

STATE OF MINNESOTA

EIGHTY-SEVENTH SESSION — 2011

 EIGHTEENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, FEBRUARY 24, 2011

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

Prayer was offered by Rabbi Lynn C. Liberman, Director of Congregational Learning, Beth Jacob Congregation, Mendota Heights, Minnesota.

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

Speaker Zellers introduced the new House member, Representative Carly Melin from District 5B and announced that she had previously been administered and subscribed to the oath of office on Tuesday, February 22, 2011 and that her election certificate was on file. She was elected in a special election held on Tuesday, February 15, 2011 to replace Representative Tony Sertich, whose resignation was effective at the end of the day on Thursday, January 13, 2011.

The roll was called and the following members were present:

Abeler	Davnie	Hancock	Lanning	Murdock	Scott
Anderson, B.	Dean	Hansen	Leidiger	Murphy, E.	Shimanski
Anderson, D.	Dettmer	Hausman	LeMieur	Murphy, M.	Simon
Anderson, P.	Dittrich	Hayden	Lenczewski	Murray	Slawik
Anderson, S.	Doepke	Hilstrom	Lesch	Myhra	Smith
Anzels	Downey	Hilty	Liebling	Nelson	Stensrud
Atkins	Drazkowski	Holberg	Lillie	Nornes	Swedzinski
Banaian	Eken	Hoppe	Loeffler	Norton	Thissen
Barrett	Erickson	Hornstein	Lohmer	O'Driscoll	Tillberry
Beard	Fabian	Hortman	Loon	Paymar	Torkelson
Benson, J.	Falk	Hosch	Mack	Pelowski	Urdahl
Benson, M.	Franson	Huntley	Mariani	Peppin	Vogel
Bills	Fritz	Johnson	Marquart	Persell	Wagenius
Brynaert	Garofalo	Kahn	Mazorol	Petersen, B.	Ward
Buesgens	Gauthier	Kath	McDonald	Peterson, S.	Wardlow
Carlson	Gottwalt	Kelly	McElftrick	Poppe	Westrom
Champion	Greene	Kieffer	McFarlane	Quam	Winkler
Clark	Greiling	Kiel	McNamara	Rukavina	Woodard
Cornish	Gruenhagen	Kiffmeyer	Melin	Runbeck	Spk. Zellers
Crawford	Gunther	Knuth	Moran	Sanders	
Daudt	Hackbarth	Koenen	Morrow	Scalze	
Davids	Hamilton	Kriesel	Mullery	Schomacker	

A quorum was present.

Dill, Howes, Laine, Mahoney and Slocum were excused.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 52, A bill for an act relating to local government; providing for variances from city, county, and town zoning controls and ordinances; amending Minnesota Statutes 2010, sections 394.27, subdivision 7; 462.357, subdivision 6.

Reported the same back with the following amendments:

Page 2, line 6, delete the new language

Page 2, line 7, delete the new language and reinstate the stricken language

Page 2, line 8, delete the new language and reinstate "the public interest"

Page 3, line 11, delete the new language and reinstate the stricken language

Page 3, line 12, delete the new language

With the recommendation that when so amended the bill pass.

The report was adopted.

Gottwalt from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 135, A bill for an act relating to natural resources; modifying authority to regulate wells; amending Minnesota Statutes 2010, sections 110A.02, subdivision 4; 412.221, subdivision 11.

Reported the same back with the following amendments:

Page 1, line 14, after the period, insert "A board cannot regulate the construction or use of private wells."

Page 1, after line 18, insert:

"Sec. 3. [465.605] PRIVATE WELLS.

A home rule charter city or statutory city cannot regulate the construction or use of private wells."

Correct the title numbers accordingly

With the recommendation that when so amended the bill be re-referred to the Committee on Government Operations and Elections without further recommendation.

The report was adopted.

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 206, A bill for an act relating to the permanent school fund; modifying the membership of the advisory committee; amending Minnesota Statutes 2010, section 127A.30, subdivision 1.

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

The report was adopted.

Gottwalt from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 235, A bill for an act relating to human services; enacting Hannah's Law by modifying cardiopulmonary resuscitation requirements for child care center staff; amending Minnesota Statutes 2010, section 245A.40, subdivision 4.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **HANNAH'S LAW.**

This act may be cited as "Hannah's Law."

Sec. 2. Minnesota Statutes 2010, section 245A.40, subdivision 4, is amended to read:

Subd. 4. **Cardiopulmonary resuscitation.** (a) ~~When children are present~~ All teachers and assistant teachers in a child care center governed by Minnesota Rules, parts 9503.0005 to 9503.0170, and at least one staff person must be present in the center who has been trained during field trips and when transporting children in care, must satisfactorily complete training in cardiopulmonary resuscitation (CPR) and in the treatment of obstructed airways that includes CPR techniques for infants and children. The CPR training must be completed within 90 days of the start of work, unless the training has been completed within the previous three years. The CPR training must have been provided by an individual approved to provide CPR instruction, must be repeated at least once every three years, and must be documented in the staff person's records.

(b) CPR training may be provided for less than four hours.

(c) ~~Persons qualified to provide CPR training shall include individuals approved as CPR instructors.~~ Persons providing CPR training must use CPR training that has been developed:

(1) by the American Heart Association or the American Red Cross and incorporates psychomotor skills to support the instruction; or

(2) using nationally recognized, evidence-based guidelines for CPR and incorporates psychomotor skills to support the instruction."

With the recommendation that when so amended the bill pass.

The report was adopted.

Gottwalt from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 262, A bill for an act relating to human services; adding community paramedics to the list of community health workers; amending Minnesota Statutes 2010, section 256B.0625, subdivision 49.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 144E.001, is amended by adding a subdivision to read:

Subd. 5f. **Emergency medical technician-community paramedic or EMT-CP.** "Emergency medical technician-community paramedic" or "EMT-CP" means a person who is employed by a licensed ambulance service, is currently certified in Minnesota as an EMT-P, and who meets the additional requirements for certification as an EMT-CP specified in section 144E.28, subdivision 9.

EFFECTIVE DATE. This section is effective July 1, 2011.

Sec. 2. Minnesota Statutes 2010, section 144E.28, is amended by adding a subdivision to read:

Subd. 9. **Community paramedics.** (a) To be eligible for certification by the board as an EMT-CP, an individual shall:

(1) be currently certified as a Minnesota EMT-P, and have two years of full-time service as an EMT-P, or its part-time equivalent; and

(2) successfully complete a community paramedic training program from a Minnesota-accredited college or university. The clinical experience provided to students in the program must be under the supervision of an ambulance medical director, advanced practice nurse, physician assistant, or public health nurse operating under the direct authority of a local unit of government.

(b) A community paramedic must practice in accordance with protocols and supervisory standards established by the ambulance service medical director as provided under section 144E.265.

(c) A community paramedic is subject to all certification, disciplinary, complaint, and other regulatory requirements that apply to an EMT-P under this chapter.

(d) To prevent duplication of services, community paramedics may be included in the patient care plan, which must be developed in coordination with other local providers, including hospitals and clinics and other entities such as health care homes and local public health agencies.

EFFECTIVE DATE. This section is effective July 1, 2011.

Sec. 3. Minnesota Statutes 2010, section 256B.0625, is amended by adding a subdivision to read:

Subd. 55. **Community paramedic services.** (a) Medical assistance covers the following services, when provided by a community paramedic certified under section 144E.28, subdivision 9: chronic disease monitoring and treatment; performance of minor medical procedures intended to prevent avoidable ambulance transportation or avoidable hospital emergency department use; provision of patient information and care referral options for meeting physical and mental health care needs; and other services approved by the commissioner.

(b) The commissioner, in consultation with representatives of emergency medical service providers and local public health agencies, shall establish a payment rate for services performed by community paramedics. All payments for community paramedic services must be provided to the medical assistance-enrolled provider, which may only be an ambulance service licensed under chapter 144E.

EFFECTIVE DATE. This section is effective July 1, 2011.

Sec. 4. **EVALUATION OF COMMUNITY PARAMEDIC SERVICES.**

The commissioner of human services, in cooperation with the commissioner of health, shall evaluate the effect of medical assistance and MinnesotaCare coverage of community paramedic services on the cost and quality of care under those programs, and shall present findings to the legislature by December 1, 2014."

Delete the title and insert:

"A bill for an act relating to human services; creating a certification for community paramedics; requiring medical assistance coverage of certain community paramedic services; requiring a report; amending Minnesota Statutes 2010, sections 144E.001, by adding a subdivision; 144E.28, by adding a subdivision; 256B.0625, by adding a subdivision."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Health and Human Services Finance.

The report was adopted.

Westrom from the Committee on Civil Law to which was referred:

H. F. No. 264, A bill for an act relating to civil actions; prohibiting actions against certain persons for weight gain as a result of consuming certain foods; proposing coding for new law in Minnesota Statutes, chapter 604.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Agriculture and Rural Development Policy and Finance.

The report was adopted.

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 281, A bill for an act relating to elections; increasing the time provided for canvassing state primary election returns; amending Minnesota Statutes 2010, section 204C.32.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 204C.32, subdivision 1, is amended to read:

Subdivision 1. **County canvass.** The county canvassing board shall meet at the county auditor's office on either the second or third day following the state primary. After taking the oath of office, the canvassing board shall publicly canvass the election returns delivered to the county auditor. The board shall complete the canvass ~~on the third day following the state primary~~ and shall promptly prepare and file with the county auditor a report that states:

- (a) the number of individuals voting at the election in the county, and in each precinct;
- (b) the number of individuals registering to vote on election day and the number of individuals registered before election day in each precinct;
- (c) for each major political party, the names of the candidates running for each partisan office and the number of votes received by each candidate in the county and in each precinct;
- (d) the names of the candidates of each major political party who are nominated; and
- (e) the number of votes received by each of the candidates for nonpartisan office in each precinct in the county and the names of the candidates nominated for nonpartisan office.

Upon completion of the canvass, the county auditor shall mail or deliver a notice of nomination to each nominee for county office voted for only in that county. The county auditor shall transmit one of the certified copies of the county canvassing board report for state and federal offices to the secretary of state by express mail or similar service immediately upon conclusion of the county canvass. The secretary of state shall mail a notice of nomination to each nominee for state or federal office.

Sec. 2. Minnesota Statutes 2010, section 205.065, subdivision 5, is amended to read:

Subd. 5. **Results.** (a) The municipal primary shall be conducted and the returns made in the manner provided for the state primary so far as practicable. Except as otherwise provided in this subdivision, on the third day after the primary, the governing body of the municipality shall canvass the returns, and the two candidates for each office who receive the highest number of votes, or a number of candidates equal to twice the number of individuals to be elected to the office, who receive the highest number of votes, shall be the nominees for the office named. Their names shall be certified to the municipal clerk who shall place them on the municipal general election ballot without partisan designation and without payment of an additional fee.

(b) A canvass may be conducted on the second day after the primary if the county auditor of each county in which the municipality is located agrees to administratively review the municipality's returns for accuracy and completeness within a time that permits the canvass to be conducted on that day.

Sec. 3. Minnesota Statutes 2010, section 205A.03, subdivision 4, is amended to read:

Subd. 4. **Results.** (a) The school district primary must be conducted and the returns made in the manner provided for the state primary as far as practicable. Except as otherwise provided in this subdivision, on the third day after the primary, the school board of the school district shall canvass the returns, and the two candidates for each specified school board position who receive the highest number of votes, or a number of candidates equal to twice the number of individuals to be elected to at-large school board positions who receive the highest number of votes, are the nominees for the office named. Their names must be certified to the school district clerk who shall place them on the school district general election ballot without partisan designation and without payment of an additional fee.

(b) A canvass may be conducted on the second day after the primary if the county auditor of each county in which the school district is located agrees to administratively review the school district's returns for accuracy and completeness within a time that permits the canvass to be conducted on that day."

Delete the title and insert:

"A bill for an act relating to elections; changing certain primary canvassing requirements; amending Minnesota Statutes 2010, sections 204C.32, subdivision 1; 205.065, subdivision 5; 205A.03, subdivision 4."

With the recommendation that when so amended the bill pass.

The report was adopted.

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 299, A bill for an act relating to state government; establishing a retained savings program for executive branch agencies; proposing coding for new law in Minnesota Statutes, chapter 15.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **[15.76] SAVI PROGRAM.**

Subdivision 1. Program established. The state agency value initiative (SAVI) program is established to encourage state agencies to identify cost-effective and efficiency measures in agency programs and operations that result in cost savings for the state. All state agencies, including Minnesota State Colleges and Universities, may participate in this program.

Subd. 2. Retained savings. (a) In order to encourage innovation and creative cost savings by state employees, upon approval of the commissioner of management and budget, 50 percent of any unspent funds from the agency biennial appropriation from the general fund or other fund may be carried forward and retained by the agency to fund specific agency proposals or projects. Agencies choosing to spend retained savings funds must ensure that project expenditures do not create future obligations beyond the amounts available from the retained savings. The retained savings must be used only to fund projects that directly support the agency's mission. This section does not restrict authority granted by other law to carry forward money for a different period or for different purposes.

(b) This section supersedes any contrary provision of section 16A.28.

Subd. 3. Special peer review panel. Each participating agency must organize a peer review panel that will determine which proposal or project receives funding from the SAVI program. The peer review panel must be comprised of department employees who are credited with cost-savings initiatives and department managers. The ratio between managers and department employees must be balanced.

Subd. 4. SAVI-dedicated account. Each agency that participates in the SAVI program shall have a SAVI-dedicated account in the special revenue fund into which the agency's savings are deposited. The agency will manage and review projects that are funded from this account. Money in the account is appropriated to the participating agency for purposes authorized by this section.

Subd. 5. Expiration. This section expires June 30, 2018.

EFFECTIVE DATE. This section is effective June 30, 2013, and first applies to funds to be carried forward from the biennium ending June 30, 2013, to the biennium beginning July 1, 2013.

Sec. 2. Minnesota Statutes 2010, section 16A.28, subdivision 3, is amended to read:

Subd. 3. **Lapse.** Any portion of any appropriation not carried forward and remaining unexpended and unencumbered at the close of a fiscal year lapses to the fund from which it was originally appropriated. Except as provided in section 15.76, any appropriation amounts not carried forward and remaining unexpended and unencumbered at the close of a biennium lapse to the fund from which the appropriation was made.

EFFECTIVE DATE. This section is effective June 30, 2013."

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass and be re-referred to the Committee on State Government Finance.

The report was adopted.

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 305, A bill for an act relating to financial institutions; authorizing a detached facility in Northern Township under certain conditions.

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

The report was adopted.

Erickson from the Committee on Education Reform to which was referred:

H. F. No. 355, A bill for an act relating to education; reducing mandates for home schools; relieving superintendents of certain reporting requirements; amending Minnesota Statutes 2010, sections 120A.22, subdivision 11; 120A.24; 121A.15, subdivision 8; 123B.42, subdivision 1; 123B.44, subdivision 1; 171.05, subdivision 2; 171.17, subdivision 1; 171.22, subdivision 1; 181A.05, subdivision 1; repealing Minnesota Statutes 2010, section 120A.26, subdivisions 1, 2.

Reported the same back with the following amendments:

Page 4, line 2, strike "and" and after "4" insert ", and 12"

Page 4, line 3, after "homeschooling" insert "in Minnesota"

Page 5, line 17, after "area" insert "with a total enrollment of more than 15 pupils"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Education Finance.

The report was adopted.

Westrom from the Committee on Civil Law to which was referred:

H. F. No. 362, A bill for an act relating to real property; allowing common interest community unit owners to obtain copies of association records; amending Minnesota Statutes 2010, section 515B.3-118.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 515B.3-118, is amended to read:

515B.3-118 ASSOCIATION RECORDS.

The association shall keep adequate records of its membership, unit owners meetings, board of directors meetings, committee meetings, contracts, leases and other agreements to which the association is a party, and material correspondence and memoranda relating to its operations. The association shall keep financial records sufficiently detailed to enable the association to comply with sections 515B.3-106, paragraph (b), and 515B.4-107. All records, except records relating to information that was the basis for closing a board meeting under section 515B.3-103, paragraph (g), shall be made reasonably available for examination and copying by any unit owner or the unit owner's authorized agent, subject to the applicable statutes. The association may require the unit owner or the authorized agent to pay a fee for the copies, which may include:

(1) the actual costs of making or electronically transmitting the copies and searching for and retrieving the requested records, including the cost of agent or employee time for responding to the request; or

(2) if 100 or fewer pages of black and white, letter or legal size paper copies are requested, no more than 25 cents for each page copied, instead of actual costs."

Delete the title and insert:

"A bill for an act relating to real property; allowing common interest community unit owners to obtain copies of association records; specifying access to and charges for copying records; amending Minnesota Statutes 2010, section 515B.3-118."

With the recommendation that when so amended the bill pass.

The report was adopted.

Gottwalt from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 367, A bill for an act relating to health; exempting municipal laboratories from certification; amending Minnesota Statutes 2010, section 144.98, by adding a subdivision.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Health and Human Services Finance.

The report was adopted.

Westrom from the Committee on Civil Law to which was referred:

H. F. No. 396, A bill for an act relating to real property; making clarifying, technical, and conforming changes to the Minnesota Common Interest Ownership Act; amending Minnesota Statutes 2010, sections 515B.1-102; 515B.1-103; 515B.1-116; 515B.2-109; 515B.2-110; 515B.2-121; 515B.2-124; 515B.3-102; 515B.3-104; 515B.3-105; 515B.3-114; 515B.3-115; 515B.4-102; 515B.4-115; proposing coding for new law in Minnesota Statutes, chapter 515B.

Reported the same back with the following amendments:

Page 46, line 35, delete "515B.3-115(e)(1)" and insert "515B.3-1151(e)(1)"

Page 47, line 15, delete "515B.3-115(e)(2)" and insert "515B.3-1151(e)(2)"

Page 67, line 9, delete ", and successor purchasers' successors"

Page 67, line 10, delete "and assigns" and after the period, insert "If an agreement reducing the period of limitations is recorded in compliance with applicable law, the agreement is binding on the purchaser's and copurchaser's successors in title to the unit."

With the recommendation that when so amended the bill pass.

The report was adopted.

Cornish from the Committee on Public Safety and Crime Prevention Policy and Finance to which was referred:

H. F. No. 479, A bill for an act relating to public safety; establishing use of weight of fluid used in a water pipe when determining weight or amount of controlled substance; amending Minnesota Statutes 2010, sections 152.01, subdivisions 9a, 16; 152.021, subdivision 2; 152.022, subdivision 2; 152.023, subdivision 2.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Judiciary Policy and Finance.

The report was adopted.

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 501, A bill for an act relating to public sector labor relations; specifying factors that must be considered in interest arbitration; amending Minnesota Statutes 2010, section 179A.16, subdivision 7.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 179A.16, subdivision 7, is amended to read:

Subd. 7. **Decision by the arbitrator or panel.** (a) The decision must be issued by the arbitrator or a majority vote of the panel. The decision must resolve the issues in dispute between the parties as submitted by the commissioner. For principals and assistant principals, the arbitrator or panel is restricted to selecting between the

final offers of the parties on each impasse item. For other employees, if the parties agree in writing, the arbitrator or panel is restricted to selecting between the final offers of the parties on each impasse item, or the final offer of one or the other parties in its entirety. In considering a dispute and issuing its decision, the arbitrator or panel shall consider the statutory rights and obligations of public employers to efficiently manage and conduct their operations within the legal limitations surrounding the financing of these operations.

(b) An arbitrator must give substantial weight to the following issues and evidence presented by a public employer in determining an interest arbitration award:

(1) decreases in local government aid under sections 477A.011 to 477A.014, market value homestead credit reimbursement under section 273.1384, or other significant declines in revenue experienced by the public employer in the year immediately prior to or during the contract year being considered; and

(2) the general economic condition of the city, including its ability to raise revenues, and property tax burdens on property owners.

(c) When establishing "ability to pay" by a public employer, an arbitrator must not consider budgetary reserves.

(d) An arbitrator must not grant a general increase or external market adjustment greater than voluntarily negotiated by another exclusive representative within the same public employer for the same contract period.

The decision is final and binding on all parties.

The arbitrator or panel shall render its decision within 30 days from the date that all arbitration proceedings have concluded. The arbitrator or panel may not request that the parties waive their right to have the decision rendered within 30 days, unless the commissioner grants an extension of the deadline. The commissioner shall remove from the roster for six months the name of any arbitrator who does not render the decision within 30 days or within the extension granted by the commissioner. The commissioner shall adopt rules establishing criteria to be followed in determining whether an extension should be granted. The decision must be for the period stated in the decision, except that decisions determining contracts for teacher units are effective to the end of the contract period determined by section 179A.20.

The arbitrator or panel shall send its decision to the commissioner, the appropriate representative of the public employer, and the employees. If any issues submitted to arbitration are settled voluntarily before the arbitrator or panel issues a decision, the arbitrator or panel shall report the settlement to the commissioner.

The parties may, at any time before or after issuance of a decision of the arbitrator or panel, agree upon terms and conditions of employment regardless of the terms and conditions of employment determined by the decision. The parties shall, if so agreeing, execute a written contract or memorandum of contract.

EFFECTIVE DATE. This section is effective 2011."

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Civil Law.

The report was adopted.

Peppin from the Committee on Government Operations and Elections to which was referred:

H. F. No. 502, A bill for an act relating to revenue; baseball stadium; modifying permitted use of revenues for other purposes; amending Minnesota Statutes 2010, section 473.757, subdivisions 2, 11.

Reported the same back with the following amendments:

Page 2, line 23, delete "\$" and insert "\$20,000,000"

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Taxes.

The report was adopted.

Erickson from the Committee on Education Reform to which was referred:

H. F. No. 511, A bill for an act relating to education; removing unneeded mandates on public schools; amending Minnesota Statutes 2010, sections 120B.023, subdivision 2; 123A.16, subdivision 1; 123B.02, subdivision 15; 124D.19, subdivision 3; 125A.07; 126C.44; repealing Minnesota Statutes 2010, section 123B.05.

Reported the same back with the following amendments:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 2010, section 13D.02, is amended by adding a subdivision to read:

Subd. 5. **School boards; interactive television technology.** A school board conducting a meeting under this section may use interactive television technology to conduct the meeting if the school board complies with all other requirements under this section."

Page 2, line 29, reinstate the stricken "2010-2011" and delete "2014-2015"

Page 2, line 32, delete "2017-2018" and insert "2014-2015"

Page 2, line 35, delete "2023-2024" and insert "2020-2021"

Page 3, delete section 2

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "unneeded" insert "educational" and delete "on public schools"

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Government Operations and Elections.

The report was adopted.

Garofalo from the Committee on Education Finance to which was referred:

H. F. No. 576, A bill for an act relating to education finance; extending aid shift; amending Minnesota Statutes 2010, section 127A.45, subdivision 2.

Reported the same back with the following amendments:

Page 2, line 4, after "2011" insert ". 2012, and 2013" and reinstate "and 90 in fiscal" and after the stricken "2012" insert "year 2014"

Page 2, after line 5, insert:

"Sec. 2. **REPEALER.**

Minnesota Statutes 2010, section 127A.46, is repealed."

Amend the title as follows:

Page 1, line 2, after the second semicolon, insert "repealing short-term borrowing by modifying payment to districts;"

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass and be re-referred to the Committee on Ways and Means.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 52, 206, 235, 281, 305, 362 and 396 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Clark introduced:

H. F. No. 647, A bill for an act relating to capital investment; appropriating money for the Heart of the Earth Interpretive Center, Minneapolis; authorizing the sale and issuance of state bonds.

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

Clark introduced:

H. F. No. 648, A bill for an act relating to cultural heritage; appropriating money for the Heart of the Earth Interpretive Center in Minneapolis.

The bill was read for the first time and referred to the Legacy Funding Division.

Davids and Runbeck introduced:

H. F. No. 649, A bill for an act relating to local sales taxes; allowing cities to impose a local sales tax if certain criteria are met; amending Minnesota Statutes 2010, section 297A.99, subdivision 1, by adding a subdivision.

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

Kieffer introduced:

H. F. No. 650, A bill for an act relating to transportation; regulating driver education and driver examination related to carbon monoxide poisoning; making technical changes; amending Minnesota Statutes 2010, sections 171.0701; 171.13, subdivision 1, by adding a subdivision.

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

Hancock, Howes, Persell, McNamara and Murdock introduced:

H. F. No. 651, A bill for an act relating to natural resources; establishing LaSalle Lake State Recreation Area as a satellite unit of Itasca State Park; appropriating money; amending Minnesota Statutes 2010, section 85.013, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environment, Energy and Natural Resources Policy and Finance.

Hancock introduced:

H. F. No. 652, A bill for an act relating to human services; increasing the daily rate for an intermediate care facility in Clearwater County; appropriating money.

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

Murdock introduced:

H. F. No. 653, A bill for an act relating to capital investment; appropriating money for a community center, ice arena, and swimming pool in the city of Wadena; authorizing the sale and issuance of state bonds.

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

Wardlow, Dittrich, Mazorol, Runbeck, Pelowski, Downey and Hoppe introduced:

H. F. No. 654, A bill for an act relating to civil actions; reducing the limitation period for bringing certain actions; amending Minnesota Statutes 2010, sections 325D.64; 541.05, subdivision 1.

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

Kieffer and Erickson introduced:

H. F. No. 655, A bill for an act relating to education; removing mathematics GRAD exception; establishing high school assessments to determine college and career readiness; requiring reports; amending Minnesota Statutes 2010, section 120B.30, subdivision 1, by adding a subdivision.

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

Torkelson introduced:

H. F. No. 656, A bill for an act relating to water; appropriating money from the clean water fund; modifying the Clean Water Legacy Act; revising membership and duties of the Clean Water Council; providing appointments; amending Minnesota Statutes 2010, sections 114D.10; 114D.20, subdivisions 1, 2, 3, 6, 7; 114D.30; 114D.35; repealing Minnesota Statutes 2010, section 114D.45.

The bill was read for the first time and referred to the Committee on Environment, Energy and Natural Resources Policy and Finance.

Hoppe, Atkins, Sanders, Davids and Garofalo introduced:

H. F. No. 657, A bill for an act relating to commerce; regulating certain practices with respect to event tickets; establishing minimum standards for consumer protection; proposing coding for new law in Minnesota Statutes, chapter 325E; repealing Minnesota Statutes 2010, section 609.807.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Atkins, Hansen and Lillie introduced:

H. F. No. 658, A bill for an act relating to natural resources; appropriating money for Darvan Acres Nature Center.

The bill was read for the first time and referred to the Committee on Environment, Energy and Natural Resources Policy and Finance.

Atkins introduced:

H. F. No. 659, A bill for an act relating to highways; appropriating money for an interchange; authorizing sale and issuance of trunk highway bonds.

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

McDonald, Cornish, Smith, Slocum and Mullery introduced:

H. F. No. 660, A bill for an act relating to public safety; providing for a 36-month presumptive executed sentence for certain repeat sex offenders; amending Minnesota Statutes 2010, section 609.3455, by adding a subdivision.

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

Hornstein introduced:

H. F. No. 661, A bill for an act relating to municipalities; authorizing municipalities to establish street improvement districts and apportion street improvement fees within districts; requiring adoption of street improvement plan; authorizing collection of fees; proposing coding for new law in Minnesota Statutes, chapter 435.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Kahn, Rukavina, Hornstein, Huntley, Clark, Hayden and Lillie introduced:

H. F. No. 662, A bill for an act relating to agriculture; providing for regulated production of medical marijuana for export; authorizing rulemaking; amending Minnesota Statutes 2010, sections 18J.01; 18J.02; 18J.03; 18J.04, subdivisions 1, 2, 3, 4; 18J.05, subdivisions 1, 2, 6; 18J.06; 18J.07, subdivisions 3, 4, 5; 18J.09; 18J.11, subdivision 1, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 18K.

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

Kahn, Clark, Hornstein, Greiling and Hayden introduced:

H. F. No. 663, A resolution memorializing certain federal agencies concerning Minnesota-licensed health care professionals and their involvement in torture or cruel, inhuman, or degrading treatment or punishment of prisoners.

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

Hackbarth, Hoppe and Downey introduced:

H. F. No. 664, A bill for an act relating to elevators; modifying certain compliance provisions; amending Minnesota Statutes 2010, section 326B.175; proposing coding for new law in Minnesota Statutes, chapter 326B.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Hornstein; Anzelc; Gauthier; Hayden; Clark; Davnie; Kahn; Winkler; Murphy, E.; Paymar and Ward introduced:

H. F. No. 665, A bill for an act relating to taxation; corporate franchise; eliminating the preferences for foreign source income; repealing the subtraction for foreign royalties; expanding the definition of domestic corporations to include certain foreign corporations incorporated in or doing business in tax havens; repealing foreign operating

corporations; amending Minnesota Statutes 2010, sections 289A.08, subdivision 3; 290.01, subdivisions 5, 19c, 19d, by adding a subdivision; 290.17, subdivision 4; repealing Minnesota Statutes 2010, sections 290.01, subdivision 6b; 290.0921, subdivision 7.

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

Mahoney, Howes, LeMieur and Gunther introduced:

H. F. No. 666, A bill for an act relating to labor and industry; modifying annual construction code fund transfers; amending Laws 2007, chapter 140, article 13, section 1.

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

Mahoney, Howes, Anzelc, Gunther, Davids and Clark introduced:

H. F. No. 667, A bill for an act relating to jobs and training; appropriating money for a grant to administer a statewide program for job skills development in Conservation Corps Minnesota.

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

Urdahl and Shimanski introduced:

H. F. No. 668, A bill for an act relating to human services; directing the commissioner of human services to develop a proposal to create a single administrative structure for the delivery of medical nonemergency transportation services in the medical assistance program.

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

Loon, Slawik and Downey introduced:

H. F. No. 669, A bill for an act relating to early childhood education; creating an early childhood education scholarship finance system; providing tax credits for training and retaining early education workers; improving quality early childhood education programming; appropriating money; amending Minnesota Statutes 2010, sections 119B.09, subdivision 5; 119B.13, subdivision 3a; 124D.15, subdivisions 3, 3a; 270B.14, subdivision 1, by adding a subdivision; 290.01, subdivisions 19a, 19c; 290.0674, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 290; proposing coding for new law as Minnesota Statutes, chapter 119C; repealing Minnesota Statutes 2010, section 124D.16, subdivisions 2, 3, 5, 6, 7.

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

Swedzinski, Torkelson and Koenen introduced:

H. F. No. 670, A bill for an act relating to economic development; appropriating money to the Minnesota Inventors Congress.

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

Quam introduced:

H. F. No. 671, A bill for an act relating to education finance; removing an additional integration levy for Special School District No. 1, Minneapolis; amending Minnesota Statutes 2010, section 124D.86, subdivision 3.

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

Dettmer introduced:

H. F. No. 672, A bill for an act relating to education; establishing a pilot project to examine the policy implications of allowing a charter school to become an educational entity within a school district while retaining the autonomy and flexibility of a charter school.

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

Banaian, Downey and Stensrud introduced:

H. F. No. 673, A bill for an act relating to state government; requiring public value impact statements for certain legislation; proposing coding for new law in Minnesota Statutes, chapter 3.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Liebling introduced:

H. F. No. 674, A bill for an act relating to individual income taxation; increasing the threshold requirement for payments of estimated tax; amending Minnesota Statutes 2010, section 289A.25, subdivision 1.

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

Gunther, Mahoney, McFarlane, Hayden, Holberg, Clark, Howes and Mullery introduced:

H. F. No. 675, A bill for an act relating to economic development; modifying requirements of certain grant programs; appropriating money for Twin Cities RISE!; amending Minnesota Statutes 2010, section 116J.8747, subdivision 3.

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

Cornish introduced:

H. F. No. 676, A bill for an act relating to motor vehicles; providing for unmarked vehicle plates for conservation officers; amending Minnesota Statutes 2010, section 168.012, subdivision 1; repealing Minnesota Statutes 2010, section 168.012, subdivision 1b.

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

Kiffmeyer introduced:

H. F. No. 677, A bill for an act relating to education finance; authorizing fund transfers for Independent School District No. 728, Elk River.

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

Slawik introduced:

H. F. No. 678, A bill for an act relating to manufactured homes; establishing remedies and a lien for park owners when a home is abandoned; amending Minnesota Statutes 2010, section 327C.11, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Marquart introduced:

H. F. No. 679, A bill for an act relating to property taxation; requiring the valuation notice to specifically note when a property has been reclassified from the previous assessment year; amending Minnesota Statutes 2010, section 273.121, subdivision 1.

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

Buesgens introduced:

H. F. No. 680, A bill for an act relating to regional rail authorities; eliminating the power to impose property taxes and other property tax funding of authorities; amending Minnesota Statutes 2010, sections 398A.04, subdivision 8; 398A.06, subdivision 2; 398A.07, subdivision 2.

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

Downey, Pelowski, Holberg, Zellers, Marquart, Peppin, Lanning, Scalze, Howes, Poppe, Simon, Atkins and McFarlane introduced:

H. F. No. 681, A bill for an act relating to state government; authorizing issuance of state appropriation bonds; appropriating money; establishing the Minnesota pay for performance pilot program; proposing coding for new law in Minnesota Statutes, chapter 16A.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Kiel, Erickson, Kath and Abeler introduced:

H. F. No. 682, A bill for an act relating to education; modifying the career and technical levy; providing for career and technical education credits; amending Minnesota Statutes 2010, sections 120B.023, subdivision 2; 124D.4531, subdivision 1.

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

Dittrich, Hortman, Abeler and Petersen, B., introduced:

H. F. No. 683, A bill for an act relating to education finance; increasing the equalization aid levels for school funding programs; amending Minnesota Statutes 2010, sections 123B.53, subdivision 5; 123B.57, subdivision 4; 124D.135, subdivision 3; 124D.20, subdivision 5; 124D.22, subdivision 3; 126C.01, by adding subdivisions; 126C.10, subdivisions 13a, 29, 32, 35; 126C.17, subdivisions 5, 6; proposing coding for new law in Minnesota Statutes, chapter 123B; repealing Minnesota Statutes 2010, section 124D.20, subdivision 6.

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

Hansen; Atkins; Murphy, M.; Loeffler; Greiling and Hayden introduced:

H. F. No. 684, A bill for an act relating to capital investment; appropriating money for Mighty Ducks grants for new or renovated air handling systems of indoor ice facilities; authorizing the sale and issuance of state bonds; amending Minnesota Statutes 2010, section 240A.09.

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

Knuth introduced:

H. F. No. 685, A bill for an act relating to family law; modifying provisions governing grandparent visitation; amending Minnesota Statutes 2010, section 257C.08, subdivisions 2, 3; repealing Minnesota Statutes 2010, section 257C.08, subdivision 7.

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

Bills, Fabian, Buesgens, Drazkowski and Erickson introduced:

H. F. No. 686, A bill for an act relating to state government; providing that compensation for legislators and constitutional officers is reduced upon failure to enact balanced budget provisions in a timely manner; proposing coding for new law in Minnesota Statutes, chapter 15A.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Bills and Kriesel introduced:

H. F. No. 687, A bill for an act relating to taxes; providing a refundable credit for reemployment of certain members of the military; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

The bill was read for the first time and referred to the Veterans Services Division.

Simon and Winkler introduced:

H. F. No. 688, A bill for an act relating to capital investment; reauthorizing money to install and construct noise mitigation barriers on freight rail lines; authorizing the sale and issuance of state bonds.

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

Huntley introduced:

H. F. No. 689, A bill for an act relating to human services; modifying the general assistance program; amending Minnesota Statutes 2010, section 256D.06, subdivision 1b.

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

Atkins, Hansen and Lillie introduced:

H. F. No. 690, A bill for an act relating to capital investment; appropriating money for the Darvan Acres Nature Center; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Environment, Energy and Natural Resources Policy and Finance.

Smith introduced:

H. F. No. 691, A bill for an act relating to public safety; requiring law enforcement officers to record the country of citizenship and immigration status of felon arrestees; requiring peace officers to report suspected immigration violations by felon arrestees; proposing coding for new law in Minnesota Statutes, chapter 626.

The bill was read for the first time and referred to the Committee on Public Safety and Crime Prevention Policy and Finance.

Smith introduced:

H. F. No. 692, A bill for an act relating to game and fish; providing for licenses to take deer and angle without a fee upon discharge from military service; amending Minnesota Statutes 2010, section 97A.441, by adding subdivisions.

The bill was read for the first time and referred to the Committee on Environment, Energy and Natural Resources Policy and Finance.

McFarlane, Gunther, Clark and Champion introduced:

H. F. No. 693, A bill for an act relating to economic development; appropriating money for minority business development programs.

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

Hosch; Murphy, E., and Huntley introduced:

H. F. No. 694, A bill for an act relating to human services; modifying requirements for managed care and county-based purchasing plans; providing access to data on provider payment rates; requiring managed care and county-based plans serving state health care program enrollees to annually provide data necessary to conduct cost-effectiveness audits; requiring the commissioner of human services to enter into an interagency agreement with the

commissioner of commerce to conduct a cost-effectiveness audit; reducing payments to managed care plans; establishing a loss ratio for managed care and county-based purchasing plans; establishing an additional performance withhold; establishing a work group on plan regulation and reporting; requiring a report; amending Minnesota Statutes 2010, sections 256B.69, subdivisions 5a, 5i, 6, 9, 9b, by adding subdivisions; 256L.12, subdivision 9, by adding a subdivision.

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

Mack; Cornish; Murphy, M.; Hoppe and Holberg introduced:

H. F. No. 695, A bill for an act relating to civil law; extending civil immunity to municipalities that donate public safety equipment; amending Minnesota Statutes 2010, section 466.03, by adding a subdivision.

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

Runbeck; Petersen, B.; Wardlow; Draskowski and Buesgens introduced:

H. F. No. 696, A bill for an act relating to local government; borrowing authority; repealing the authority to issue bonds payable with property taxes for certain employee benefits; amending Minnesota Statutes 2010, sections 475.51, subdivision 4; 475.52, subdivision 6; 475.58, subdivision 1.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Runbeck introduced:

H. F. No. 697, A bill for an act relating to corporations; providing for incorporation of for-profit community enhancement corporations; proposing coding for new law as Minnesota Statutes, chapter 304A.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Draskowski introduced:

H. F. No. 698, A bill for an act relating to local government; repealing comparable worth requirements; amending Minnesota Statutes 2010, sections 13.202, subdivision 9; 128C.20, subdivision 1; 383B.914, subdivision 1; 465.719, subdivision 9; repealing Minnesota Statutes 2010, sections 43A.04, subdivision 10; 128C.15, subdivision 3; 471.991; 471.992; 471.993; 471.994; 471.995; 471.9966; 471.997; 471.9981; 471.999.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Peterson, S., introduced:

H. F. No. 699, A bill for an act relating to veterans; changing the requirement for certain exams that a veteran must be 50 percent or more disabled to receive disabled veterans preference points; amending Minnesota Statutes 2010, section 197.455, subdivision 6.

The bill was read for the first time and referred to the Veterans Services Division.

Simon, Winkler, Gauthier and Scalze introduced:

H. F. No. 700, A bill for an act relating to elections; specifying criminal penalties for certain violations; amending Minnesota Statutes 2010, sections 201.054, subdivision 2; 201.27, subdivision 3; 204C.14.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Dauids introduced:

H. F. No. 701, A bill for an act relating to taxation; requiring the Department of Revenue to conduct a study on income tax reciprocity with Wisconsin; requiring a report.

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

Lesch; Murphy, E.; Tillberry and Paymar introduced:

H. F. No. 702, A bill for an act relating to dogs and cats; providing for licensing and inspection of certain dog and cat breeders; proposing coding for new law in Minnesota Statutes, chapter 347.

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

Loon, Hilstrom, Stensrud, Daudt, Davnie, Winkler, Loeffler, Mack and Kelly introduced:

H. F. No. 703, A bill for an act relating to liquor; allowing the holder of certain brewer's license to operate an on-sale facility; proposing coding for new law in Minnesota Statutes, chapter 340A.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Gruenhagen and Bills introduced:

H. F. No. 704, A bill for an act relating to civil actions; regulating the admissibility of seat belt use evidence in certain civil actions; repealing Minnesota Statutes 2010, section 169.685, subdivision 4.

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

Crawford, McDonald, LeMieur, Runbeck, Barrett, Erickson, Davids, Bills, Wardlow, Marquart and Mack introduced:

H. F. No. 705, A bill for an act relating to local government; permitting counties to perform private audit meeting standards of state auditor; permitting federal single audit for cities and counties; eliminating certain mandated reporting; providing for alternative Web site publication; making building code official designation permissive; modifying certain mandates for municipal planning process; repealing mandate of clerk hire in certain counties; repealing provisions on seed and feed loans; repealing certain mandates regarding group insurance for governmental units; repealing mandate for policy on out-of-state travel; amending Minnesota Statutes 2010, sections 6.48; 299A.77; 326B.133, subdivision 1; 331A.12; 462.355, subdivision 4; 471.697, by adding a subdivision;

proposing coding for new law in Minnesota Statutes, chapter 6; repealing Minnesota Statutes 2010, sections 326B.145; 340A.403, subdivision 4; 382.265; 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; 395.24; 471.6161, subdivision 5; 471.661.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

Hancock and Persell introduced:

H. F. No. 706, A bill for an act relating to taxation; sales and use; exempting certain aircraft from the sales and use tax; amending Minnesota Statutes 2010, section 297A.82, subdivision 4.

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

Champion introduced:

H. F. No. 707, A bill for an act relating to commerce; prohibiting a seller of goods or services from accepting a financial transaction card in payment unless photo identification is produced; proposing coding for new law in Minnesota Statutes, chapter 325G.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Champion introduced:

H. F. No. 708, A bill for an act relating to courts; modifying determination of when a party prevails on a claim removed from conciliation court to district court for the purposes of recovering district court costs; amending Minnesota Statutes 2010, section 491A.02, subdivision 7.

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

Champion introduced:

H. F. No. 709, A bill for an act relating to public safety; establishing certificates of good conduct and describing the effects of a certificate and eligibility for one; appropriating money; amending Minnesota Statutes 2010, sections 364.03, subdivision 3; 364.09; 609A.03, subdivisions 1, 2; 611A.06, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapter 364.

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

Champion introduced:

H. F. No. 710, A bill for an act relating to public safety; authorizing the expungement of criminal records for certain individuals who have received stays of adjudication or diversion; authorizing expungements without petitions in certain cases where charges were dismissed against a person upon prosecutorial approval and with victim notification; requiring persons petitioning for an expungement to provide a copy of the criminal complaint or

police report; authorizing the opening of certain expunged records without a court hearing; amending Minnesota Statutes 2010, sections 609A.02, subdivision 3; 609A.03, subdivisions 2, 7; proposing coding for new law in Minnesota Statutes, chapter 609A.

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

Wardlow, Runbeck, Crawford and Erickson introduced:

H. F. No. 711, A bill for an act relating to taxation; individual income; providing an exclusion for long-term capital gains; amending Minnesota Statutes 2010, sections 290.01, subdivision 19b; 290.091, subdivision 2.

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

Nornes, Westrom, Murdock, Cornish, Dettmer, Falk and LeMieur introduced:

H. F. No. 712, A bill for an act relating to transportation; authorizing mini truck operation on local roads; eliminating special permits for mini truck operation; amending Minnesota Statutes 2010, sections 168.002, subdivision 24; 168A.05, by adding a subdivision; 169.045; Laws 2009, chapter 158, section 10; proposing coding for new law in Minnesota Statutes, chapter 169.

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

Brynaert, Morrow and Cornish introduced:

H. F. No. 713, A bill for an act relating to capital investment; appropriating money for a clinical science building at Minnesota State University, Mankato; authorizing the sale and issuance of state bonds.

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

Clark and Hornstein introduced:

H. F. No. 714, A bill for an act relating to transportation; regulating design, accessibility, and maintenance of transit shelters and stops; requiring access in special transportation service buses; proposing coding for new law in Minnesota Statutes, chapter 473.

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

Persell introduced:

H. F. No. 715, A bill for an act relating to capital investment; appropriating money for the Paul Bunyan Trail; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Environment, Energy and Natural Resources Policy and Finance.

Gunther, Hamilton, Morrow and Hackbarth introduced:

H. F. No. 716, A bill for an act relating to environment; requiring rulemaking for mandatory environmental assessment worksheet categories.

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

Abeler introduced:

H. F. No. 717, A bill for an act relating to higher education; requiring credit transfer within the Minnesota State Colleges and Universities system.

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

Champion introduced:

H. F. No. 718, A bill for an act relating to civil rights; requiring notices of restoration of civil rights and of possible loss of civil rights; proposing coding for new law in Minnesota Statutes, chapters 201; 243; 630.

The bill was read for the first time and referred to the Committee on Government Operations and Elections.

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:

H. F. No. 55, A bill for an act relating to state lands; modifying stream easement acquisition provisions; modifying state park, state forest, and land exchange provisions; adding to and deleting from state parks and state forests; authorizing public and private sales, conveyances, and exchanges of certain state land; amending Minnesota Statutes 2010, sections 84.0272, subdivision 2; 85.012, subdivision 40; 89.021, by adding a subdivision; 89.032, subdivision 2; 94.342, by adding a subdivision.

CAL R. LUDEMAN, Secretary of the Senate

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Dean 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 for Thursday, February 24, 2011:

H. F. Nos. 79, 103, 57, 141, 88 and 203.

CALENDAR FOR THE DAY

H. F. No. 103, A bill for an act relating to unemployment insurance; modifying certain eligibility and extension provisions; amending Minnesota Statutes 2010, section 268.085, subdivision 9.

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 126 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Abeler	Davnie	Hancock	Kriesel	Morrow	Scalze
Anderson, B.	Dean	Hansen	Lanning	Mullery	Schomacker
Anderson, D.	Dettmer	Hausman	Leidiger	Murdock	Scott
Anderson, P.	Dittrich	Hayden	LeMieur	Murphy, E.	Shimanski
Anderson, S.	Doepke	Hilstrom	Lenczewski	Murphy, M.	Simon
Anzelc	Drazkowski	Hilty	Lesch	Murray	Slawik
Atkins	Eken	Holberg	Liebling	Myhra	Smith
Banaian	Erickson	Hoppe	Lillie	Nelson	Stensrud
Barrett	Fabian	Hornstein	Loeffler	Nornes	Swedzinski
Beard	Falk	Hortman	Lohmer	Norton	Thissen
Benson, J.	Franson	Hosch	Loon	O'Driscoll	Tillberry
Benson, M.	Fritz	Huntley	Mack	Paymar	Torkelson
Bills	Garofalo	Johnson	Mariani	Pelowski	Urdahl
Brynaert	Gauthier	Kahn	Marquart	Persell	Vogel
Carlson	Gottwalt	Kath	Mazorol	Petersen, B.	Wagenius
Champion	Greene	Kelly	McDonald	Peterson, S.	Ward
Clark	Greiling	Kieffer	McElfattrick	Poppe	Wardlow
Cornish	Gruenhagen	Kiel	McFarlane	Quam	Westrom
Crawford	Gunther	Kiffmeyer	McNamara	Rukavina	Winkler
Daudt	Hackbarth	Knuth	Melin	Runbeck	Woodard
Davids	Hamilton	Koenen	Moran	Sanders	Spk. Zellers

Those who voted in the negative were:

Buesgens	Downey	Peppin
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The bill was passed and its title agreed to.

H. F. No. 57 was reported to the House.

Morrow, Kriesel and McNamara moved to amend H. F. No. 57 as follows:

Page 2, after line 15, insert:

"Sec. 2. Minnesota Statutes 2010, section 169A.20, subdivision 1, is amended to read:

Subdivision 1. **Driving while impaired crime; motor vehicle.** It is a crime for any person to drive, operate, or be in physical control of any motor vehicle, as defined in section 169A.03, subdivision 15, except for motorboats in operation and off-road recreational vehicles, within this state or on any boundary water of this state when:

(1) the person is under the influence of alcohol;

(2) the person is under the influence of a controlled substance or a substance listed in section 152.027, subdivision 6;

(3) the person is knowingly under the influence of a hazardous substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the motor vehicle;

(4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);

(5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the motor vehicle is 0.08 or more;

(6) the vehicle is a commercial motor vehicle and the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the commercial motor vehicle is 0.04 or more; or

(7) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

EFFECTIVE DATE. This section is effective August 1, 2011, and applies to crimes committed on or after that date.

Sec. 3. Minnesota Statutes 2010, section 169A.20, subdivision 1a, is amended to read:

Subd. 1a. **Driving while impaired crime; motorboat in operation.** It is a crime for any person to operate or be in physical control of a motorboat in operation on any waters or boundary water of this state when:

(1) the person is under the influence of alcohol;

(2) the person is under the influence of a controlled substance or a substance listed in section 152.027, subdivision 6;

(3) the person is knowingly under the influence of a hazardous substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the motorboat;

(4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);

(5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the motorboat is 0.08 or more; or

(6) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

EFFECTIVE DATE. This section is effective August 1, 2011, and applies to crimes committed on or after that date.

Sec. 4. Minnesota Statutes 2010, section 169A.20, subdivision 1b, is amended to read:

Subd. 1b. **Driving while impaired crime; snowmobile and all-terrain vehicle.** It is a crime for any person to operate or be in physical control of a snowmobile as defined in section 84.81, subdivision 3, or all-terrain vehicle as defined in section 84.92, subdivision 8, anywhere in this state or on the ice of any boundary water of this state when:

(1) the person is under the influence of alcohol;

(2) the person is under the influence of a controlled substance or a substance listed in section 152.027, subdivision 6;

(3) the person is knowingly under the influence of a hazardous substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the snowmobile or all-terrain vehicle;

(4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);

(5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the snowmobile or all-terrain vehicle is 0.08 or more; or

(6) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

EFFECTIVE DATE. This section is effective August 1, 2011, and applies to crimes committed on or after that date.

Sec. 5. Minnesota Statutes 2010, section 169A.20, subdivision 1c, is amended to read:

Subd. 1c. **Driving while impaired crime; off-highway motorcycle and off-road vehicle.** It is a crime for any person to operate or be in physical control of any off-highway motorcycle as defined in section 84.787, subdivision 7, or any off-road vehicle as defined in section 84.797, subdivision 7, anywhere in this state or on the ice of any boundary water of this state when:

(1) the person is under the influence of alcohol;

(2) the person is under the influence of a controlled substance or a substance listed in section 152.027, subdivision 6;

(3) the person is knowingly under the influence of a hazardous substance that affects the nervous system, brain, or muscles of the person so as to substantially impair the person's ability to drive or operate the off-highway motorcycle or off-road vehicle;

(4) the person is under the influence of a combination of any two or more of the elements named in clauses (1) to (3);

(5) the person's alcohol concentration at the time, or as measured within two hours of the time, of driving, operating, or being in physical control of the off-highway motorcycle or off-road vehicle is 0.08 or more; or

(6) the person's body contains any amount of a controlled substance listed in Schedule I or II, or its metabolite, other than marijuana or tetrahydrocannabinols.

EFFECTIVE DATE. This section is effective August 1, 2011, and applies to crimes committed on or after that date."

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 57, A bill for an act relating to public safety; establishing the crimes of sale or possession of synthetic cannabinoids; including a person under the influence of a synthetic cannabinoid for a driving while impaired crime; providing for a penalty; amending Minnesota Statutes 2010, sections 152.027, by adding a subdivision; 169A.20, subdivisions 1, 1a, 1b, 1c.

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 124 yeas and 4 nays as follows:

Those who voted in the affirmative were:

Abeler	Davnie	Hancock	Kriesel	Mullery	Scott
Anderson, B.	Dean	Hansen	Lanning	Murdock	Shimanski
Anderson, D.	Dettmer	Hausman	Leidiger	Murphy, E.	Simon
Anderson, P.	Dittrich	Hayden	LeMieur	Murphy, M.	Slawik
Anderson, S.	Doepke	Hilstrom	Lenczewski	Murray	Smith
Anzelc	Downey	Hilty	Liebling	Myhra	Stensrud
Atkins	Drazkowski	Holberg	Lillie	Nelson	Swedzinski
Banaian	Eken	Hoppe	Loeffler	Nornes	Thissen
Barrett	Erickson	Hornstein	Lohmer	Norton	Tillberry
Beard	Fabian	Hortman	Loon	O'Driscoll	Torkelson
Benson, J.	Falk	Hosch	Mack	Pelowski	Urdahl
Benson, M.	Franson	Huntley	Mariani	Peppin	Vogel
Bills	Fritz	Johnson	Marquart	Persell	Wagenius
Brynaert	Garofalo	Kahn	Mazorol	Petersen, B.	Ward
Carlson	Gauthier	Kath	McDonald	Peterson, S.	Wardlow
Champion	Gottwalt	Kelly	McElfrick	Poppe	Westrom
Clark	Greene	Kieffer	McFarlane	Quam	Winkler
Cornish	Greiling	Kiel	McNamara	Runbeck	Woodard
Crawford	Gruenhagen	Kiffmeyer	Melin	Sanders	Spk. Zellers
Daudt	Gunther	Knuth	Moran	Scalze	
Davids	Hamilton	Koenen	Morrow	Schomacker	

Those who voted in the negative were:

Buesgens	Hackbarth	Lesch	Rukavina
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The bill was passed, as amended, and its title agreed to.

H. F. No. 141, A bill for an act relating to public safety; increasing penalties for injuring public safety dogs; amending Minnesota Statutes 2010, section 609.596.

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 107 yeas and 22 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Banaian	Bills	Clark	Davids
Anderson, D.	Anzelc	Benson, J.	Brynaert	Cornish	Davnie
Anderson, P.	Atkins	Benson, M.	Carlson	Daudt	Dettmer

Dittrich	Hansen	Kiffmeyer	McDonald	O'Driscoll	Smith
Doepke	Hausman	Knuth	McElfatrick	Paymar	Stensrud
Eken	Hayden	Kriesel	McFarlane	Pelowski	Swedzinski
Erickson	Hilstrom	Lanning	McNamara	Petersen, B.	Thissen
Fabian	Hoppe	Leidiger	Melin	Peterson, S.	Tillberry
Franson	Hornstein	LeMieur	Morrow	Poppe	Torkelson
Fritz	Hortman	Lenczewski	Mullery	Quam	Urdahl
Garofalo	Hosch	Lesch	Murdock	Runbeck	Vogel
Gauthier	Huntley	Lillie	Murphy, E.	Sanders	Wagenius
Gottwalt	Johnson	Lohmer	Murphy, M.	Scalze	Ward
Greene	Kahn	Loon	Murray	Schomacker	Wardlow
Greiling	Kath	Mack	Myhra	Scott	Winkler
Gunther	Kelly	Mariani	Nelson	Shimanski	Woodard
Hamilton	Kieffer	Marquart	Nornes	Simon	Spk. Zellers
Hancock	Kiel	Mazorol	Norton	Slawik	

Those who voted in the negative were:

Anderson, B.	Champion	Drazkowski	Hilty	Loeffler	Rukavina
Barrett	Crawford	Falk	Holberg	Moran	Westrom
Beard	Dean	Gruenhagen	Koenen	Peppin	
Buesgens	Downey	Hackbarth	Liebling	Persell	

The bill was passed and its title agreed to.

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 4:

Peppin, Hoppe and Mahoney.

MOTIONS AND RESOLUTIONS

Gottwalt moved that the name of McFarlane be added as an author on H. F. No. 29. The motion prevailed.

Garofalo moved that the name of Hamilton be added as an author on H. F. No. 68. The motion prevailed.

Dettmer moved that the name of Murdock be added as an author on H. F. No. 82. The motion prevailed.

Cornish moved that the names of Greiling and Lillie be added as authors on H. F. No. 141. The motion prevailed.

Scott moved that the name of Westrom be added as an author on H. F. No. 181. The motion prevailed.

Atkins moved that his name be stricken as an author on H. F. No. 191. The motion prevailed.

Westrom moved that the name of Lohmer be added as an author on H. F. No. 203. The motion prevailed.

Dittrich moved that the names of Hortman and McFarlane be added as authors on H. F. No. 206. The motion prevailed.

Dittrich moved that the name of Hortman be added as an author on H. F. No. 207. The motion prevailed.

Dittrich moved that the name of Hortman be added as an author on H. F. No. 208. The motion prevailed.

Wardlow moved that the name of Dettmer be added as an author on H. F. No. 211. The motion prevailed.

Hancock moved that the name of Persell be added as an author on H. F. No. 220. The motion prevailed.

Holberg moved that the name of Murdock be added as an author on H. F. No. 235. The motion prevailed.

Persell moved that the name of Hancock be added as an author on H. F. No. 239. The motion prevailed.

Dauids moved that the name of Westrom be added as an author on H. F. No. 247. The motion prevailed.

Anderson, S., moved that the names of Hornstein and Dettmer be added as authors on H. F. No. 255. The motion prevailed.

Downey moved that the name of Lohmer be added as an author on H. F. No. 269. The motion prevailed.

Downey moved that the name of Sanders be added as an author on H. F. No. 288. The motion prevailed.

Holberg moved that the name of Lohmer be added as an author on H. F. No. 340. The motion prevailed.

Lanning moved that the name of McFarlane be added as an author on H. F. No. 344. The motion prevailed.

Smith moved that the name of Marquart be added as an author on H. F. No. 370. The motion prevailed.

Kelly moved that the name of Hortman be added as an author on H. F. No. 387. The motion prevailed.

Peppin moved that the name of Lohmer be added as an author on H. F. No. 426. The motion prevailed.

Dittrich moved that the name of Hortman be added as an author on H. F. No. 435. The motion prevailed.

Peppin moved that the name of Murdock be added as an author on H. F. No. 460. The motion prevailed.

Downey moved that the name of Barrett be added as an author on H. F. No. 482. The motion prevailed.

Dauids moved that the name of Atkins be added as an author on H. F. No. 485. The motion prevailed.

Gottwalt moved that the name of Atkins be added as an author on H. F. No. 497. The motion prevailed.

Runbeck moved that the name of Downey be added as an author on H. F. No. 501. The motion prevailed.

Simon moved that the name of Brynaert be added as an author on H. F. No. 510. The motion prevailed.

Vogel moved that the name of Lohmer be added as an author on H. F. No. 517. The motion prevailed.

Scott moved that the name of Moran be added as an author on H. F. No. 540. The motion prevailed.

Paymar moved that the names of Slocum and Moran be added as authors on H. F. No. 546. The motion prevailed.

Paymar moved that the name of Slocum be added as an author on H. F. No. 547. The motion prevailed.

Greene moved that the name of Slocum be added as an author on H. F. No. 552. The motion prevailed.

Moran moved that the name of Slocum be added as an author on H. F. No. 555. The motion prevailed.

Smith moved that the name of Slocum be added as an author on H. F. No. 556. The motion prevailed.

Downey moved that the name of Anderson, B., be added as an author on H. F. No. 558. The motion prevailed.

Eken moved that the name of Slocum be added as an author on H. F. No. 572. The motion prevailed.

Ward moved that the name of Slocum be added as an author on H. F. No. 580. The motion prevailed.

Howes moved that the name of Atkins be added as an author on H. F. No. 606. The motion prevailed.

Smith moved that the name of Scalze be added as an author on H. F. No. 609. The motion prevailed.

Gunther moved that the names of Brynaert and Peterson, S., be added as authors on H. F. No. 611. The motion prevailed.

LeMieur moved that his name be stricken as an author on H. F. No. 612. The motion prevailed.

Kelly moved that the name of Peterson, S., be added as an author on H. F. No. 614. The motion prevailed.

Woodard moved that the name of Brynaert be added as an author on H. F. No. 617. The motion prevailed.

Morrow moved that the names of Brynaert and Peterson, S., be added as authors on H. F. No. 622. The motion prevailed.

Howes moved that the name of Lillie be added as an author on H. F. No. 627. The motion prevailed.

Smith moved that the names of Scalze and Peterson, S., be added as authors on H. F. No. 628. The motion prevailed.

Slocum moved that the name of Peterson, S., be added as an author on H. F. No. 641. The motion prevailed.

Slocum moved that the names of Brynaert and Peterson, S., be added as authors on H. F. No. 642. The motion prevailed.

Davnie moved that the names of Kahn and Greene be added as authors on H. F. No. 646. The motion prevailed.

Benson, J., moved that H. F. No. 155 be returned to its author. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

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

Capital Investment: Add the name of Melin.

Education Reform: Delete the name of Carlson and add the name of Tillberry.

Jobs and Economic Development Finance: Add the name of Melin.

Judiciary Policy and Finance: Delete the name of Tillberry and add the name of Melin.

Taxes: Add the name of Carlson.

ADJOURNMENT

Dean moved that when the House adjourns today it adjourn until 3:00 p.m., Monday, February 28, 2011. The motion prevailed.

Dean moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 3:00 p.m., Monday, February 28, 2011.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives