

SESSION LAWS
OF THE
STATE OF MINNESOTA

Enacted by the
EIGHTY-FIFTH LEGISLATURE

AT THE FIRST SPECIAL SESSION IN 2007,
SEPTEMBER 11

AND

THE REGULAR SESSION IN 2008,
FROM FEBRUARY 12 TO MAY 18

WITH TABLES AND INDEX

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CERTIFICATE

I, Michele L. Timmons, Revisor of Statutes for the State of Minnesota, certify that the session laws enacted by the Eighty-Fifth Legislature at the First Special Session in 2007, and the Regular Session in 2008, as reported in this publication, have been compared with the enrolled acts deposited in the Office of the Secretary of State, are true copies, and are correctly printed.

MICHELE L. TIMMONS
Revisor of Statutes

EXPLANATION

Session laws are published by the Revisor of Statutes pursuant to Minnesota Statutes, section 3C.06.

This publication is based upon the enrolled acts and resolutions filed in the Office of the Secretary of State. This publication is not a literal printing of the enrolled acts. However, editorial changes are limited to the correction of misspelled words, the correction of manifest clerical and grammatical errors, and the assignment or changes in assignment of Minnesota Statutes section numbers. Authority for the changes is given by Minnesota Statutes, section 3C.10, subdivision 1.

The headnotes in **BOLDFACE TYPE** are information about the chapter, section, or subdivision in which they appear but are not part of the law.

~~Strikeouts~~ indicate language deleted from an existing law.

Underline indicates new language.

Section numbers in brackets [26.12] indicate the preliminary coding for new sections that will be included in the next edition of Minnesota Statutes. The final assignment of section numbers will be listed in an allocation table in the next edition of Minnesota Statutes or the statutes supplement.

House and senate files indicated as vetoed by the governor are noted as “**VETOED**”. The text of items of appropriation indicated as vetoed by the governor is printed, followed by an asterisk and a note indicating the veto. If house and senate files and items of appropriation are vetoed and subsequently reconsidered and approved by the legislature, the reconsideration and approval is also indicated. Table 3 in this publication lists all senate and house files passed, vetoed, and vetoed, reconsidered and approved or not approved. Items of appropriation vetoed and vetoed, reconsidered and approved or not approved are also listed.

This publication is prima facie evidence of the law. (See Minnesota Statutes, section 3C.13.)

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LEGISLATURE

OFFICERS AND MEMBERS REGULAR SESSION IN 2008

SENATE

JAMES P. METZEN President
PATRICK E. FLAHAVEN Secretary
COLLEEN J. PACHECO Second Assistant Secretary
MICHAEL R. LINN Third Assistant Secretary
MELISSA G. MAPES Engrossing Secretary
SVEN K. LINDQUIST Sergeant-at-Arms
MARILYN LOGAN HALL Assistant Sergeant-at-Arms
REV. KEVIN MCDONOUGH Chaplain

Name	District	County
Anderson, Ellen R.	66	Ramsey
Bakk, Thomas M.	6	Carlton, Cook, Lake, St. Louis
Berglin, Linda	61	Hennepin
Betzold, Don	51	Anoka, Ramsey
Bonoff, Terri E.	43	Hennepin
Carlson, Jim	38	Dakota
Chaudhary, Satveer S.	50	Anoka, Ramsey
Clark, Tarryl L.	15	Benton, Sherburne, Stearns
Cohen, Richard J.	64	Ramsey
Dahle, Kevin L.	25	Le Sueur, Rice, Scott, Sibley
Day, Dick	26	Rice, Steele, Waseca

MEMBERS OF THE SENATE

Name	District	County
Dibble, D. Scott	60	Hennepin
Dille, Steve	18	McLeod, Meeker, Wright
Doll, John P.	40	Dakota, Hennepin, Scott
Erickson Ropes, Sharon L.	31	Fillmore, Houston, Winona
Fischbach, Michelle L.	14	Benton, Stearns
Foley, Leo T.	47	Anoka, Hennepin
Frederickson, Dennis R.	21	Brown, Lyon, Redwood, Watonwan
Gerlach, Chris	37	Dakota
Gimse, Joe	13	Kandiyohi, Pope, Stearns
Hann, David W.	42	Hennepin
Higgins, Linda	58	Hennepin
Ingebrigtsen, Bill G.	11	Douglas, Grant, Stevens, Todd
Johnson, Debbie J.	49	Anoka
Jungbauer, Michael J.	48	Anoka, Sherburne
Koch, Amy T.	19	Hennepin, Wright
Koering, Paul E.	12	Crow Wing, Morrison
Kubly, Gary W.	20	Big Stone, Chippewa, Lac qui Parle, Lincoln, Renville, Swift, Yellow Medicine
Langseth, Keith	9	Becker, Clay, Traverse, Wilkin
Larson, Dan	63	Hennepin
Latz, Ron	44	Hennepin
Limmer, Warren	32	Hennepin, Wright
Lourey, Tony	8	Carlton, Isanti, Kanabec, Pine, St. Louis
Lynch, Ann	30	Olmsted, Wabasha
Marty, John	54	Hennepin, Ramsey
Metzen, James P.	39	Dakota
Michel, Geoff	41	Hennepin
Moua, Mee	67	Ramsey
Murphy, Steve	28	Goodhue, Wabasha, Winona
Olseen, Rick E.	17	Anoka, Chisago, Isanti

MEMBERS OF THE SENATE

Name	District	County
Olson, Gen	33	Hennepin
Olson, Mary A.	4	Beltrami, Cass, Crow Wing, Hubbard, Itasca
Ortman, Julianne E.	34	Carver, Hennepin, Scott
Pappas, Sandra L.	65	Ramsey
Pariseau, Pat	36	Dakota, Goodhue
Pogemiller, Lawrence J.	59	Hennepin
Prettner Solon, Yvonne	7	St. Louis
Rest, Ann H.	45	Hennepin
Robling, Claire A.	35	Scott
Rosen, Julie A.	24	Blue Earth, Faribault, Martin, Waseca, Watsonwan
Rummel, Sandy	53	Anoka, Ramsey
Saltzman, Kathy L.	56	Washington
Saxhaug, Tom	3	Aitkin, Itasca, Koochiching, Lake of the Woods
Scheid, Linda	46	Hennepin
Senjem, David H.	29	Dodge, Olmsted
Sheran, Kathy	23	Blue Earth, Nicollet, Sibley
Sieben, Katie	57	Dakota, Washington
Skoe, Rod	2	Becker, Beltrami, Clearwater, Hubbard, Mahnommen, Norman, Pennington, Polk
Skogen, Dan	10	Becker, Otter Tail, Wadena
Sparks, Dan	27	Fillmore, Freeborn, Mower
Stumpf, LeRoy A.	1	Kittson, Marshall, Pennington, Polk, Red Lake, Roseau
Tomassoni, David J.	5	St. Louis
Torres Ray, Patricia	62	Hennepin
Vandever, Ray	52	Anoka, Washington

MEMBERS OF THE SENATE

Name	District	County
Vickerman, Jim	22	Cottonwood, Jackson, Murray, Nobles, Pipestone, Rock
Wergin, Betsy L.	16	Benton, Mille Lacs, Morrison, Sherburne
Wiger, Charles W.	55	Ramsey, Washington

HOUSE OF REPRESENTATIVES

MARGARET ANDERSON KELLIHER Speaker
 ALBIN A. MATHIOWETZ Chief Clerk
 PATRICK D. MURPHY First Assistant Chief Clerk
 GAIL C. ROMANOWSKI Second Assistant Chief Clerk
 DEBRA M. FASTNER Desk Clerk
 DAVID G. SURDEZ Legislative Clerk
 HEATHER L. BALL Index Clerk
 SANDRA A. DICKE Chief Sergeant-at-Arms
 RICHARD D. BULLER Chaplain

Name	District	County
Abeler, Jim	48B	Anoka
Anderson, Bruce	19A	Wright
Anderson, Sarah	43A	Hennepin
Anzelc, Tom	3A	Itasca, Koochiching, Lake of the Woods
Atkins, Joe	39B	Dakota
Beard, Michael	35A	Scott
Benson, John	43B	Hennepin
Berns, John	33B	Hennepin
Bigham, Karla	57A	Dakota, Washington
Bly, David	25B	Rice, Scott
Brod, Laura	25A	Le Sueur, Scott, Sibley
Brown, Robin	27A	Freeborn, Mower
Brynaert, Kathy	23B	Blue Earth, Nicollet
Buesgens, Mark	35B	Scott
Bunn, Julie	56A	Washington
Carlson, Lyndon R.	45B	Hennepin
Clark, Karen	61A	Hennepin
Cornish, Tony	24B	Blue Earth, Faribault, Waseca
Davnie, Jim	62A	Hennepin
Dean, Matt	52B	Washington

MEMBERS OF THE HOUSE

Name	District	County
DeLaForest, Chris	49A	Anoka
Demmer, Randy	29A	Dodge, Olmsted
Dettmer, Bob	52A	Anoka, Washington
Dill, David	6A	Cook, Lake, St. Louis
Dittrich, Denise	47A	Anoka, Hennepin
Dominguez, Augustine "Willie"	58B	Hennepin
Doty, Al	12B	Crow Wing, Morrison
Drazkowski, Steve	28B	Goodhue, Wabasha, Winona
Eastlund, Rob	17A	Anoka, Chisago, Isanti
Eken, Kent	2A	Becker, Clearwater, Mahnomon, Norman, Polk
Emmer, Tom	19B	Hennepin, Wright
Erhardt, Ron	41A	Hennepin
Erickson, Sondra	16A	Benton, Mille Lacs, Morrison, Sherburne
Faust, Tim	8B	Isanti, Kanabec, Pine
Finstad, Brad	21B	Brown, Redwood, Watowan
Fritz, Patti	26B	Rice, Steele
Gardner, Paul	53A	Anoka, Ramsey
Garofalo, Pat	36B	Dakota, Goodhue
Gottwalt, Steve	15A	Stearns
Greiling, Mindy	54A	Hennepin, Ramsey
Gunther, Bob	24A	Faribault, Martin, Watowan
Hackbarth, Tom	48A	Anoka, Sherburne
Hamilton, Rod	22B	Cottonwood, Jackson, Nobles
Hansen, Rick	39A	Dakota
Hausman, Alice	66B	Ramsey
Haws, Larry	15B	Benton, Sherburne, Stearns
Heidgerken, Bud	13A	Kandiyohi, Pope, Stearns
Hilstrom, Debra	46B	Hennepin

MEMBERS OF THE HOUSE

Name	District	County
Hilty, Bill	8A	Carlton, Pine, St. Louis
Holberg, Mary Liz	36A	Dakota
Hoppe, Joe	34B	Carver, Hennepin
Hornstein, Frank	60B	Hennepin
Hortman, Melissa	47B	Anoka, Hennepin
Hosch, Larry	14B	Stearns
Howes, Larry	4B	Cass, Crow Wing, Hubbard
Huntley, Thomas	7A	St. Louis
Jaros, Mike	7B	St. Louis
Johnson, Sheldon	67B	Ramsey
Juhnke, Al	13B	Kandiyohi
Kahn, Phyllis	59B	Hennepin
Kalin, Jeremy	17B	Chisago
Kelliher, Margaret Anderson	60A	Hennepin
Knuth, Kate	50B	Anoka, Ramsey
Koenen, Lyle	20B	Chippewa, Renville, Yellow Medicine
Kohls, Paul	34A	Carver, Scott
Kranz, Scott	51A	Anoka
Laine, Carolyn	50A	Anoka, Ramsey
Lanning, Morrie	9A	Clay
Lenczewski, Ann	40B	Hennepin
Lesch, John	66A	Ramsey
Liebling, Tina	30A	Olmsted
Lieder, Bernie L.	1B	Marshall, Pennington, Polk, Red Lake
Lillie, Leon	55A	Ramsey
Loeffler, Diane	59A	Hennepin
Madore, Shelley J.	37A	Dakota
Magnus, Doug	22A	Murray, Nobles, Pipestone, Rock
Mahoney, Tim	67A	Ramsey
Mariani, Carlos	65B	Ramsey
Marquart, Paul	9B	Becker, Clay, Traverse, Wilkin
Masin, Sandra A.	38A	Dakota

MEMBERS OF THE HOUSE

Name	District	County
McFarlane, Carol	53B	Ramsey
McNamara, Denny	57B	Dakota, Washington
Moe, Frank	4A	Beltrami, Cass, Itasca
Morgan, Will	40A	Dakota, Scott
Morrow, Terry	23A	Nicollet, Sibley
Mullery, Joe	58A	Hennepin
Murphy, Erin	64A	Ramsey
Murphy, Mary	6B	Carlton, St. Louis
Nelson, Michael	46A	Hennepin
Nornes, Bud	10A	Otter Tail
Norton, Kim	29B	Olmsted
Olin, David M.	1A	Kittson, Marshall, Pennington, Roseau
Olson, Mark	16B	Sherburne
Otremba, Mary Ellen	11B	Douglas, Todd
Ozment, Dennis	37B	Dakota
Paulsen, Erik	42B	Hennepin
Paymar, Michael	64B	Ramsey
Pelowski, Gene Jr.	31A	Houston, Winona
Peppin, Joyce	32A	Hennepin, Wright
Peterson, Aaron	20A	Big Stone, Lac qui Parle, Lincoln, Swift, Yellow Medicine
Peterson, Neil W.	41B	Hennepin
Peterson, Sandra	45A	Hennepin
Poppe, Jeanne	27B	Fillmore, Mower
Rukavina, Tom	5A	St. Louis
Ruth, Connie	26A	Steele, Waseca
Ruud, Maria	42A	Hennepin
Sailer, Brita	2B	Beltrami, Clearwater, Hubbard, Pennington, Polk
Scalze, Bev	54B	Ramsey
Seifert, Marty	21A	Lyon, Redwood
Sertich, Anthony "Tony"	5B	St. Louis
Severson, Dan	14A	Benton, Stearns
Shimanski, Ron	18A	McLeod, Meeker
Simon, Steve	44A	Hennepin

MEMBERS OF THE HOUSE

Name	District	County
Simpson, Dean	10B	Becker, Otter Tail, Wadena
Slawik, Nora	55B	Ramsey, Washington
Slocum, Linda	63B	Hennepin
Smith, Steve	33A	Hennepin
Solberg, Loren A.	3B	Aitkin, Itasca
Swails, Marsha	56B	Washington
Thao, Cy	65A	Ramsey
Thissen, Paul	63A	Hennepin
Tillberry, Tom	51B	Anoka, Ramsey
Tingelstad, Kathy	49B	Anoka
Tschumper, Ken	31B	Fillmore, Houston
Urdahl, Dean	18B	Meeker, Wright
Wagenius, Jean	62B	Hennepin
Walker, Neva	61B	Hennepin
Ward, John	12A	Crow Wing
Wardlow, Lynn	38B	Dakota
Welti, Andy	30B	Olmsted, Wabasha
Westrom, Torrey	11A	Douglas, Grant, Stevens
Winkler, Ryan	44B	Hennepin
Wollschlager, Sandy	28A	Goodhue, Wabasha
Zellers, Kurt	32B	Hennepin

**FIRST SPECIAL SESSION LAWS
OF THE
STATE OF MINNESOTA**

**Enacted by the Eighty-Fifth Legislature
at the First Special Session in 2007,
September 11**

PROCLAMATION FOR SPECIAL SESSION 2007

WHEREAS: The Minnesota Constitution allows the Governor to call a special session of the legislature on "extraordinary occasions;" and

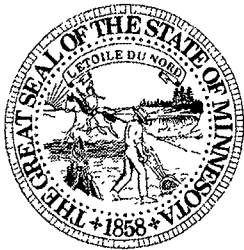
WHEREAS: On August 18 and 19, 2007, extremely heavy rains caused severe flooding in Dodge, Fillmore, Houston, Olmsted, Steele, Wabasha, and Winona Counties and these counties have been declared a major disaster area by the President of the United States; and

WHEREAS: The flooding has caused extensive damage and loss of property to individuals, businesses, and local governments; and

WHEREAS: The Governor has exercised his emergency powers under existing law to direct available agency resources to assist individuals and local governments, however, the immediate needs in the disaster areas exceed the resources available through the federal government and existing state resources; and

WHEREAS: I have consulted with legislative leaders and have reached agreement that immediate action by the state legislature to provide the necessary relief and the people of Minnesota will be best served by a one-day special session with the limited agenda of providing disaster relief in southeastern Minnesota.

NOW THEREFORE, I, TIM PAWLENTY, Governor of Minnesota, do hereby summon you, members of the Legislature, to convene in Special Session on Tuesday, September 11, 2007 at 5:00 p.m. at the State Capitol in Saint Paul, Minnesota.



IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol this 10th day of September in the year of our Lord two thousand and seven, and of the State the one hundred forty-ninth.

TIM PAWLENTY
GOVERNOR

MARK RITCHIE
SECRETARY OF STATE