The motion prevailed.

Senator Olson, M. moved that the name of Senator Olseen be added as a co-author to S.F. No. 834. The motion prevailed.

Senator Berglin moved that the name of Senator Rosen be added as a co-author to S.F. No. 847. The motion prevailed.

Senator Scheid moved that the name of Senator Rest be added as a co-author to S.F. No. 883. The motion prevailed.

Senator Olson, M. moved that the name of Senator Rosen be added as a co-author to S.F. No. 890. The motion prevailed.

Senator Betzold moved that the name of Senator Rest be added as a co-author to S.F. No. 892. The motion prevailed.

Senator Carlson moved that the name of Senator Sieben be added as a co-author to S.F. No. 897. The motion prevailed.

Senator Wergin moved that the names of Senators Metzen and Moua be added as co-authors to S.F. No. 298. The motion prevailed.

**Senators Higgins, Scheid, Pappas, Latz and Lynch introduced** –

**Senate Resolution No. 40:** A Senate resolution recognizing March 15, 2007, as Alpha Kappa Alpha Day at the State Capitol.

Referred to the Committee on Rules and Administration.

**Senators Pogemiller and Senjem introduced** –

**Senate Resolution No. 41:** A Senate resolution relating to per diem living expenses incurred by members of the Senate; ratifying action by the Committee on Rules and Administration.

Senator Pogemiller moved that Senate Resolution No. 41 be laid on the table. The motion prevailed.

**Senators Pogemiller and Senjem introduced** –

**Senate Concurrent Resolution No. 5:** A Senate concurrent resolution adopting deadlines for the 2007 regular session.

Senator Pogemiller moved that Senate Concurrent Resolution No. 5 be laid on the table. The motion prevailed.
Those who voted in the negative were:

Bakk
Hann
Ortman
Sparks
Wergin

Berglin
Johnson
Pariseau
Stumpf
Wergin

Fischbach
Koch
Rosen
Tomassoni

Gerlach
Koering
Senjem
Vandeveer

So the bill passed and its title was agreed to.

S.F. No. 463: A bill for an act relating to notaries public; increasing maximum fees; amending Minnesota Statutes 2006, section 357.17.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

Anderson
Fischbach
Langseth
Ortman
Pappas
Sieben

Bergin
Foley
Latz
Limmer
Pogemiller
Skoe

Betzold
Frederickson
Lourey
Lynch
Prettner Solon
Skogen

Bonoff
Gimse
Marty
Metzen
Rest
Sparks

Carlson
Higgins
Moua
Michel
Robby
Stumpf

Chaudhary
Ingebrigtsen
Murphy
Neuville
Rummel
Tomassoni

Clark
Jungbauer
Olson
Pappas
RumSh

Cohen
Kubly
Olson, G.
Pogemiller
Scheid

Day
Langseth
Olson, M.
Rest
Sheran

Dibble
Larson
Prettner Solon
Rohling
Sieben

Doll

Limmer
Olson
RumSh

Erickson Ropes
Kubly
Olson, G.
Scheid

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Pogemiller moved that Senate Resolution No. 41 be taken from the table. The motion prevailed.

Senate Resolution No. 41: A Senate resolution relating to per diem living expenses incurred by members of the Senate; ratifying action by the Committee on Rules and Administration.

BE IT RESOLVED by the Senate of the State of Minnesota:
1. The action of the Committee on Rules and Administration on January 10, 2007, setting the rate of per diem living expenses for each calendar day during the sessions of the 85th Legislature is ratified.

2. A member who votes in the affirmative on a roll call vote on the adoption of this resolution may be paid the per diem without further action on the part of the member.

3. A member who does not vote in the affirmative on a roll call vote on the adoption of this resolution may not be paid per diem living expenses in any amount without a written request stating the amount requested by the member, up to the maximum set by the Committee on Rules and Administration, signed by the member and submitted to the Secretary of the Senate.

4. This resolution is effective for per diem payments made after its adoption.

CALL OF THE SENATE

Senator Pogemiller imposed a call of the Senate for the balance of the proceedings on Senate Resolution No. 41. The Sergeant at Arms was instructed to bring in the absent members.

Senator Neuville moved to amend Senate Resolution No. 41 as follows:

Delete everything after the resolving clause and insert:

"The rate of per diem living expenses is set at $96 for each calendar day during a regular or special session of the 85th Legislature and for each calendar day during the interim between sessions on which the physical presence of the member was formally recorded at a meeting of a committee or other body to which the member was appointed by the Senate or before whom the member appears. No per diem living expenses may be paid for any other day."

Senator Pariseau moved to amend the Neuville amendment to Senate Resolution No. 41 as follows:

Page 1, line 3, delete "$96" and insert "$66"

The motion did not prevail. So the amendment to the amendment was not adopted.

The question recurred on the adoption of the Neuville amendment.

The roll was called, and there were yeas 18 and nays 48, as follows:

Those who voted in the affirmative were:

Fischbach
Frederickson
Gerlach
Gimse
Hann
Ingebirtsen
Limmer
Neuville
Pariseau
Robling
Senjem

Those who voted in the negative were:

Anderson
Bakk
Berglin
Betzold
Bonoff
Carlson
Chaudhary
Clark
Cohen
Day
Dibble
Doll
Erickson Ropes
Foley
Higgins
Koch
Koering
Kubly
Langsche
Larson
Latz
Lourey
Lynch
Marty
Metzen
Michel
Moua
Murphy

Olseen
Olson, M.
Pappas
Pogemiller
Prettner Solon
Rest
Rummel
The motion did not prevail. So the amendment was not adopted.

Senator Hann moved to amend Senate Resolution No. 41 as follows:

Page 1, line 9, before the period, insert ", except that the member must address the Senate for at least ten minutes on why the member is worthy to be paid the per diem"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 5 and nays 61, as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Fischbach</th>
<th>Gimse</th>
<th>Hann</th>
<th>Limmer</th>
<th>Vandeveer</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anderson</td>
<td>Foley</td>
<td>Lourey</td>
<td>Pariseau</td>
<td>Skoe</td>
</tr>
<tr>
<td>Bakk</td>
<td>Frederickson</td>
<td>Lynch</td>
<td>Pogemiller</td>
<td>Skogen</td>
</tr>
<tr>
<td>Berglin</td>
<td>Gerlach</td>
<td>Marty</td>
<td>Prettner Solon</td>
<td>Sparks</td>
</tr>
<tr>
<td>Betzold</td>
<td>Higgins</td>
<td>Metzen</td>
<td>Rest</td>
<td>Stumpf</td>
</tr>
<tr>
<td>Bonoff</td>
<td>Ingebrigtsen</td>
<td>Michel</td>
<td>Robling</td>
<td>Tomassoni</td>
</tr>
<tr>
<td>Carlson</td>
<td>Johnson</td>
<td>Mau</td>
<td>Rosen</td>
<td>Torres Ray</td>
</tr>
<tr>
<td>Chaudhary</td>
<td>Jungbauer</td>
<td>Murphy</td>
<td>Rummel</td>
<td>Vickerman</td>
</tr>
<tr>
<td>Clark</td>
<td>Koch</td>
<td>Neuvile</td>
<td>Saltzman</td>
<td>Wergin</td>
</tr>
<tr>
<td>Cohen</td>
<td>Koering</td>
<td>Olsen</td>
<td>Saxhaug</td>
<td>Wiger</td>
</tr>
<tr>
<td>Day</td>
<td>Kuly</td>
<td>Olson, G.</td>
<td>Scheid</td>
<td></td>
</tr>
<tr>
<td>Dibble</td>
<td>Langseth</td>
<td>Olson, M.</td>
<td>Senjem</td>
<td></td>
</tr>
<tr>
<td>Doll</td>
<td>Larson</td>
<td>Ortsman</td>
<td>Sherman</td>
<td></td>
</tr>
<tr>
<td>Erickson Ropes</td>
<td>Latz</td>
<td>Pappas</td>
<td>Sieben</td>
<td></td>
</tr>
</tbody>
</table>

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

Senator Vandeveer moved to amend Senate Resolution No. 41 as follows:

Page 1, delete lines 8 to 10
Page 1, line 11, delete "this resolution" and insert "2. A member"
Page 1, line 14, delete "4" and insert "3"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 46, as follows:

Those who voted in the affirmative were:

<table>
<thead>
<tr>
<th>Day</th>
<th>Fischbach</th>
<th>Gehrigs</th>
<th>Koch</th>
<th>Olson, G.</th>
<th>Rosen</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fischbach</td>
<td>Ingebrigtsen</td>
<td>Limmer</td>
<td>Pariseau</td>
<td>Senjem</td>
<td></td>
</tr>
<tr>
<td>Gerlach</td>
<td>Johnson</td>
<td>Michel</td>
<td>Ortsman</td>
<td>Vandeveer</td>
<td></td>
</tr>
<tr>
<td>Gimse</td>
<td>Jungbauer</td>
<td>Neuvile</td>
<td>Robling</td>
<td>Wergin</td>
<td></td>
</tr>
</tbody>
</table>

Those who voted in the negative were:

| Anderson | Bonoff | Cohen | Foley | Kubly |
| Bakk | Carlson | Dibble | Fredericson | Langseth |
| Berglin | Chaudhary | Doll | Higgins | Larson |
| Betzold | Clark | Erickson Ropes | Koering | Latz |
The motion did not prevail. So the amendment was not adopted.

Senator Fischbach moved to amend Senate Resolution No. 41 as follows:

Page 1, line 11, delete "request" and insert "statement of the amount to be paid to"

Page 1, line 12, delete "stating the amount requested by"

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

Senator Pogemiller moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 59 and nays 7, as follows:

Those who voted in the affirmative were:

Andersen  Fischbach  Latz  Ortman  Vandeveer
Bakk  Foley  Limmer  Pappas  Vickerman
Berglin  Frederickson  Lourey  Pogemiller  Wiger
Betzold  Gerlach  Lynch  Prettener Solon  Murphy
Bonoff  Gimse  Marty  Metzen  Neuville
Carlson  Higgins  Moua  Murphy  Olson, G.
Chaudhary  Johnson  Olesen  Olson, M.
Clark  Jungbauer  Olson  Ostman  Scheid
Cohen  Koering  Olsens  Pappas  Senjem
Dibble  Kubly  Pogemiller  Prettner Solon  Sheran
Doll  Langseth  Rasmussen  Remling  Sieben
Erickson Ropes  Larson  Rest  Rest  Skoep

Those who voted in the negative were:

Day  Ingebrigtsen  Michel  Vandeveer
Hann  Koch  Pariseau

The motion prevailed. So the resolution was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

CONFIRMATION

Senator Scheid moved that the report from the Committee on Commerce and Consumer Protection, reported January 18, 2007, pertaining to appointments, be taken from the table. The motion prevailed.

Senator Scheid moved that the foregoing report be now adopted. The motion prevailed.

Senator Scheid moved that in accordance with the report from the Committee on Commerce and Consumer Protection, reported January 18, 2007, the Senate, having given its advice, do now consent to and confirm the appointment of: