

STATE OF MINNESOTA

EIGHTY-SEVENTH SESSION — 2012

 ONE HUNDRED FIRST DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 5, 2012

The House of Representatives convened at 10:00 a.m. and was called to order by Greg Davids, Speaker pro tempore.

Prayer was offered by the Reverend Grady St. Dennis, House Chaplain.

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

The roll was called and the following members were present:

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

A quorum was present.

Atkins, Buesgens, Greiling, Holberg, Hornstein, Paymar and Wardlow were excused.

Falk was excused until 12:10 p.m. Garofalo was excused until 12:35 p.m.

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

Dean from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1485, A bill for an act relating to gambling; modifying certain rates of tax on lawful gambling; providing for electronic linked bingo games, electronic pull-tab games, and sports-themed tipboard games; making clarifying, conforming, and technical changes; appropriating money; amending Minnesota Statutes 2010, sections 297E.01, subdivisions 7, 8, 9; 297E.02, subdivisions 1, 3, 6, 7, 10, 11, by adding a subdivision; 297E.13, subdivision 5; 349.12, subdivisions 3b, 3c, 5, 6a, 12a, 18, 25b, 25c, 25d, 29, 31, 32, 34, 35, by adding subdivisions; 349.13; 349.151, subdivisions 4b, 4c, by adding subdivisions; 349.155, subdivisions 3, 4; 349.161, subdivisions 1, 5; 349.162, subdivision 5; 349.163, subdivisions 1, 5, 6; 349.1635, subdivisions 2, 3, by adding a subdivision; 349.165, subdivision 2; 349.17, subdivisions 6, 7, 8, by adding a subdivision; 349.1711, subdivisions 1, 2; 349.1721; 349.18, subdivision 1; 349.19, subdivisions 2, 3, 5, 10; 349.211, subdivisions 1a, 2c; repealing Minnesota Statutes 2010, section 297E.02, subdivision 4.

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

Joint Rule 2.03 has been waived for any subsequent committee action on this bill.

The report was adopted.

Dean from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2810, A bill for an act relating to stadiums; providing for a new National Football League stadium in Minnesota; establishing a Minnesota Stadium Authority; authorizing the sale and issuance of state appropriation bonds; abolishing the Metropolitan Sports Facilities Commission; providing for use of certain local tax revenue; providing for electronic pull-tab games, electronic linked bingo games, and sports-themed tipboard games; providing for the conditional imposition of certain taxes and collection of other revenues; modifying certain rates of tax on lawful gambling; appropriating money; amending Minnesota Statutes 2010, sections 3.971, subdivision 6; 3.9741, by adding a subdivision; 13.55, subdivision 1; 297A.71, by adding subdivisions; 297A.75, as amended; 297E.01, subdivisions 7, 8, 9; 297E.02, subdivisions 1, 3, 6, 7, 10, 11, by adding subdivisions; 297E.13, subdivision 5; 349.12, subdivisions 3b, 3c, 5, 6a, 12a, 18, 25b, 25c, 25d, 29, 31, 32, 34, 35, by adding subdivisions; 349.13; 349.151, subdivisions 4b, 4c, by adding subdivisions; 349.155, subdivisions 3, 4; 349.161, subdivisions 1, 5; 349.162, subdivision 5; 349.163, subdivisions 1, 5, 6; 349.1635, subdivisions 2, 3, by adding a subdivision; 349.165, subdivision 2; 349.17, subdivisions 6, 7, 8, by adding a subdivision; 349.1711, subdivisions 1, 2; 349.1721; 349.18, subdivision 1; 349.19, subdivisions 2, 3, 5, 10; 349.211, subdivisions 1a, 2c; 352.01, subdivision 2a; 473.121, subdivision 5a; 473.164; 473.565, subdivision 1; Minnesota Statutes 2011 Supplement, sections 10A.01, subdivision 35; 340A.404, subdivision 1; 473.757, subdivision 11; Laws 1986, chapter 396, sections 4, as amended; 5, as amended; proposing coding for new law in Minnesota Statutes, chapters 16A; 297A; 349A; proposing coding for new law as Minnesota Statutes, chapter 473J; repealing Minnesota Statutes 2010, sections 297E.02, subdivision 4; 473.551; 473.552; 473.553, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13; 473.556, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17; 473.561; 473.564, subdivisions 2, 3; 473.572; 473.581; 473.592, subdivision 1; 473.595; 473.598; 473.599; 473.76.

Reported the same back with the recommendation that the bill pass and be re-referred to the Committee on Government Operations and Elections.

Joint Rule 2.03 has been waived for any subsequent committee action on this bill.

The report was adopted.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Kriesel and Lanning introduced:

H. F. No. 2994, A bill for an act relating to State Lottery; authorizing director of the State Lottery to adopt rules for electronic scratch ticket devices; amending Minnesota Statutes 2010, section 297A.65; Minnesota Statutes 2011 Supplement, section 349.15, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 349A.

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

Mahoney, Hamilton, Tillberry, Beard and Anzelc introduced:

H. F. No. 2995, A bill for an act relating to stadiums; providing for a new National Football League Stadium in Minnesota; establishing a Minnesota Stadium Authority; abolishing the Metropolitan Sports Facilities Commission; providing for use of certain local tax revenue; authorizing electronic pull-tabs and bingo; authorizing the sale and issuance of state appropriation bonds; appropriating money; amending Minnesota Statutes 2010, sections 3.971, subdivision 6; 3.9741, by adding a subdivision; 13.55, subdivision 1; 297A.71, by adding subdivisions; 349.12, subdivisions 3b, 3c, 5, 6a, 12a, 18, 25b, 25c, 25d, 29, 31, 32, by adding subdivisions; 349.13; 349.151, subdivisions 4b, 4c, by adding a subdivision; 349.161, subdivisions 1, 5; 349.162, subdivision 5; 349.163, subdivisions 1, 5, 6; 349.1635, subdivisions 2, 3, by adding a subdivision; 349.17, subdivisions 6, 7, 8, by adding a subdivision; 349.1721; 349.18, subdivision 1; 349.19, subdivisions 2, 3, 5, 10; 349.211, subdivision 1a; 352.01, subdivision 2a; 473.121, subdivision 5a; 473.164; 473.565, subdivision 1; Minnesota Statutes 2011 Supplement, sections 10A.01, subdivision 35; 340A.404, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 16A; proposing coding for new law as Minnesota Statutes, chapter 473J; repealing Minnesota Statutes 2010, sections 473.551; 473.552; 473.553, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13; 473.556, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16, 17; 473.561; 473.564, subdivisions 2, 3; 473.572; 473.581; 473.592, subdivision 1; 473.595; 473.598; 473.599; 473.76.

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

Peppin and Hilstrom introduced:

H. F. No. 2996, A bill for an act relating to trademarks; enacting the Minnesota Small Business Trademark Protection Act; providing for a dispute settlement conference; amending Minnesota Statutes 2010, section 333.18, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 333.

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

Murdock introduced:

H. F. No. 2997, A bill for an act relating to life insurance; modifying provisions related to preneed group life insurance and graded death benefits provided on preneed policies; amending Minnesota Statutes 2010, sections 60A.02, subdivision 28; 72A.207.

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

Crawford, Rukavina and Davids introduced:

H. F. No. 2998, A bill for an act relating to community foundations; establishing an endow Minnesota program; authorizing matching grants and providing tax credits to encourage contributions; authorizing rulemaking; amending Minnesota Statutes 2010, sections 290.06, by adding a subdivision; 297I.20, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Dean moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by Speaker pro tempore Davids.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2738, A bill for an act proposing an amendment to the Minnesota Constitution, article VII, section 1; requiring voters to present photographic identification; providing photographic identification to voters at no charge; requiring substantially equivalent verification standards for all voters; allowing provisional balloting for voters unable to present photographic identification.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 203, A bill for an act relating to regulatory reform; providing that certain rules take effect only upon legislative approval; amending Minnesota Statutes 2010, section 14.19; proposing coding for new law in Minnesota Statutes, chapter 14; repealing Minnesota Statutes 2010, section 14.127.

The Senate has appointed as such committee:

Senators Senjem, Gazelka and Stumpf.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 1816, A bill for an act relating to public safety; authorizing federally licensed firearms importers, manufacturers, and dealers to possess and sell firearm silencers to government agencies, the military, and other licensed firearms importers, manufacturers, and dealers; amending Minnesota Statutes 2011 Supplement, section 609.66, subdivision 1h.

The Senate has appointed as such committee:

Senators Ingebriksen, Harrington and Nelson.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 2128, A bill for an act relating to health; licensing emergency medical personnel; making changes to the Cooper/Sams volunteer ambulance program; amending Minnesota Statutes 2010, sections 144E.001, subdivisions 1b, 3a, 4a, 4b, 5c, 5d, 5e, 6, 11, 14, by adding subdivisions; 144E.01, subdivision 1; 144E.101, subdivisions 2, 6, 7, 9, 10, 12; 144E.103; 144E.127, subdivision 2; 144E.265, subdivision 2; 144E.27, subdivisions 1, 2, 3, 5, by adding a subdivision; 144E.275, subdivision 3; 144E.28, subdivisions 1, 5, 7; 144E.283; 144E.285; 144E.286, subdivision 3; 144E.29; 144E.30, subdivision 3; 144E.305, subdivision 2; 144E.31; 144E.32, subdivision 2; 144E.35, subdivision 1; 144E.41; 144E.52; Minnesota Statutes 2011 Supplement, sections 144E.001, subdivision 5f; 144E.28, subdivision 9; repealing Minnesota Rules, parts 4690.0100, subparts 16, 17; 4690.1400.

The Senate has appointed as such committee:

Senators Hoffman, Lourey, and Rosen.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 2173, A bill for an act relating to consumer protection; clarifying the definition of home solicitation sale; amending Minnesota Statutes 2010, section 325G.06, subdivision 2.

The Senate has appointed as such committee:

Senators Daley, Bonoff and Rest.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 2239, A bill for an act relating to motor vehicles; amending and clarifying requirements governing titling and license plates for pioneer vehicles; amending Minnesota Statutes 2010, sections 168.10, subdivision 1a; 168A.01, subdivision 16, by adding a subdivision; 168A.04, subdivision 5; 168A.05, subdivision 3; 168A.09, by adding a subdivision; 168A.15, subdivision 2; 325F.6644, subdivision 2.

The Senate has appointed as such committee:

Senators Nelson, Gimse and Gazelka.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 2244, A bill for an act relating to the permanent school fund; changing the Permanent School Fund Advisory Committee into a legislative commission; establishing a permanent school fund board; granting the board authority to employ a director to oversee, manage, and administer school trust lands; amending Minnesota Statutes 2010, sections 16A.06, subdivision 11; 16A.125, subdivision 5; 84.027, subdivision 18; 84.085, subdivision 1; 92.12, subdivision 1; 92.121; 92.13; 93.2236; 94.342, subdivision 5; 127A.30; 477A.11, subdivisions 3, 4, by adding a subdivision; 477A.12, subdivisions 2, 3; Minnesota Statutes 2011 Supplement, section 477A.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 127A.

The Senate has appointed as such committee:

Senators Kruse, Bakk, Carlson, Olson and Thompson.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

H. F. No. 2508, A bill for an act relating to public safety; aligning state-controlled substance schedules with federal controlled substance schedules; modifying the authority of the Board of Pharmacy to regulate controlled substances; providing for penalties; amending Minnesota Statutes 2010, section 152.02, as amended; Minnesota Statutes 2011 Supplement, section 152.027, subdivision 6.

The Senate has appointed as such committee:

Senators Newman, Ingebrihtsen and Reinert.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 2398, A bill for an act relating to agriculture; modifying provisions related to pesticides, plants, nursery law, inspections, enforcements, seeds, commercial feed, food, animals, grain, and weights and measures; establishing Dairy Research, Teaching, and Consumer Education Authority; providing for food law enforcement; making technical and conforming changes; repealing obsolete provisions; extending certain exceptions to the minimum content requirements for biodiesel; imposing penalties; providing certain counties capital improvement plan authority; modifying treatment of certain secured or guaranteed loans; requiring reports; amending Minnesota Statutes 2010, sections 17.114, subdivisions 3, 4; 17.982, subdivision 1; 17.983; 18B.065, subdivision 2a; 18B.316, subdivision 6; 18G.02, subdivision 14; 18G.10, subdivision 7, by adding a subdivision; 18H.02, subdivision 14, by adding a subdivision; 18H.10; 18H.14; 18J.01; 18J.02; 18J.04, subdivisions 1, 2, 3, 4; 18J.05, subdivisions 1, 2, 6; 18J.06; 18J.07, subdivisions 3, 4, 5; 21.82, subdivisions 7, 8; 25.33, subdivisions 5, 13, 14; 25.36; 25.37; 28A.03, subdivisions 3, 5, 6; 28A.21, subdivision 6; 31.01, subdivisions 2, 3, 4, 21, 25, 28; 31.121; 31.123; 31.13; 31.94; 31A.02, subdivisions 13, 14, 15, 16; 31A.23; 32.01, subdivisions 11, 12; 35.0661, subdivisions 2, 3; 40A.17; 41A.12, subdivisions 2, 4; 48.24, subdivision 5; 223.16, subdivision 12; 223.17, subdivisions 1, 4, 9; 232.21, subdivisions 2, 6, 12; 232.22, subdivisions 3, 4, 5, 7; 232.23, subdivisions 2, 10; 232.24, subdivisions 1, 2; 239.092; 239.093; 239.77, subdivision 3; Laws 2010, chapter 228, section 4; Laws 2010, Second Special Session chapter 1, article 1, section 11; Laws 2011, chapter 14, section 6; proposing coding for new law as Minnesota Statutes, chapters 32C; 34A; repealing Minnesota Statutes 2010, sections 17.984; 17B.01; 17B.02; 17B.03; 17B.04; 17B.041; 17B.0451; 17B.048; 17B.05; 17B.06; 17B.07; 17B.10; 17B.11; 17B.12; 17B.13; 17B.14; 17B.15, subdivisions 1, 3; 17B.16; 17B.17; 17B.18; 17B.20; 17B.22, subdivisions 1, 2; 17B.28; 17B.29; 28.15; 28A.12; 28A.13; 29.28;

31.031; 31.041; 31.05; 31.14; 31.393; 31.58; 31.592; 31.621, subdivision 5; 31.631, subdivision 4; 31.633, subdivision 2; 31.681; 31.74, subdivision 3; 31.91; 31A.24; 31A.26; 32.078; 32.475, subdivision 7; 32.61; 32.90; 34.113; 35.243; 35.255; 35.67; 35.72, subdivisions 1, 2, 3, 4, 5; 223.16, subdivision 7; 223.18; 232.21, subdivision 4; 232.24, subdivision 3; 232.25; 233.01; 233.015; 233.017; 233.02; 233.03; 233.05; 233.06; 233.07; 233.08; 233.09; 233.10; 233.11; 233.12; 233.22; 233.23; 233.24; 233.33; 234.01; 234.03; 234.04; 234.05; 234.06; 234.08; 234.09; 234.10; 234.11; 234.12; 234.13; 234.14; 234.15; 234.16; 234.17; 234.18; 234.19; 234.20; 234.21; 234.22; 234.23; 234.24; 234.25; 234.27; 235.01; 235.02; 235.04; 235.05; 235.06; 235.07; 235.08; 235.09; 235.10; 235.13; 235.18; 236.01; 236.02; 236.03; 236.04; 236.05; 236.06; 236.07; 236.08; 236.09; 395.14; 395.15; 395.16; 395.17; 395.18; 395.19; 395.20; 395.21; 395.22; 395.23; 395.24; Minnesota Rules, parts 1505.0780; 1505.0810; 1511.0100; 1511.0110; 1511.0120; 1511.0130; 1511.0140; 1511.0150; 1511.0160; 1511.0170; 1540.0010, subpart 26; 1550.0930, subparts 3, 4, 5, 6, 7; 1550.1040, subparts 3, 4, 5, 6; 1550.1260, subparts 6, 7; 1562.0100, subparts 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25; 1562.0200; 1562.0400; 1562.0700; 1562.0900; 1562.1300; 1562.1800.

CAL R. LUDEMAN, Secretary of the Senate

Anderson, P., moved that the House refuse to concur in the Senate amendments to H. F. No. 2398, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 1750, A bill for an act relating to natural resources; modifying Heartland Trail; providing for expedited exchanges of certain lands; adding to and deleting from state parks, state recreation areas, and state forests; authorizing public and private sale of certain state lands; modifying certain easements; modifying certain lease provisions; modifying Mississippi River management plan; amending Minnesota Statutes 2010, sections 84.631; 85.015, subdivision 12; 92.50, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 92.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Senators Carlson, Ingebrigtsen and Skoe.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

CAL R. LUDEMAN, Secretary of the Senate

Hancock moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1750. The motion prevailed.

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 Supplemental Calendar for the Day for Thursday, April 5, 2012:

H. F. No. 2731; S. F. Nos. 2131 and 1620; H. F. Nos. 2276 and 718; S. F. Nos. 1621, 1236 and 2060; H. F. No. 2437; S. F. Nos. 1492, 1553 and 1675; H. F. No. 2223; S. F. No. 1875; H. F. No. 1993; and S. F. Nos. 1599 and 1524.

CALENDAR FOR THE DAY

S. F. No. 1236 was reported to the House.

Lesch moved to amend S. F. No. 1236, the first engrossment, as follows:

Page 2, line 4, delete "whether known or"

Page 2, line 5, delete "unknown."

A roll call was requested and properly seconded.

The Speaker assumed the Chair.

The question was taken on the Lesch amendment and the roll was called.

Pursuant to rule 2.05, Morrow was excused from voting on the Lesch amendment to S. F. No. 1236, the first engrossment.

There were 52 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Anzelc	Gauthier	Johnson	Loeffler	Nelson	Slawik
Benson, J.	Greene	Kahn	Mahoney	Norton	Slocum
Brynaert	Hansen	Knuth	Mariani	Pelowski	Thissen
Carlson	Hausman	Koenen	Marquart	Persell	Tillberry
Clark	Hilstrom	Laine	Melin	Peterson, S.	Wagenius
Davnie	Hilty	Lenczewski	Moran	Poppe	Ward
Dill	Hortman	Lesch	Mullery	Rukavina	Winkler
Dittrich	Hosch	Liebling	Murphy, E.	Scalze	
Eken	Huntley	Lillie	Murphy, M.	Simon	

Those who voted in the negative were:

Anderson, B.	Davids	Gunther	Lanning	Murray	Stensrud
Anderson, P.	Dean	Hackbarth	Leidiger	Myhra	Swedzinski
Anderson, S.	Dettmer	Hamilton	LeMieur	Nornes	Torkelson
Banaian	Doepke	Hancock	Lohmer	O'Driscoll	Urdahl
Barrett	Downey	Hoppe	Loon	Peppin	Vogel
Beard	Drazkowski	Howes	Mack	Petersen, B.	Westrom
Benson, M.	Erickson	Kath	Mazorol	Quam	Woodard
Bills	Fabian	Kelly	McDonald	Runbeck	Spk. Zellers
Champion	Franson	Kieffer	McElfatrick	Sanders	
Cornish	Fritz	Kiel	McFarlane	Schomacker	
Crawford	Gottwalt	Kiffmeyer	McNamara	Scott	
Daudt	Gruenhagen	Kriesel	Murdock	Shimanski	

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

Fritz was excused between the hours of 12:15 p.m. and 12:45 p.m.

S. F. No. 1236, A bill for an act relating to civil law; limiting successor corporation asbestos-related liabilities; proposing coding for new law in Minnesota Statutes, chapter 604A.

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.

Pursuant to rule 2.05, Morrow was excused from voting on the final passage of S. F. No. 1236.

There were 69 yeas and 56 nays as follows:

Those who voted in the affirmative were:

Abeler	Daudt	Gruenhagen	Kriesel	Murray	Smith
Anderson, B.	Davids	Gunther	Lanning	Myhra	Stensrud
Anderson, D.	Dean	Hackbarth	Leidiger	Nornes	Swedzinski
Anderson, P.	Dettmer	Hamilton	LeMieur	O'Driscoll	Torkelson
Anderson, S.	Doepke	Hancock	Lohmer	Peppin	Urdahl
Banaian	Downey	Hoppe	Loon	Petersen, B.	Vogel
Barrett	Drazkowski	Howes	Mack	Quam	Westrom
Beard	Erickson	Kath	Mazorol	Runbeck	Woodard
Benson, M.	Fabian	Kelly	McDonald	Sanders	Spk. Zellers
Bills	Franson	Kieffer	McFarlane	Schomacker	
Cornish	Garofalo	Kiel	McNamara	Scott	
Crawford	Gottwalt	Kiffmeyer	Murdock	Shimanski	

Those who voted in the negative were:

Allen	Champion	Eken	Hausman	Huntley	Laine
Anzelc	Clark	Falk	Hilstrom	Johnson	Lenczewski
Benson, J.	Davnie	Gauthier	Hilty	Kahn	Lesch
Brynaert	Dill	Greene	Hortman	Knuth	Liebling
Carlson	Dittrich	Hansen	Hosch	Koenen	Lillie

Loeffler	Melin	Nelson	Poppe	Slocum	Winkler
Mahoney	Moran	Norton	Rukavina	Thissen	
Mariani	Mullery	Pelowski	Scalze	Tillberry	
Marquart	Murphy, E.	Persell	Simon	Wagenius	
McElfatrick	Murphy, M.	Peterson, S.	Slawik	Ward	

The bill was passed and its title agreed to.

FISCAL CALENDAR

Pursuant to rule 1.22, Holberg requested immediate consideration of S. F. No. 1543.

S. F. No. 1543, A bill for an act relating to human services; providing medical assistance coverage for community paramedic services; amending Minnesota Statutes 2010, section 256B.0625, by adding a subdivision.

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 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2398:

Anderson, P.; Hamilton; Kiel; Swedzinski and Eken.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 1750:

Hancock, McNamara and Rukavina.

Champion was excused between the hours of 12:40 p.m. and 3:15 p.m.

FISCAL CALENDAR, Continued

Pursuant to rule 1.22, Holberg requested immediate consideration of H. F. No. 2164.

H. F. No. 2164 was reported to the House.

McNamara moved to amend H. F. No. 2164, the second engrossment, as follows:

Page 40, delete section 59

Page 41, delete section 60

Page 56, delete section 91

Page 72, delete section 110

Page 73, after line 10, insert:

"Sec. 111. **2009 LOTTERY-IN-LIEU APPROPRIATION EXTENSION.**

The appropriation in Minnesota Laws 2009, chapter 37, article 1, section 4, subdivision 5, from the natural resources fund from the revenue deposited under Minnesota Statutes, section 297A.94, paragraph (e), clause (4), for local grants is available until June 30, 2013."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Nelson moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 71, delete section 108

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Nelson amendment and the roll was called. There were 55 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Allen	Fritz	Johnson	Mahoney	Norton	Thissen
Anzelc	Gauthier	Kahn	Mariani	Pelowski	Tillberry
Benson, J.	Greene	Kath	Marquart	Persell	Wagenius
Brynaert	Hansen	Knuth	Melin	Peterson, S.	Ward
Carlson	Hausman	Koenen	Moran	Poppe	Winkler
Clark	Hilstrom	Laine	Morrow	Rukavina	
Davnie	Hilty	Lesch	Mullery	Scalze	
Dill	Hortman	Liebling	Murphy, E.	Simon	
Eken	Hosch	Lillie	Murphy, M.	Slawik	
Falk	Huntley	Loeffler	Nelson	Slocum	

Those who voted in the negative were:

Abeler	Daudt	Gottwalt	Kriesel	McNamara	Scott
Anderson, B.	Davids	Gruenhagen	Lanning	Murdock	Shimanski
Anderson, D.	Dean	Gunther	Leidiger	Murray	Smith
Anderson, P.	Dettmer	Hackbarth	LeMieur	Myhra	Stensrud
Anderson, S.	Dittrich	Hamilton	Lenczewski	Nornes	Swedzinski
Banaian	Doepke	Hancock	Lohmer	O'Driscoll	Torkelson
Barrett	Downey	Hoppe	Loon	Peppin	Urdahl
Beard	Drazkowski	Howes	Mack	Petersen, B.	Vogel
Benson, M.	Erickson	Kelly	Mazorol	Quam	Westrom
Bills	Fabian	Kieffer	McDonald	Runbeck	Woodard
Cornish	Franson	Kiel	McElpatrick	Sanders	Spk. Zellers
Crawford	Garofalo	Kiffmeyer	McFarlane	Schomacker	

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

Abeler, Dittrich and Hackbarth moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 73, after line 10, insert:

"Sec. 114. **THREE RIVERS PARK DISTRICT; INTERNSHIPS.**

For calendar years 2012 and 2013, the Three Rivers Park District shall create 100 youth summer internship opportunities. The district shall pay each intern a stipend of \$3,720.

EFFECTIVE DATE. This section is effective the day following final enactment."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Knuth moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 57, after line 20, insert:

"Sec. 94. Minnesota Statutes 2010, section 116.9405, is amended to read:

116.9405 APPLICABILITY.

The requirements of sections 116.9401 to ~~116.9407~~ 116.9408 do not apply to:

- (1) chemicals in used children's products;
- (2) priority chemicals used in the manufacturing process, but that are not present in the final product;
- (3) priority chemicals used in agricultural production;
- (4) motor vehicles as defined in chapter 168 or watercraft as defined in chapter 86B or their component parts, except that the use of priority chemicals in detachable car seats is not exempt;
- (5) priority chemicals generated solely as combustion by-products or that are present in combustible fuels;
- (6) retailers;
- (7) pharmaceutical products or biologics;
- (8) a medical device as defined in the federal Food, Drug, and Cosmetic Act, United States Code, title 21, section 321(h);
- (9) food and food or beverage packaging, except a container containing baby food or infant formula;
- (10) consumer electronics products and electronic components, including but not limited to personal computers; audio and video equipment; calculators; digital displays; wireless phones; cameras; game consoles; printers; and handheld electronic and electrical devices used to access interactive software or their associated peripherals; or products that comply with the provisions of directive 2002/95/EC of the European Union, adopted by the European Parliament and Council of the European Union now or hereafter in effect; ~~or~~
- (11) outdoor sport equipment, including snowmobiles as defined in section 84.81, subdivision 3; all-terrain vehicles as defined in section 84.92, subdivision 8; personal watercraft as defined in section 86B.005, subdivision 14a; watercraft as defined in section 86B.005, subdivision 18; and off-highway motorcycles, as defined in section 84.787, subdivision 7, and all attachments and repair parts for all of this equipment; or
- (12) a children's product, the annual production of which is less than 3,000 units.

Sec. 95. [116.9408] REPORTING INFORMATION ON PRIORITY CHEMICALS.

(a) Within 180 days after a priority chemical is designated under section 116.9403, or, for a priority chemical designated under section 116.9403 before July 1, 2011, by January 1, 2013, a manufacturer or distributor of a children's product offered for sale in the state that contains a priority chemical must, unless the children's product is not subject to regulation under section 116.9405, provide the following information to the agency on a form developed by the commissioner:

(1) the name of the priority chemical and its Chemical Abstracts Service Registry number;

(2) in which of the following categories the children's product containing a priority chemical belongs:

(i) Category 1: a children's product intended to be used by children three years of age or younger or intended to be placed in a child's mouth or directly applied to a child's skin;

(ii) Category 2: a children's product intended to be in direct contact with a child's skin for one hour or longer, including but not limited to clothing, jewelry, bedding, or a car seat;

(iii) Category 3: a children's product intended to be in direct contact with a child's skin for less than one hour; or

(iv) Category 4: a children's product in which a priority chemical is only contained in an internal component not intended to be in direct contact with a child's skin or mouth;

(3) an estimate of the total amount of the priority chemical contained in each product and product component, a description of how the estimate was made, and an evaluation of the estimate's accuracy;

(4) the number of units of the children's product sold or distributed in Minnesota or nationally;

(5) any assessment of the use of safer alternatives to the priority chemical contained in the children's product;

(6) any other information the manufacturer deems relevant; and

(7) any information requested by the commissioner.

(b) If the information required in paragraph (a) is not submitted in a timely fashion or is incomplete or otherwise unacceptable as determined by the agency, the agency may contract with an independent third party of the agency's choice to provide the information and may assess a fee on the manufacturer or distributor that is equal to the costs billed by the independent contractor plus the agency's actual costs incurred to bid and administer the contract.

(c) Following the initial submission of the information required under paragraph (a), a manufacturer or distributor of a children's product offered for sale in the state that continues to contain a priority chemical must submit the information required under paragraph (a) to the agency every two years thereafter.

(d) Agency review of information submitted under this section, and any agency action taken with respect to the information following review, shall be funded entirely from existing appropriations."

Page 73, after line 10, insert:

"Sec. 114. **REVISOR'S INSTRUCTION.**

The revisor of statutes shall change the range reference "sections 116.9401 to 116.9407" to "sections 116.9401 to 116.9408" wherever it appears in Minnesota Statutes and Minnesota Rules."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Knuth amendment and the roll was called. There were 59 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Abeler	Dittrich	Hortman	Lesch	Mullery	Scalze
Allen	Eken	Hosch	Liebling	Murphy, E.	Simon
Anderson, S.	Falk	Huntley	Lillie	Murphy, M.	Slawik
Anzelc	Fritz	Johnson	Loeffler	Nelson	Slocum
Benson, J.	Gauthier	Kahn	Mahoney	Norton	Thissen
Brynaert	Greene	Kath	Mariani	Pelowski	Tillberry
Carlson	Hansen	Knuth	Marquart	Persell	Wagenius
Clark	Hausman	Koenen	Melin	Peterson, S.	Ward
Davnie	Hilstrom	Laine	Moran	Poppe	Winkler
Dill	Hilty	Lenczewski	Morrow	Rukavina	

Those who voted in the negative were:

Anderson, B.	Dean	Hackbarth	LeMieur	Nornes	Swedzinski
Anderson, D.	Dettmer	Hamilton	Lohmer	O'Driscoll	Torkelson
Anderson, P.	Doepke	Hancock	Loon	Peppin	Urdahl
Banaian	Downey	Hoppe	Mack	Petersen, B.	Vogel
Barrett	Drazkowski	Howes	Mazorol	Quam	Westrom
Beard	Erickson	Kelly	McDonald	Runbeck	Woodard
Benson, M.	Fabian	Kieffer	McElfatrick	Sanders	Spk. Zellers
Bills	Franson	Kiel	McFarlane	Schomacker	
Cornish	Garofalo	Kiffmeyer	McNamara	Scott	
Crawford	Gottwalt	Kriesel	Murdock	Shimanski	
Daudt	Gruenhagen	Lanning	Murray	Smith	
Davids	Gunther	Leidiger	Myhra	Stensrud	

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

Thissen was excused between the hours of 1:05 p.m. and 2:05 p.m.

Drazkowski; Anzelc; Crawford; McDonald; Stensrud; Hancock; Scott; Wardlow; Rukavina; Erickson; Anderson, B.; Dill; Daudt; Melin; Nornes; Quam; Buesgens; Shimanski; Runbeck; Howes; Myhra; Kelly; Benson, M., and Hackbarth moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 33, after line 14, insert:

"Sec. 53. Minnesota Statutes 2010, section 103G.005, subdivision 15, is amended to read:

Subd. 15. **Public waters.** (a) "Public waters" means:

(1) water basins assigned a shoreland management classification by the commissioner under sections 103F.201 to 103F.221;

(2) waters of the state that have been finally determined to be public waters or navigable waters by a court of competent jurisdiction;

(3) meandered lakes, excluding lakes that have been legally drained;

(4) water basins previously designated by the commissioner for management for a specific purpose such as trout lakes and game lakes pursuant to applicable laws;

(5) water basins designated as scientific and natural areas under section 84.033;

(6) water basins located within and totally surrounded by publicly owned lands;

(7) water basins where the state of Minnesota or the federal government holds title to any of the beds or shores, unless the owner declares that the water is not necessary for the purposes of the public ownership;

(8) water basins where there is a publicly owned and controlled access that is intended to provide for public access to the water basin;

(9) natural and altered watercourses with a total drainage area greater than two square miles;

(10) natural and altered watercourses designated by the commissioner as trout streams; and

(11) public waters wetlands, unless the statute expressly states otherwise.

(b) Public waters are not determined exclusively by the proprietorship of the underlying, overlying, or surrounding land or by whether it is a body or stream of water that was navigable in fact or susceptible of being used as a highway for commerce at the time this state was admitted to the union.

(c) Public waters shall not mean unmeandered lakes of 40 acres or less that are completely surrounded by one private land owner."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Drazkowski et al amendment and the roll was called. There were 51 yeas and 74 nays as follows:

Those who voted in the affirmative were:

Anderson, B.	Daudt	Fabian	Kelly	Murray	Scott
Anderson, D.	Dauids	Franson	Kiffmeyer	Myhra	Shimanski
Anderson, P.	Dean	Garofalo	Koenen	Nornes	Stensrud
Anderson, S.	Dettmer	Gruenhagen	Leidiger	Peppin	Swedzinski
Anzelc	Dill	Gunther	LeMieur	Petersen, B.	Westrom
Banaian	Doepke	Hackbarth	Lohmer	Quam	Spk. Zellers
Benson, M.	Downey	Hamilton	McDonald	Rukavina	
Bills	Drazkowski	Hancock	McElpatrick	Runbeck	
Crawford	Erickson	Howes	Melin	Sanders	

Those who voted in the negative were:

Abeler	Fritz	Kahn	Loon	Murphy, M.	Smith
Allen	Gauthier	Kath	Mack	Nelson	Tillberry
Barrett	Gottwalt	Kieffer	Mahoney	Norton	Torkelson
Beard	Greene	Kiel	Mariani	O'Driscoll	Urdahl
Benson, J.	Hansen	Knuth	Marquart	Pelowski	Vogel
Brynaert	Hausman	Kriesel	Mazorol	Persell	Wagenius
Carlson	Hilstrom	Laine	McFarlane	Peterson, S.	Ward
Clark	Hilty	Lanning	McNamara	Poppe	Winkler
Cornish	Hoppe	Lenczewski	Moran	Scalze	Woodard
Davnie	Hortman	Lesch	Morrow	Schomacker	
Dittrich	Hosch	Liebling	Mullery	Simon	
Eken	Huntley	Lillie	Murdock	Slawik	
Falk	Johnson	Loeffler	Murphy, E.	Slocum	

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

The Speaker called Davids to the Chair.

Persell moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 44, delete section 70

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Persell amendment and the roll was called. There were 57 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Allen	Eken	Hosch	Liebling	Murphy, E.	Simon
Anderson, B.	Falk	Huntley	Lillie	Murphy, M.	Slocum
Anzenc	Fritz	Johnson	Loeffler	Nelson	Tillberry
Benson, J.	Gauthier	Kahn	Mahoney	Norton	Wagenius
Brynaert	Greene	Kath	Mariani	Pelowski	Ward
Carlson	Hansen	Knuth	Marquart	Persell	Westrom
Clark	Hausman	Koenen	Melin	Peterson, S.	Winkler
Davnie	Hilstrom	Laine	Moran	Poppe	
Dill	Hilty	Lenczewski	Morrow	Rukavina	
Dittrich	Hortman	Lesch	Mullery	Scalze	

Those who voted in the negative were:

Abeler	Davids	Gunther	LeMieur	Nornes	Stensrud
Anderson, D.	Dean	Hackbarth	Lohmer	O'Driscoll	Swedzinski
Anderson, P.	Dettmer	Hamilton	Loon	Peppin	Torkelson
Anderson, S.	Doepke	Hancock	Mack	Petersen, B.	Urdahl
Banaian	Downey	Hoppe	Mazorol	Quam	Vogel
Barrett	Drazkowski	Howes	McDonald	Runbeck	Woodard
Beard	Erickson	Kelly	McElfrick	Sanders	Spk. Zellers
Benson, M.	Fabian	Kieffer	McFarlane	Schomacker	
Bills	Franson	Kiel	McNamara	Scott	
Cornish	Garofalo	Kriesel	Murdock	Shimanski	
Crawford	Gottwalt	Lanning	Murray	Slawik	
Daudt	Gruenhagen	Leidiger	Myhra	Smith	

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

Greene moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 2, delete section 2

Page 55, delete section 89

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Greene amendment and the roll was called. There were 42 yeas and 83 nays as follows:

Those who voted in the affirmative were:

Allen	Carlson	Dittrich	Greene	Hilstrom	Huntley
Benson, J.	Clark	Falk	Hansen	Hilty	Johnson
Brynaert	Davnie	Gauthier	Hausman	Hortman	Kahn

Knuth	Liebling	Mariani	Murphy, M.	Peterson, S.	Slocum
Laine	Lillie	Moran	Nelson	Scalze	Tillberry
Lenczewski	Loeffler	Mullery	Norton	Simon	Wagenius
Lesch	Mahoney	Murphy, E.	Persell	Slawik	Winkler

Those who voted in the negative were:

Abeler	Davids	Gruenhagen	Kriesel	Morrow	Schomacker
Anderson, B.	Dean	Gunther	Lanning	Murdock	Scott
Anderson, D.	Dettmer	Hackbarth	Leidiger	Murray	Shimanski
Anderson, P.	Dill	Hamilton	LeMieur	Myhra	Smith
Anderson, S.	Doepke	Hancock	Lohmer	Nornes	Stensrud
Anzelc	Downey	Hoppe	Loon	O'Driscoll	Swedzinski
Banaian	Drazkowski	Hosch	Mack	Pelowski	Torkelson
Barrett	Eken	Howes	Marquart	Peppin	Urdahl
Beard	Erickson	Kath	Mazorol	Petersen, B.	Vogel
Benson, M.	Fabian	Kelly	McDonald	Poppe	Ward
Bills	Franson	Kieffer	McElpatrick	Quam	Westrom
Cornish	Fritz	Kiel	McFarlane	Rukavina	Woodard
Crawford	Garofalo	Kiffmeyer	McNamara	Runbeck	Spk. Zellers
Daudt	Gottwalt	Koenen	Melin	Sanders	

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

Winkler moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 2, delete section 1

Page 19, delete section 25

Page 20, lines 20 to 22, reinstate the stricken language

Page 23, delete sections 30 and 31

Page 24, delete sections 32 to 34

Page 25, delete sections 36 and 37

Page 72, delete section 112

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Winkler amendment and the roll was called. There were 56 yeas and 68 nays as follows:

Those who voted in the affirmative were:

Allen	Brynaert	Davnie	Eken	Gauthier	Hausman
Anzelc	Carlson	Dill	Falk	Greene	Hilstrom
Benson, J.	Clark	Dittrich	Fritz	Hansen	Hilty

Hortman	Koenen	Mahoney	Murphy, E.	Poppe	Wagenius
Hosch	Laine	Mariani	Murphy, M.	Rukavina	Ward
Huntley	Lenczewski	Marquart	Nelson	Scalze	Winkler
Johnson	Lesch	Melin	Norton	Simon	
Kahn	Liebling	Moran	Pelowski	Slawik	
Kath	Lillie	Morrow	Persell	Slocum	
Knuth	Loeffler	Mullery	Peterson, S.	Tillberry	

Those who voted in the negative were:

Abeler	Dauids	Gunther	Leidiger	Myhra	Stensrud
Anderson, B.	Dean	Hackbarth	LeMieur	Nornes	Swedzinski
Anderson, D.	Dettmer	Hamilton	Lohmer	O'Driscoll	Torkelson
Anderson, P.	Doepke	Hancock	Loon	Peppin	Urdahl
Banaian	Downey	Hoppe	Mack	Petersen, B.	Vogel
Barrett	Drazkowski	Howes	Mazorol	Quam	Westrom
Beard	Erickson	Kelly	McDonald	Runbeck	Woodard
Benson, M.	Fabian	Kieffer	McElfrick	Sanders	Spk. Zellers
Bills	Franson	Kiel	McFarlane	Schomacker	
Cornish	Garofalo	Kiffmeyer	McNamara	Scott	
Crawford	Gottwalt	Kriesel	Murdock	Shimanski	
Daudt	Gruenhagen	Lanning	Murray	Smith	

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

Rukavina, Dill, Fabian and Erickson moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 26, after line 21, insert:

"Sec. 40. Minnesota Statutes 2010, section 97B.328, subdivision 1, is amended to read:

Subdivision 1. **Hunting with aid of bait or feed prohibited.** Except as provided in subdivision 5, a person may not hunt deer:

- (1) with the aid or use of bait or feed; or
- (2) in the vicinity of bait or feed if the person knows or has reason to know that bait or feed is present.

Sec. 41. Minnesota Statutes 2010, section 97B.328, is amended by adding a subdivision to read:

Subd. 5. **Persons age 65 or older; firearms season.** Notwithstanding subdivision 1, clause (1), a person age 65 years or older may hunt deer during the firearms season with the aid or use of bait or feed. Bait or feed placed by a person under this subdivision must be removed no less than three days before the opening of the firearms deer season."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Rukavina et al amendment and the roll was called. There were 17 yeas and 108 nays as follows:

Those who voted in the affirmative were:

Bills	Daudt	Downey	Fabian	Kiffmeyer	Rukavina
Cornish	Davids	Drazkowski	Franson	Peppin	Scott
Crawford	Dill	Erickson	Howes	Petersen, B.	

Those who voted in the negative were:

Abeler	Doepke	Hosch	Loeffler	Murray	Smith
Allen	Eken	Huntley	Lohmer	Myhra	Stensrud
Anderson, B.	Falk	Johnson	Loon	Nelson	Swedzinski
Anderson, D.	Fritz	Kahn	Mack	Nornes	Tillberry
Anderson, P.	Garofalo	Kath	Mahoney	Norton	Torkelson
Anderson, S.	Gauthier	Kelly	Mariani	O'Driscoll	Urdahl
Anzelc	Gottwalt	Kieffer	Marquart	Pelowski	Vogel
Banaian	Greene	Kiel	Mazorol	Persell	Wagenius
Barrett	Gruenhagen	Knuth	McDonald	Peterson, S.	Ward
Beard	Gunther	Koenen	McElfrick	Poppe	Westrom
Benson, J.	Hackbarth	Kriesel	McFarlane	Quam	Winkler
Benson, M.	Hamilton	Laine	McNamara	Runbeck	Woodard
Brynaert	Hancock	Lanning	Melin	Sanders	Spk. Zellers
Carlson	Hansen	Leidiger	Moran	Scalze	
Clark	Hausman	LeMieur	Morrow	Schomacker	
Davnie	Hilstrom	Lenczewski	Mullery	Shimanski	
Dean	Hilty	Lesch	Murdock	Simon	
Dettmer	Hoppe	Liebling	Murphy, E.	Slawik	
Dittrich	Hortman	Lillie	Murphy, M.	Slocum	

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

Greene was excused for the remainder of today's session.

Ward moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 14, delete section 17 and insert:

"Sec. 17. Minnesota Statutes 2011 Supplement, section 84D.13, subdivision 5, is amended to read:

Subd. 5. **Civil penalties.** (a) A civil citation issued under this section must impose the following penalty amounts:

(1) for transporting aquatic macrophytes in violation of section 84D.09, ~~\$50~~ \$100;

(2) for placing or attempting to place into waters of the state water-related equipment that has aquatic macrophytes attached, ~~\$100~~ \$200;

(3) for unlawfully possessing or transporting a prohibited invasive species other than an aquatic macrophyte, ~~\$250~~ \$500;

(4) for placing or attempting to place into waters of the state water-related equipment that has prohibited invasive species attached when the waters are not designated by the commissioner as being infested with that invasive species, \$500 for the first offense and \$1,000 for each subsequent offense;

(5) for intentionally damaging, moving, removing, or sinking a buoy marking, as prescribed by rule, Eurasian water milfoil, \$100;

(6) for failing to have drain plugs or similar devices removed or opened while transporting water-related equipment or for failing to remove plugs, open valves, and drain water from water-related equipment, other than marine sanitary systems, before leaving waters of the state, \$50 \$100; and

(7) for transporting infested water off riparian property without a permit as required by rule, \$200.

(b) A civil citation that is issued to a person who has one or more prior convictions or final orders for violations of this chapter is subject to twice the penalty amounts listed in paragraph (a)."

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Ward amendment and the roll was called. There were 64 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Allen	Eken	Huntley	Lillie	Nelson	Slocum
Anderson, S.	Falk	Johnson	Loeffler	Nornes	Thissen
Anzelc	Franson	Kahn	Loon	Norton	Tillberry
Benson, J.	Fritz	Kath	Mahoney	Pelowski	Urdahl
Brynaert	Gauthier	Knuth	Mariani	Persell	Vogel
Carlson	Hansen	Koenen	Marquart	Peterson, S.	Wagenius
Clark	Hausman	Laine	Melin	Poppe	Ward
Davnie	Hilstrom	Lanning	Moran	Runbeck	Westrom
Dill	Hilty	Lenczewski	Morrow	Scalze	Winkler
Dittrich	Hortman	Lesch	Mullery	Simon	
Doepke	Hosch	Liebling	Murphy, E.	Slawik	

Those who voted in the negative were:

Abeler	Daudt	Gunther	Leidiger	Murray	Smith
Anderson, B.	Davids	Hackbarth	LeMieur	Myhra	Stensrud
Anderson, D.	Dean	Hamilton	Lohmer	O'Driscoll	Swedzinski
Anderson, P.	Dettmer	Hancock	Mack	Peppin	Torkelson
Banaian	Downey	Hoppe	Mazorol	Petersen, B.	Woodard
Barrett	Drazkowski	Howes	McDonald	Quam	Spk. Zellers
Beard	Erickson	Kelly	McElfatrick	Rukavina	
Benson, M.	Fabian	Kieffer	McFarlane	Sanders	
Bills	Garofalo	Kiel	McNamara	Schomacker	
Cornish	Gottwalt	Kiffmeyer	Murdock	Scott	
Crawford	Gruenhagen	Kriesel	Murphy, M.	Shimanski	

The motion prevailed and the amendment was adopted.

Ward moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 14, after line 20, insert:

"Sec. 17. Minnesota Statutes 2011 Supplement, section 84D.13, subdivision 3, is amended to read:

Subd. 3. **Criminal penalties.** (a) A person who violates a provision of sections 84D.03 or 84D.06 to 84D.11, or a rule adopted under section 84D.12, is guilty of a misdemeanor.

(b) A person who possesses, transports, or introduces a prohibited invasive species in violation of section 84D.05 is guilty of a misdemeanor. A person who willfully possesses, transports, or introduces a prohibited invasive species in violation of section 84D.05 is guilty of a gross misdemeanor. A person who imports, purchases, sells, or propagates a prohibited invasive species in violation of section 84D.05 is guilty of a gross misdemeanor.

(c) A person who refuses to obey an order of a peace officer or conservation officer to remove prohibited invasive species or aquatic macrophytes from any water-related equipment is guilty of a gross misdemeanor."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Ward amendment and the roll was called. There were 57 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Allen	Falk	Huntley	Liebling	Murphy, M.	Smith
Anderson, S.	Franson	Johnson	Lillie	Norton	Thissen
Benson, J.	Fritz	Kahn	Loeffler	Pelowski	Tillberry
Brynaert	Gauthier	Kath	Loon	Persell	Vogel
Carlson	Hansen	Knuth	Mahoney	Peterson, S.	Wagenius
Clark	Hausman	Koenen	Mariani	Poppe	Ward
Davnie	Hilstrom	Laine	Marquart	Scalze	Winkler
Dittrich	Hilty	Lanning	Moran	Simon	
Doepke	Hortman	Lenczewski	Mullery	Slawik	
Eken	Hosch	Lesch	Murphy, E.	Slocum	

Those who voted in the negative were:

Abeler	Daudt	Hackbarth	Lohmer	Nelson	Stensrud
Anderson, B.	Davids	Hamilton	Mack	Nornes	Swedzinski
Anderson, D.	Dean	Hancock	Mazorol	O'Driscoll	Torkelson
Anderson, P.	Dill	Hoppe	McDonald	Peppin	Urdahl
Anzelc	Downey	Howes	McElfrick	Petersen, B.	Westrom
Banaian	Draskowski	Kelly	McFarlane	Quam	Woodard
Barrett	Erickson	Kieffer	McNamara	Rukavina	Spk. Zellers
Beard	Fabian	Kiel	Melin	Runbeck	
Benson, M.	Garofalo	Kiffmeyer	Morrow	Sanders	
Bills	Gottwalt	Kriesel	Murdock	Schomacker	
Cornish	Gruenhagen	Leidiger	Murray	Scott	
Crawford	Gunther	LeMieur	Myhra	Shimanski	

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

Hansen moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 72, after line 23, insert:

"Sec. 111. **QUAGGA MUSSEL REPORT.**

By January 1, 2013, the commissioner of natural resources shall prepare and submit a report to the chairs and ranking minority members of the house of representatives and senate committees and divisions with jurisdiction over the environment and natural resources regarding the status and potential for quagga mussel infestation in the state, including, in consultation with the commissioner of transportation, a review of vehicle weigh stations as potential inspection stations."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Hansen amendment and the roll was called. There were 59 yeas and 66 nays as follows:

Those who voted in the affirmative were:

Allen	Eken	Huntley	Lillie	Murphy, M.	Slawik
Anderson, P.	Falk	Johnson	Loeffler	Nelson	Slocum
Anzelc	Fritz	Kahn	Mahoney	Norton	Smith
Benson, J.	Gauthier	Kath	Mariani	Pelowski	Thissen
Brynaert	Hansen	Knuth	Marquart	Persell	Tillberry
Carlson	Hausman	Koenen	Melin	Peterson, S.	Vogel
Clark	Hilstrom	Laine	Moran	Poppe	Wagenius
Davnie	Hilty	Lenczewski	Morrow	Rukavina	Ward
Dill	Hortman	Lesch	Mullery	Scalze	Winkler
Dittrich	Hosch	Liebling	Murphy, E.	Simon	

Those who voted in the negative were:

Abeler	Daudt	Gottwalt	Kiffmeyer	McFarlane	Sanders
Anderson, B.	Davids	Gruenhagen	Kriesel	McNamara	Schomacker
Anderson, D.	Dean	Gunther	Lanning	Murdock	Scott
Anderson, S.	Dettmer	Hackbarth	Leidiger	Murray	Shimanski
Banaian	Doepke	Hamilton	LeMieur	Myhra	Stensrud
Barrett	Downey	Hancock	Lohmer	Nornes	Swedzinski
Beard	Drazkowski	Hoppe	Loon	O'Driscoll	Torkelson
Benson, M.	Erickson	Howes	Mack	Peppin	Urdahl
Bills	Fabian	Kelly	Mazorol	Petersen, B.	Westrom
Cornish	Franson	Kieffer	McDonald	Quam	Woodard
Crawford	Garofalo	Kiel	McElpatrick	Runbeck	Spk. Zellers

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

Drazkowski moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 62, lines 19 to 21, delete the new language

Page 62, line 23, delete "; and" and reinstate the period

Page 62, delete lines 24 to 27

A roll call was requested and properly seconded.

The question was taken on the Drazkowski amendment and the roll was called. There were 68 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Abeler	Dauids	Gunther	Leidiger	Myhra	Stensrud
Anderson, B.	Dean	Hackbarth	LeMieur	Nornes	Swedzinski
Anderson, D.	Dettmer	Hamilton	Lohmer	O'Driscoll	Torkelson
Anderson, P.	Doepke	Hancock	Loon	Peppin	Urdahl
Banaian	Downey	Hoppe	Mack	Petersen, B.	Vogel
Barrett	Drazkowski	Howes	Mazorol	Quam	Westrom
Beard	Erickson	Kelly	McDonald	Runbeck	Woodard
Benson, M.	Fabian	Kieffer	McElpatrick	Sanders	Spk. Zellers
Bills	Franson	Kiel	McFarlane	Schomacker	
Cornish	Garofalo	Kiffmeyer	McNamara	Scott	
Crawford	Gottwalt	Kriesel	Murdock	Shimanski	
Daudt	Gruenhagen	Lanning	Murray	Smith	

Those who voted in the negative were:

Allen	Eken	Huntley	Lillie	Murphy, M.	Slawik
Anderson, S.	Falk	Johnson	Loeffler	Nelson	Slocum
Anzelc	Fritz	Kahn	Mahoney	Norton	Thissen
Benson, J.	Gauthier	Kath	Mariani	Pelowski	Tillberry
Brynaert	Hansen	Knuth	Marquart	Persell	Wagenius
Carlson	Hausman	Koenen	Melin	Peterson, S.	Ward
Clark	Hilstrom	Laine	Moran	Poppe	Winkler
Davnie	Hilty	Lenczewski	Morrow	Rukavina	
Dill	Hortman	Lesch	Mullery	Scalze	
Dittrich	Hosch	Liebling	Murphy, E.	Simon	

The motion prevailed and the amendment was adopted.

Peppin, Dittrich, Stensrud, Downey, Scott and Hortman moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 2, after line 16, insert:

"ARTICLE 1
POLICY"

Page 73, after line 19, insert:

"ARTICLE 2
THREE RIVERS PARK DISTRICT"

Section 1. Minnesota Statutes 2010, section 383B.68, subdivision 1, is amended to read:

Subdivision 1. **As provided in this section.** Notwithstanding any provision of sections 398.02 to 398.04, or any other law to the contrary, the Board of Park District Commissioners of the Three Rivers Park District shall consist of seven commissioners ~~appointed or~~ elected as provided in this section.

Sec. 2. Minnesota Statutes 2010, section 383B.68, is amended by adding a subdivision to read:

Subd. 3a. Election of park commissioners. (a) Seven park district commissioners shall be elected without party designation to represent those portions of Hennepin County outside of the city of Minneapolis. Elections under this subdivision must be held at the same time and in the same manner as elections for the office of county commissioner.

(b) The park district commissioners shall be elected from districts established pursuant to subdivision 4. Each park district commissioner elected under this paragraph must be a resident of the district represented. No more than one commissioner may be elected from each district. Each park district commissioner serves for a four-year term and until a successor is elected and qualified, except that the term of each park district commissioner elected at the general election held in the year of a federal census shall be two years and until a successor is elected and qualified. At the general election following redistricting as required in subdivision 4, the four commissioners from odd-numbered districts shall be elected for four-year terms and the three commissioners from even-numbered districts shall be elected for two-year terms. If a vacancy occurs in the office of any commissioner elected pursuant to this paragraph, the Board of Park District Commissioners shall appoint a successor residing in that district to fill the unexpired term.

Sec. 3. Minnesota Statutes 2010, section 383B.68, subdivision 4, is amended to read:

Subd. 4. **Decennial redistricting.** After ~~September 1, 1985~~ the effective date of this act, and after at least 30 days' notice and public hearing, the Board of Park District Commissioners of the Three Rivers Park District shall divide the territory of Hennepin County outside the city of Minneapolis into ~~five~~ seven districts, which constitute the Three Rivers Park District. Each district shall be composed of contiguous territory as regular and compact in form as practicable and as nearly equal in population as possible, provided that no district shall vary in population more than ten percent from the average of all the districts, unless compliance with this requirement requires division of a voting precinct. After each federal census and by the date prescribed for redistricting of election districts in section 204B.135, subdivision 2, after at least 30 days' notice and public hearing, the Board of Park District Commissioners of the Three Rivers Park District shall redistrict the territory of the Three Rivers Park District into new commissioner districts as necessary to comply with the provisions of this subdivision. The districts established pursuant to this subdivision shall remain effective until new districts are established. Any person aggrieved by a districting plan established pursuant to this subdivision may challenge the plan in the same manner as a county commissioner districting plan may be challenged pursuant to section 375.025. The district court in reviewing any challenge to a districting plan under this subdivision shall proceed in the manner prescribed by section 375.025. Each districting plan established pursuant to this subdivision shall be filed in the office of the director of finance of Hennepin County or any successor office and shall be effective 31 days after its publication in a newspaper of general circulation in the county.

Sec. 4. **REPEALER.**

Minnesota Statutes 2010, section 383B.68, subdivisions 2 and 3, are repealed.

Sec. 5. **EFFECTIVE DATE.**

Sections 1 to 4 are effective the day after the board of commissioners of the Three Rivers Park District and its chief clerical officer timely comply with the provisions of Minnesota Statutes, section 645.021, subdivisions 2 and 3, and apply to the election of park commissioners at the 2012 general election and thereafter."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Falk moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 62, after line 28, insert:

"Sec. 100. [394.302] SILICA SAND MINING.

Subdivision 1. Silica sand mining is a conditional use. Silica sand mining may be conducted within the jurisdiction of the county only pursuant to conditional use permit.

Subd. 2. Conditional use ordinance requirements. In addition to any other condition, a county conditional use ordinance for silica sand mining must require the permit applicant to have a comprehensive reclamation plan and to pay a fee into an account held by the county that will be sufficient to pay all costs of reclamation of the land when the mining operation is ended. All interest earned on the fees on deposit for a permit holder must be credited to that permit holder's account with the county. All money in the account must be used for reclamation of the land affected by the mining operation, whether directly or indirectly.

Sec. 101. [462.3596] SILICA SAND MINING.

Subdivision 1. Silica sand mining is a conditional use. Silica sand mining may be conducted within the jurisdiction of the municipality only pursuant to conditional use permit.

Subd. 2. Conditional use ordinance requirements. In addition to any other condition, a municipal conditional use ordinance for silica sand mining must require the permit applicant to have a comprehensive reclamation plan and to pay a fee into an account held by the municipality that will be sufficient to pay the costs of reclamation of the land when the mining operation is ended. All interest earned on the fees on deposit for a permit holder must be credited to that permit holder's account with the municipality. All money in the account must be used for reclamation of the land affected by the mining operation, whether directly or indirectly."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Falk amendment and the roll was called. There were 41 yeas and 82 nays as follows:

Those who voted in the affirmative were:

Abeler	Davnie	Hilty	Lenczewski	Moran	Simon
Allen	Falk	Hortman	Lesch	Mullery	Slawik
Benson, J.	Fritz	Hosch	Liebling	Murphy, E.	Slocum
Brynaert	Gauthier	Johnson	Lillie	Murphy, M.	Tillberry
Carlson	Hansen	Kahn	Loeffler	Norton	Wagenius
Clark	Hausman	Kelly	Mahoney	Persell	Winkler
Dauids	Hilstrom	Laine	Mariani	Scalze	

Those who voted in the negative were:

Anderson, B.	Anderson, S.	Barrett	Bills	Daudt	Dill
Anderson, D.	Anzelc	Beard	Cornish	Dean	Dittrich
Anderson, P.	Banaian	Benson, M.	Crawford	Dettmer	Doepke

Downey	Hamilton	Kriesel	McFarlane	Petersen, B.	Stensrud
Drazkowski	Hancock	Lanning	McNamara	Peterson, S.	Swedzinski
Eken	Hoppe	Leidiger	Melin	Poppe	Thissen
Erickson	Howes	LeMieur	Morrow	Quam	Torkelson
Fabian	Huntley	Lohmer	Murdock	Rukavina	Urdahl
Franson	Kath	Loon	Murray	Runbeck	Vogel
Garofalo	Kieffer	Mack	Myhra	Sanders	Ward
Gottwalt	Kiel	Marquart	Nornes	Schomacker	Westrom
Gruenhagen	Kiffmeyer	Mazorol	O'Driscoll	Scott	Woodard
Gunther	Knuth	McDonald	Pelowski	Shimanski	
Hackbarth	Koenen	McElpatrick	Peppin	Smith	

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

Hortman moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 57, after line 20, insert:

"Sec. 94. **[116.941] DEFINITIONS.**

(a) For the purposes of sections 325F.174 to 325F.176, the following terms have the meanings given them.

(b) "Child" means a person under 12 years of age.

(c) "Children's product" means a consumer product intended for use by a child, such as baby products, toys, car seats, crib sheets, personal care products, and clothing.

Sec. 95. **[116.942] FORMALDEHYDE IN CHILDREN'S PRODUCTS.**

By January 1, 2013, no manufacturer may sell or offer for sale in this state a children's product that contains formaldehyde.

Sec. 96. **[116.943] REPLACEMENT CHEMICALS.**

A manufacturer shall not replace formaldehyde as a result of the prohibitions in section 325F.175 with a chemical that has been identified as a priority chemical under section 116.9403."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Hortman amendment and the roll was called. There were 74 yeas and 51 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Benson, J.	Brynaert	Davnie	Eken
Allen	Anzelc	Benson, M.	Carlson	Dill	Falk
Anderson, D.	Barrett	Bills	Clark	Dittrich	Franson

Fritz	Kahn	Liebling	Morrow	Poppe	Stensrud
Garofalo	Kath	Lillie	Mullery	Quam	Thissen
Gauthier	Kelly	Loeffler	Murphy, E.	Rukavina	Tillberry
Hansen	Kieffer	Loon	Murphy, M.	Sanders	Wagenius
Hausman	Kiel	Mack	Murray	Scalze	Ward
Hilstrom	Knuth	Mahoney	Nelson	Schomacker	Winkler
Hilty	Koenen	Mariani	Norton	Simon	
Hortman	Laine	McFarlane	Pelowski	Slawik	
Hosch	Lenczewski	Melin	Peppin	Slocum	
Johnson	Lesch	Moran	Persell	Smith	

Those who voted in the negative were:

Anderson, B.	Dettmer	Hackbarth	Leidiger	Myhra	Torkelson
Anderson, P.	Doepke	Hamilton	LeMieur	Nornes	Urdahl
Banaian	Downey	Hancock	Lohmer	O'Driscoll	Vogel
Beard	Drazkowski	Hoppe	Marquart	Petersen, B.	Westrom
Cornish	Erickson	Howes	Mazorol	Peterson, S.	Woodard
Crawford	Fabian	Huntley	McDonald	Runbeck	Spk. Zellers
Daudt	Gottwalt	Kiffmeyer	McElfrick	Scott	
Davids	Gruenhagen	Kriesel	McNamara	Shimanski	
Dean	Gunther	Lanning	Murdock	Swedzinski	

The motion prevailed and the amendment was adopted.

Hansen moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 33, delete section 53

Page 37, delete section 54

Page 39, delete section 56

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Hansen amendment and the roll was called. There were 51 yeas and 74 nays as follows:

Those who voted in the affirmative were:

Abeler	Falk	Huntley	Loeffler	Nelson	Smith
Allen	Fritz	Johnson	Loon	Norton	Thissen
Benson, J.	Gauthier	Kahn	Mahoney	Pelowski	Tillberry
Brynaert	Hansen	Knuth	Mariani	Persell	Wagenius
Carlson	Hausman	Laine	Melin	Peterson, S.	Ward
Clark	Hilstrom	Lenczewski	Moran	Scalze	Winkler
Davnie	Hilty	Lesch	Mullery	Simon	
Dittrich	Hortman	Liebling	Murphy, E.	Slawik	
Doepke	Hosch	Lillie	Murphy, M.	Slocum	

Those who voted in the negative were:

Anderson, B.	Davids	Gunther	Lanning	Murray	Shimanski
Anderson, D.	Dean	Hackbarth	Leidiger	Myhra	Stensrud
Anderson, P.	Dettmer	Hamilton	LeMieur	Nornes	Swedzinski
Anderson, S.	Dill	Hancock	Lohmer	O'Driscoll	Torkelson
Anzelc	Downey	Hoppe	Mack	Peppin	Urdahl
Banaian	Drazkowski	Howes	Marquart	Petersen, B.	Vogel
Barrett	Eken	Kath	Mazorol	Poppe	Westrom
Beard	Erickson	Kelly	McDonald	Quam	Woodard
Benson, M.	Fabian	Kieffer	McElfrick	Rukavina	Spk. Zellers
Bills	Franson	Kiel	McFarlane	Runbeck	
Cornish	Garofalo	Kiffmeyer	McNamara	Sanders	
Crawford	Gottwalt	Koenen	Morrow	Schomacker	
Daudt	Gruenhagen	Kriesel	Murdock	Scott	

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

Hansen moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 38, after line 36, insert:

"Sec. 55. Minnesota Statutes 2010, section 103G.2241, subdivision 11, is amended to read:

Subd. 11. **Exemption conditions.** (a) A person conducting an activity in a wetland under an exemption in subdivisions 1 to 10 shall ensure that:

(1) appropriate erosion control measures are taken to prevent sedimentation of the water;

(2) the activity does not block fish passage in a watercourse; and

(3) the activity is conducted in compliance with all other applicable federal, state, and local requirements, including best management practices and water resource protection requirements established under chapter 103H.

(b) An activity is exempt if it qualifies for any one of the exemptions, even though it may be indicated as not exempt under another exemption.

(c) Persons proposing to conduct an exempt activity are encouraged to contact the local government unit or the local government unit's designee for advice on minimizing wetland impacts.

(d) The board shall develop rules that address the application and implementation of exemptions and that provide for estimates and reporting of exempt wetland impacts, including those in section 103G.2241, subdivisions 2, 6, and 9.

(e) Persons proposing to conduct an exempt activity must, prior to commencing the work, complete and provide to their local government a notice, on a form approved and supplied by the Board of Water and Soil Resources, that indicates, at a minimum, the exemption claimed, the location of the claimed exemption, the date or dates of work performed, identification of the individual giving notice, and an estimate of the wetland type and amount of acreage affected. The local government unit may charge a nominal fee for filing the notice, not to exceed \$25. The notice requirement does not apply to the exercise of the utilities and public works exemption. For persons claiming the farming exemption, the notice shall be filed once at the commencement of the subject activity and need not be filed

again unless the activity or exemption claimed changes. For persons claiming the forestry exemption, the notice requirement applies only to the extent that reporting is not required elsewhere. Failure to file the required notice automatically renders any claimed exemption voidable. The local government unit shall retain the exemption notices for a minimum of ten years or such longer time as necessary to ensure compliance with the exemptions conditions in this chapter."

Re-number the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Hansen amendment and the roll was called. There were 45 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Allen	Falk	Johnson	Loeffler	Nelson	Thissen
Anzelc	Fritz	Kahn	Mahoney	Norton	Tillberry
Benson, J.	Gauthier	Knuth	Mariani	Persell	Wagenius
Brynaert	Hansen	Laine	Melin	Peterson, S.	Ward
Carlson	Hausman	Lenczewski	Moran	Scalze	Winkler
Clark	Hilstrom	Lesch	Mullery	Simon	
Davnie	Hilty	Liebling	Murphy, E.	Slawik	
Dittrich	Hortman	Lillie	Murphy, M.	Slocum	

Those who voted in the negative were:

Abeler	Dean	Hackbarth	Lanning	Murray	Shimanski
Anderson, B.	Dettmer	Hamilton	Leidiger	Myhra	Smith
Anderson, D.	Dill	Hancock	LeMieur	Nornes	Stensrud
Anderson, P.	Doepke	Hoppe	Lohmer	O'Driscoll	Swedzinski
Anderson, S.	Downey	Hosch	Loon	Pelowski	Torkelson
Banaian	Drazkowski	Howes	Mack	Peppin	Urdahl
Barrett	Eken	Huntley	Marquart	Petersen, B.	Vogel
Beard	Erickson	Kath	Mazorol	Poppe	Westrom
Benson, M.	Fabian	Kelly	McDonald	Quam	Woodard
Bills	Franson	Kieffer	McElpatrick	Rukavina	Spk. Zellers
Cornish	Garofalo	Kiel	McFarlane	Runbeck	
Crawford	Gottwalt	Kiffmeyer	McNamara	Sanders	
Daudt	Gruenhagen	Koenen	Morrow	Schomacker	
Davids	Gunther	Kriesel	Murdock	Scott	

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

Davnie, Slawik and Westrom moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 15, after line 25, insert:

"Sec. 19. Minnesota Statutes 2010, section 85.052, subdivision 3, is amended to read:

Subd. 3. **Fee for certain parking and campsite use.** (a) An individual using spaces in state parks under subdivision 1, clause (2), shall be charged daily rates determined and set by the commissioner in a manner and amount consistent with the type of facility provided for the accommodation of guests in a particular park and with similar facilities offered for tourist camping and similar use in the area.

(b) The fee for special parking spurs, campgrounds for automobiles, sites for tent camping, and special auto trailer coach parking spaces is one-half of the fee set in paragraph (a) on Sunday through Thursday of each week for a physically disabled person:

(1) with a motor vehicle that has disability plates issued under section 168.021, subdivision 1; ~~or~~

(2) who possesses a certificate issued under section 169.345; or

(3) who possesses an interagency access pass for state residents with permanent disabilities, issued by the federal government under the Federal Lands Recreation Enhancement Act.

Sec. 20. Minnesota Statutes 2010, section 85.053, subdivision 7, is amended to read:

Subd. 7. **Disabled persons.** (a) The commissioner shall prescribe and issue special state park permits for:

(1) a physically disabled person with a motor vehicle (i) that has disability plates issued under section 168.021, subdivision 1, or (ii) who has a permanent disability certificate issued under section 169.345 and who can demonstrate proof of ownership of the vehicle for which the state park permit is being purchased or proof of a leasehold interest in the vehicle for a term at least as long as the term of the permit; ~~and~~

(2) a physically disabled person who: (i) does not own or operate a motor vehicle; (ii) possesses a statement certified under section 169.345, subdivision 2a; and (iii) applies to the commissioner in writing; and

(3) a permanently disabled person who possesses an interagency access pass for people with permanent disabilities, issued by the federal government under the Federal Lands Recreation Enhancement Act.

(b) ~~Except~~ For vehicles permitted under paragraph (a), clause ~~(2)~~ (1), the permit or the decal issued under this subdivision is valid only when displayed on a vehicle owned and occupied by the person to whom the permit is issued."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Wagenius moved to amend H. F. No. 2164, the second engrossment, as amended, as follows:

Page 53, delete sections 83 to 87

Page 54, delete section 88

Page 73, line 14, delete "116.02, subdivisions 7 and 8:"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Wagenius amendment and the roll was called. There were 53 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Abeler	Dittrich	Hosch	Lillie	Murphy, E.	Simon
Allen	Falk	Huntley	Loeffler	Murphy, M.	Slawik
Anzelc	Fritz	Johnson	Mahoney	Nelson	Slocum
Benson, J.	Gauthier	Kahn	Mariani	Norton	Thissen
Brynaert	Hansen	Knuth	Marquart	Pelowski	Tillberry
Carlson	Hausman	Laine	Melin	Persell	Wagenius
Clark	Hilstrom	Lenczewski	Moran	Peterson, S.	Ward
Davnie	Hilty	Lesch	Morrow	Poppe	Winkler
Dill	Hortman	Liebling	Mullery	Scalze	

Those who voted in the negative were:

Anderson, B.	Davids	Gruenhagen	Koenen	McNamara	Schomacker
Anderson, D.	Dean	Gunther	Kriesel	Murdock	Scott
Anderson, P.	Dettmer	Hackbarth	Lanning	Murray	Shimanski
Anderson, S.	Doepke	Hamilton	Leidiger	Myhra	Smith
Banaian	Downey	Hancock	LeMieur	Nornes	Stensrud
Barrett	Drazkowski	Hoppe	Lohmer	O'Driscoll	Swedzinski
Beard	Eken	Howes	Loon	Peppin	Torkelson
Benson, M.	Erickson	Kath	Mack	Petersen, B.	Urdahl
Bills	Fabian	Kelly	Mazorol	Quam	Vogel
Cornish	Franson	Kieffer	McDonald	Rukavina	Westrom
Crawford	Garofalo	Kiel	McElpatrick	Runbeck	Woodard
Daudt	Gottwalt	Kiffmeyer	McFarlane	Sanders	Spk. Zellers

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

The Speaker resumed the Chair.

H. F. No. 2164, A bill for an act relating to natural resources; providing for apprentice riders; modifying aquatic invasive species provisions; modifying local government trail authority; modifying enforcement provisions; modifying certain bait provisions; modifying prior appropriations; modifying and eliminating certain reporting, plan, and meeting requirements; eliminating loan program; modifying La Salle Lake State Recreation Area administration; prohibiting commissioner of natural resources from purchasing land at more than 20 percent above estimated market value; modifying waste management provisions; clarifying certain environmental review; eliminating certain fees; modifying toxic pollution prevention requirements; modifying certain standards for

stationary sources; extending prohibition on new open air swine basins; modifying local water management; modifying acid deposition control requirements; modifying sewage sludge management; modifying Wetland Conservation Act; providing for continued operation of the Minnesota Zoological Garden, and state parks and recreation areas when biennial appropriations have not been enacted; requiring the availability of game and fish licenses by electronic transaction; creating citizen's board; authorizing and clarifying the use of general permits; modifying mineral lease provisions; modifying authority of Executive Council; modifying provisions for Three Rivers Park District; prohibiting sale of children's products containing formaldehyde; modifying state park permit provisions; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2010, sections 9.071; 84.027, subdivision 15; 84.0272, subdivision 1; 84.0895, subdivision 7; 84.631; 84.67; 84.91, subdivision 1; 84D.05, subdivision 1; 85.018, subdivision 2; 85.052, subdivision 3; 85.053, subdivision 7; 85.055, subdivision 2; 85.20, subdivision 1; 85.46, subdivision 1; 85A.04, subdivision 1; 86B.331, subdivision 1; 90.031, subdivision 4; 92.45; 92.50, subdivision 1; 93.17, subdivision 3; 93.1925, subdivision 1; 93.20, subdivisions 2, 30, 38; 93.2236; 93.25, subdivision 2, by adding a subdivision; 97A.401, subdivision 1; 97A.421, subdivision 4a; 103A.43; 103B.101, subdivisions 2, 7, 10, by adding subdivisions; 103B.311, subdivision 4; 103B.3363, by adding a subdivision; 103B.3369; 103B.355; 103G.2241, subdivision 9; 103G.2242, subdivision 3; 103G.245, subdivision 3; 103G.271, subdivision 1; 103G.301, subdivisions 2, 4, 5, 5a; 103G.611, by adding a subdivision; 103H.175, subdivision 3; 115.01, by adding a subdivision; 115.06, subdivision 4; 115.073; 115.42; 115A.15, subdivision 5; 115A.411; 115A.551, subdivisions 2a, 4; 115A.557, subdivision 4; 115D.08; 116.011; 116.02, subdivisions 1, 2, 3, 4, 6; 116.03, subdivision 1; 116.06, subdivision 22; 116.0714; 116.10; 116C.833, subdivision 2; 116D.04, by adding a subdivision; 216C.055; 216H.07, subdivision 3; 383B.68, subdivisions 1, 4, by adding a subdivision; 473.149, subdivisions 1, 6; 473.846; Minnesota Statutes 2011 Supplement, sections 84.027, subdivision 14a; 84D.01, subdivision 15a; 84D.03, subdivision 3; 84D.09, subdivision 2; 84D.10, subdivisions 1, 4; 84D.105, subdivision 2; 84D.13, subdivision 5; 97C.341; 103G.222, subdivision 1; 103G.615, subdivisions 1, 2; 115A.1320, subdivision 1; 116.03, subdivision 2b; 116D.04, subdivision 2a; Laws 2007, chapter 57, article 1, section 4, subdivision 2, as amended; Laws 2010, chapter 362, section 2, subdivision 7; Laws 2011, First Special Session chapter 2, article 1, section 4, subdivision 7; Laws 2011, First Special Session chapter 6, article 3, section 8, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 84; 86B; 92; 103B; 103G; 115; 115A; 116; 161; 574; repealing Minnesota Statutes 2010, sections 84.946, subdivision 3; 86A.12, subdivision 5; 89.06; 90.042; 97A.4742, subdivision 4; 103G.705; 115.447; 115A.07, subdivision 2; 115A.965, subdivision 7; 116.02, subdivisions 7, 8; 216H.07, subdivision 4; 383B.68, subdivisions 2, 3; Minnesota Statutes 2011 Supplement, sections 86B.508; 86B.811, subdivision 1a; Laws 2011, chapter 107, section 105; Minnesota Rules, parts 7002.0025, subpart 2a; 7011.7030; 7021.0010, subpart 3; 7021.0050, subparts 1, 2, 3; 7041.0500, subparts 5, 6, 7.

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 74 yeas and 52 nays as follows:

Those who voted in the affirmative were:

Abeler	Daudt	Gruenhagen	Leidiger	Myhra	Stensrud
Anderson, B.	Dauids	Gunther	LeMieur	Nornes	Swedzinski
Anderson, D.	Dean	Hackbarth	Lohmer	O'Driscoll	Torkelson
Anderson, P.	Dettmer	Hamilton	Loon	Peppin	Urdahl
Anderson, S.	Dill	Hancock	Mack	Petersen, B.	Vogel
Anzelc	Doepke	Hoppe	Mazorol	Quam	Ward
Banaian	Downey	Howes	McDonald	Rukavina	Westrom
Barrett	Drazkowski	Kelly	McElpatrick	Runbeck	Woodard
Beard	Erickson	Kieffer	McFarlane	Sanders	Spk. Zellers
Benson, M.	Fabian	Kiel	McNamara	Schomacker	
Bills	Franson	Kiffmeyer	Melin	Scott	
Cornish	Garofalo	Kriesel	Murdock	Shimanski	
Crawford	Gottwalt	Lanning	Murray	Smith	

Those who voted in the negative were:

Allen	Falk	Huntley	Liebling	Murphy, E.	Simon
Benson, J.	Fritz	Johnson	Lillie	Murphy, M.	Slawik
Brynaert	Gauthier	Kahn	Loeffler	Nelson	Slocum
Carlson	Hansen	Kath	Mahoney	Norton	Thissen
Champion	Hausman	Knuth	Mariani	Pelowski	Tillberry
Clark	Hilstrom	Koenen	Marquart	Persell	Wagenius
Davnie	Hilty	Laine	Moran	Peterson, S.	Winkler
Dittrich	Hortman	Lenczewski	Morrow	Poppe	
Eken	Hosch	Lesch	Mullery	Scalze	

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

Anzelc, Dill, Pelowski and Rukavina were excused for the remainder of today's session.

CALENDAR FOR THE DAY, Continued

S. F. No. 2394, A bill for an act relating to transportation; traffic regulations; amending brake requirements for towed implements of husbandry; amending Minnesota Statutes 2010, section 169.801, subdivision 10.

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 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

There being no objection, the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1829, A bill for an act relating to public safety; authorizing county attorneys and assistant county attorneys to carry firearms on duty under the terms of a permit to carry; amending Minnesota Statutes 2010, section 388.051, by adding a subdivision.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2216, A bill for an act relating to insurance; the Minnesota Comprehensive Health Association; permitting flexibility in premium rate-setting process; amending Minnesota Statutes 2010, sections 62E.08, subdivisions 1, 3; 62E.091.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 2333, A bill for an act relating to public safety; specifically including theft of motor fuel in the theft crime; creating a permissive inference regarding theft of motor fuel; modifying the drive-off gas civil liability law; amending Minnesota Statutes 2010, sections 171.175; 332.32; 604.15, subdivision 3, by adding a subdivision; 609.52, subdivisions 1, 2.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Swedzinski moved that the House concur in the Senate amendments to H. F. No. 2333 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2333, A bill for an act relating to public safety; specifically including theft of motor fuel in the theft crime; creating a permissive inference regarding theft of motor fuel; modifying the drive-off gas civil liability law; amending Minnesota Statutes 2010, sections 171.175; 332.32; 604.15, subdivision 3, by adding a subdivision; 609.52, subdivisions 1, 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 2187, A bill for an act relating to public safety; vehicle titles; clarifying requirements pertaining to bonds and issuance of title; amending Minnesota Statutes 2010, sections 168.27, subdivision 28; 168A.20, subdivision 5.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vogel moved that the House concur in the Senate amendments to H. F. No. 2187 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2187, A bill for an act relating to motor vehicles; amending provision relating to dealer issuance of registration plates and stickers; allowing dealer to obtain cancellation of lien more than seven years old; amending Minnesota Statutes 2010, sections 168.27, subdivision 28; 168A.20, subdivision 5.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1586.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

CAL R. LUDEMAN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1586

A bill for an act relating to public safety; adding a felony-level penalty and affirmative defenses to the vulnerable adult neglect crime; amending Minnesota Statutes 2010, section 609.233.

April 3, 2012

The Honorable Michelle L. Fischbach
President of the Senate

The Honorable Kurt Zellers
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 1586 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate concur in the House amendments and that S. F. No. 1586 be further amended as follows:

Page 2, line 34, before "operator" insert "an"

Page 3, line 12, before "A" insert "(a)"

Page 3, line 16, after "and" insert ", except as provided in paragraph (b) or (c)."

Page 3, line 18, delete "demonstrable" and reinstate the stricken language

Page 3, line 18, after the period, insert:

"(b) If the confinement or restraint results in demonstrable bodily harm, the person may be sentenced to imprisonment for not more than two years or to payment of a fine of not more than \$4,000, or both.

(c)"

Page 3, line 19, strike "that" and insert "the" and after "payment" insert "of a fine"

We request the adoption of this report and repassage of the bill.

Senate Conferees: WARREN LIMMER, JULIANNE E. ORTMAN and BILL G. INGEBRIGTSEN.

House Conferees: STEVE GOTTWALT, JOYCE PEPPIN and DEBRA HILSTROM.

Gottwalt moved that the report of the Conference Committee on S. F. No. 1586 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1586, A bill for an act relating to public safety; adding a felony-level penalty and affirmative defenses to the vulnerable adult neglect crime; amending Minnesota Statutes 2010, section 609.233.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

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

S. F. Nos. 1416, 1679, 1804, 2121, 2188, 2314, 2324 and 2357.

CAL R. LUDEMAN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1416, A bill for an act relating to real estate; providing process for unaffixing manufactured home from real property; amending Minnesota Statutes 2010, sections 168A.01, by adding a subdivision; 168A.02, subdivision 3; 168A.04, subdivision 1; 168A.05, subdivisions 1, 1a, 1b; 168A.141, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 168A.

The bill was read for the first time.

Murdock moved that S. F. No. 1416 and H. F. No. 1595, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1679, A bill for an act relating to human services; modifying advisory council provisions; amending Minnesota Statutes 2010, sections 254A.035, subdivision 2; 254A.04; 256B.093, subdivision 1; 260.835, subdivision 2.

The bill was read for the first time.

Barrett moved that S. F. No. 1679 and H. F. No. 1993, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1804, A bill for an act relating to state government; making changes to health and human services policy provisions; modifying provisions related to continuing care, the telephone equipment program, chemical and mental health, and health care; reforming comprehensive assessment and case management services; requiring reports; amending Minnesota Statutes 2010, sections 144A.071, subdivision 5a; 237.50; 237.51; 237.52; 237.53; 237.54; 237.55; 237.56; 245.461, by adding a subdivision; 245.462, subdivision 20; 245.487, by adding a subdivision; 245.4871, subdivision 15; 245.4932, subdivision 1; 245A.11, subdivisions 2a, 8; 246.53, by adding a subdivision; 252.32, subdivision 1a; 252A.21, subdivision 2; 256.476, subdivision 11; 256.9657, subdivision 1; 256B.04, subdivision 14; 256B.056, subdivision 3c; 256B.0595, subdivision 2; 256B.0625, subdivisions 13, 13d, 19c, 42; 256B.0659, subdivisions 1, 2, 3, 3a, 4, 9, 13, 14, 19, 20, 21, 24, 30; 256B.0911, subdivisions 1, 2b, 2c, 3, 3b, 4c, 6; 256B.0913, subdivisions 7, 8; 256B.0915, subdivisions 1a, 1b, 3c, 6; 256B.0916, subdivision 7; 256B.092, subdivisions 1, 1a, 1b, 1e, 1g, 2, 3, 5, 7, 8, 8a, 9, 11; 256B.096, subdivision 5; 256B.15, subdivisions 1c, 1f; 256B.19, subdivision 1c; 256B.441, subdivisions 13, 31, 53; 256B.49, subdivisions 13, 21; 256B.69, subdivision 5; 256F.13, subdivision 1; 256G.02, subdivision 6; 256L.05, subdivision 3; 514.982, subdivision 1; Minnesota Statutes 2011 Supplement, sections 125A.21, subdivision 7; 144A.071, subdivisions 3, 4a; 245A.03, subdivision 7; 254B.04, subdivision 2a; 256B.056, subdivision 3; 256B.057, subdivision 9; 256B.0625, subdivisions 13e, 13h, 14, 56; 256B.0631, subdivisions 1, 2; 256B.0659, subdivision 11; 256B.0911, subdivisions 1a, 3a, 4a; 256B.0915, subdivision 10; 256B.49, subdivisions 14, 15; 256B.69, subdivisions 5a, 28; 256L.12, subdivision 9; 256L.15, subdivision 1; 626.557, subdivision 9; Laws 2008, chapter 338, section 3, subdivisions 1, 8; Laws 2009, chapter 79, article 8, section 81, as amended; proposing coding for new law in Minnesota Statutes, chapter 252; repealing Minnesota Statutes 2010, sections 256.01, subdivision 18b; 256B.431, subdivisions 2c, 2g, 2i, 2j, 2k, 2l, 2o, 3c, 11, 14, 17b, 17f, 19, 20, 25, 27, 29; 256B.434, subdivisions 4a, 4b, 4c, 4d, 4e, 4g, 4h, 7, 8; 256B.435; 256B.436; Minnesota Statutes 2011 Supplement, section 256B.431, subdivision 26; Minnesota Rules, part 9555.7700.

The bill was read for the first time.

Gottwalt moved that S. F. No. 1804 and H. F. No. 1994, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2121, A bill for an act relating to data practices; classifying data on unofficial fiscal notes; amending Minnesota Statutes 2010, section 13.64, by adding a subdivision.

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

S. F. No. 2188, A bill for an act relating to human services; creating a plan to develop a chemical health community-based integrated model of care.

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

S. F. No. 2314, A resolution memorializing Congress and the President of the United States to formally recognize the Khmer Freedom Fighters.

The bill was read for the first time.

Anderson, B., moved that S. F. No. 2314 and H. F. No. 2629, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2324, A bill for an act relating to occupational licensing; modifying electrical licenses; amending Minnesota Statutes 2010, sections 326B.31, subdivision 14, by adding subdivisions; 326B.33, subdivisions 17, 19, by adding a subdivision.

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

S. F. No. 2357, A bill for an act relating to human services; changing human services legal provisions; modifying provisions related to human services licensing, licensing data, and the Office of Inspector General; amending the Human Services Background Studies Act; amending Minnesota Statutes 2010, sections 13.46, subdivisions 2, 3, 4; 13.82, subdivision 1; 245A.04, subdivisions 1, 7, 11, by adding a subdivision; 245A.05; 245A.07, subdivision 3; 245A.08, subdivision 2a; 245A.14, subdivision 11, by adding a subdivision; 245A.146, subdivisions 2, 3; 245A.18, subdivision 1; 245A.22, subdivision 2; 245A.66, subdivisions 2, 3; 245C.03, subdivision 1; 245C.04, subdivision 1; 245C.05, subdivisions 2, 4, 7, by adding a subdivision; 245C.07; 245C.16, subdivision 1; 245C.17, subdivision 2; 245C.22, subdivision 5; 245C.24, subdivision 2; Minnesota Statutes 2011 Supplement, section 256B.04, subdivision 21; proposing coding for new law in Minnesota Statutes, chapter 245A; repealing Minnesota Rules, part 9503.0150, item E.

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

CALENDAR FOR THE DAY

S. F. No. 1626 was reported to the House.

Norton moved to amend S. F. No. 1626, the first engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 2094, the first engrossment:

"Section 1. Minnesota Statutes 2010, section 256B.0625, is amended by adding a subdivision to read:

Subd. 9a. **Volunteer dental services.** (a) A dentist not already enrolled as a medical assistance provider who is providing volunteer dental services for an enrolled medical assistance dental provider that is a nonprofit entity or government owned and not receiving payment for the services provided shall complete and submit a volunteer agreement form developed by the commissioner. The volunteer agreement shall be used to enroll the dentist in medical assistance only for the purpose of providing volunteer dental services. The volunteer agreement must specify that a volunteer dentist:

(1) will not be listed in the Minnesota health care programs provider directory;

(2) will not receive payment for the services the volunteer dentist provides to Minnesota health care program clients; and

(3) is not required to serve Minnesota health care program clients when providing nonvolunteer services in a private practice.

(b) A volunteer dentist enrolled under this subdivision as a fee-for-service provider shall not otherwise be enrolled in or receive payments from Minnesota health care programs as a fee-for-service provider.

(c) The volunteer dentist shall be notified by the dental provider for which they are providing services that medical assistance is being billed for the volunteer services provided.

Sec. 2. Minnesota Statutes 2010, section 256B.0644, is amended to read:

256B.0644 REIMBURSEMENT UNDER OTHER STATE HEALTH CARE PROGRAMS.

(a) A vendor of medical care, as defined in section 256B.02, subdivision 7, and a health maintenance organization, as defined in chapter 62D, must participate as a provider or contractor in the medical assistance program, ~~general assistance medical care program~~, and MinnesotaCare as a condition of participating as a provider in health insurance plans and programs or contractor for state employees established under section 43A.18, the public employees insurance program under section 43A.316, for health insurance plans offered to local statutory or home rule charter city, county, and school district employees, the workers' compensation system under section 176.135, and insurance plans provided through the Minnesota Comprehensive Health Association under sections 62E.01 to 62E.19. The limitations on insurance plans offered to local government employees shall not be applicable in geographic areas where provider participation is limited by managed care contracts with the Department of Human Services.

(b) For providers other than health maintenance organizations, participation in the medical assistance program means that:

(1) the provider accepts new medical assistance, ~~general assistance medical care~~, and MinnesotaCare patients;

(2) for providers other than dental service providers, at least 20 percent of the provider's patients are covered by medical assistance, ~~general assistance medical care~~, and MinnesotaCare as their primary source of coverage; or

(3) for dental service providers, at least ten percent of the provider's patients are covered by medical assistance, ~~general assistance medical care~~, and MinnesotaCare as their primary source of coverage, or the provider accepts new medical assistance and MinnesotaCare patients who are children with special health care needs. For purposes of this section, "children with special health care needs" means children up to age 18 who: (i) require health and related services beyond that required by children generally; and (ii) have or are at risk for a chronic physical, developmental, behavioral, or emotional condition, including: bleeding and coagulation disorders; immunodeficiency disorders; cancer; endocrinopathy; developmental disabilities; epilepsy, cerebral palsy, and other neurological diseases; visual impairment or deafness; Down syndrome and other genetic disorders; autism; fetal alcohol syndrome; and other conditions designated by the commissioner after consultation with representatives of pediatric dental providers and consumers.

(c) Patients seen on a volunteer basis by the provider at a location other than the provider's usual place of practice may be considered in meeting the participation requirement in this section. The commissioner shall establish participation requirements for health maintenance organizations. The commissioner shall provide lists of participating medical assistance providers on a quarterly basis to the commissioner of management and budget, the commissioner of labor and industry, and the commissioner of commerce. Each of the commissioners shall develop and implement procedures to exclude as participating providers in the program or programs under their jurisdiction those providers who do not participate in the medical assistance program. The commissioner of management and budget shall implement this section through contracts with participating health and dental carriers.

(d) ~~For purposes of paragraphs (a) and (b), participation in the general assistance medical care program applies only to pharmacy providers. A volunteer dentist who has signed a volunteer agreement under section 256B.0625, subdivision 9a, shall not be considered to be participating in medical assistance or MinnesotaCare for the purpose of this section.~~"

Delete the title and insert:

"A bill for an act relating to human services; providing for and regulating coverage of volunteer dental services under medical assistance; making technical changes; amending Minnesota Statutes 2010, sections 256B.0625, by adding a subdivision; 256B.0644."

The motion prevailed and the amendment was adopted.

S. F. No. 1626, A bill for an act relating to human services; creating a volunteer agreement form for volunteer dentists to enroll as a medical assistance provider if certain criteria are met; amending Minnesota Statutes 2010, sections 256B.0644; 256B.76, by adding a subdivision.

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 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

S. F. No. 1553 was reported to the House.

Abeler and Davids moved to amend S. F. No. 1553, the second engrossment, as follows:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 2010, section 150A.06, subdivision 1c, is amended to read:

Subd. 1c. **Specialty dentists.** (a) The board may grant a specialty license in the specialty areas of dentistry that are recognized by the American Dental Association.

(b) An applicant for a specialty license shall:

(1) have successfully completed a postdoctoral specialty education program accredited by the Commission on Dental Accreditation of the American Dental Association, or have announced a limitation of practice before 1967;

(2) have been certified by a specialty examining board approved by the Minnesota Board of Dentistry, or provide evidence of having passed a clinical examination for licensure required for practice in any state or Canadian province, or in the case of oral and maxillofacial surgeons only, have a Minnesota medical license in good standing;

(3) have been in active practice or a postdoctoral specialty education program or United States government service at least 2,000 hours in the 36 months prior to applying for a specialty license;

(4) if requested by the board, be interviewed by a committee of the board, which may include the assistance of specialists in the evaluation process, and satisfactorily respond to questions designed to determine the applicant's knowledge of dental subjects and ability to practice;

(5) if requested by the board, present complete records on a sample of patients treated by the applicant. The sample must be drawn from patients treated by the applicant during the 36 months preceding the date of application. The number of records shall be established by the board. The records shall be reasonably representative of the treatment typically provided by the applicant;

(6) at board discretion, pass a board-approved English proficiency test if English is not the applicant's primary language;

(7) pass all components of the National ~~Dental~~ Board Dental Examinations;

(8) pass the Minnesota Board of Dentistry jurisprudence examination;

(9) abide by professional ethical conduct requirements; and

(10) meet all other requirements prescribed by the Board of Dentistry.

(c) The application must include:

(1) a completed application furnished by the board;

(2) at least two character references from two different dentists, one of whom must be a dentist practicing in the same specialty area, and the other the director of the specialty program attended;

- (3) a licensed physician's statement attesting to the applicant's physical and mental condition;
 - (4) a statement from a licensed ophthalmologist or optometrist attesting to the applicant's visual acuity;
 - (5) a nonrefundable fee; and
 - (6) a notarized, unmounted passport-type photograph, three inches by three inches, taken not more than six months before the date of application.
- (d) A specialty dentist holding a specialty license is limited to practicing in the dentist's designated specialty area. The scope of practice must be defined by each national specialty board recognized by the American Dental Association.
- (e) A specialty dentist holding a general dentist license is limited to practicing in the dentist's designated specialty area if the dentist has announced a limitation of practice. The scope of practice must be defined by each national specialty board recognized by the American Dental Association.
- (f) All specialty dentists who have fulfilled the specialty dentist requirements and who intend to limit their practice to a particular specialty area may apply for a specialty license."

Page 2, after line 32, insert:

"Sec. 3. Minnesota Statutes 2010, section 150A.06, subdivision 3, is amended to read:

Subd. 3. **Waiver of examination.** (a) All or any part of the examination for dentists or dental hygienists, except that pertaining to the law of Minnesota relating to dentistry and the rules of the board, may, at the discretion of the board, be waived for an applicant who presents a certificate of ~~qualification from~~ having passed all components of the National Board of Dental Examiners Examinations or evidence of having maintained an adequate scholastic standing as determined by the board, in dental school as to dentists, or dental hygiene school as to dental hygienists.

(b) The board shall waive the clinical examination required for licensure for any dentist applicant who is a graduate of a dental school accredited by the Commission on Dental Accreditation of the American Dental Association, who has ~~successfully completed~~ passed all components of the National ~~Dental Board Examination~~ Dental Examinations, and who has satisfactorily completed a Minnesota-based postdoctoral general dentistry residency program (GPR) or an advanced education in general dentistry (AEGD) program after January 1, 2004. The postdoctoral program must be accredited by the Commission on Dental Accreditation of the American Dental Association, be of at least one year's duration, and include an outcome assessment evaluation assessing the resident's competence to practice dentistry. The board may require the applicant to submit any information deemed necessary by the board to determine whether the waiver is applicable. The board may waive the clinical examination for an applicant who meets the requirements of this paragraph and has satisfactorily completed an accredited postdoctoral general dentistry residency program located outside of Minnesota.

Sec. 4. Minnesota Statutes 2010, section 150A.06, subdivision 4, is amended to read:

Subd. 4. **Licensure by credentials.** (a) Any dentist or dental hygienist may, upon application and payment of a fee established by the board, apply for licensure based on the applicant's performance record in lieu of passing an examination approved by the board according to section 150A.03, subdivision 1, and be interviewed by the board to determine if the applicant:

(1) has passed all components of the National Board Dental Examinations;

(1) (2) has been in active practice at least 2,000 hours within 36 months of the application date, or passed a board-approved reentry program within 36 months of the application date;

(2) (3) currently has a license in another state or Canadian province and is not subject to any pending or final disciplinary action, or if not currently licensed, previously had a license in another state or Canadian province in good standing that was not subject to any final or pending disciplinary action at the time of surrender;

(3) (4) is of good moral character and abides by professional ethical conduct requirements;

(4) (5) at board discretion, has passed a board-approved English proficiency test if English is not the applicant's primary language; and

(5) (6) meets other credentialing requirements specified in board rule.

(b) An applicant who fulfills the conditions of this subdivision and demonstrates the minimum knowledge in dental subjects required for licensure under subdivision 1 or 2 must be licensed to practice the applicant's profession.

(c) If the applicant does not demonstrate the minimum knowledge in dental subjects required for licensure under subdivision 1 or 2, the application must be denied. When denying a license, the board may notify the applicant of any specific remedy that the applicant could take which, when passed, would qualify the applicant for licensure. A denial does not prohibit the applicant from applying for licensure under subdivision 1 or 2.

(d) A candidate whose application has been denied may appeal the decision to the board according to subdivision 4a.

Sec. 5. Minnesota Statutes 2010, section 150A.06, subdivision 6, is amended to read:

Subd. 6. **Display of name and certificates.** (a) The initial license and subsequent renewal, ~~or current registration certificate,~~ of every dentist, a dental therapist, dental hygienist, or dental assistant shall be conspicuously displayed in every office in which that person practices, in plain sight of patients. When available from the board, the board shall allow the display of a wallet-sized initial license and wallet-sized subsequent renewal certificate only at nonprimary practice locations instead of displaying an original-sized initial license and subsequent renewal certificate.

(b) Near or on the entrance door to every office where dentistry is practiced, the name of each dentist practicing there, as inscribed on the current license certificate, shall be displayed in plain sight.

Sec. 6. Minnesota Statutes 2010, section 150A.09, subdivision 3, is amended to read:

Subd. 3. **Current address, change of address.** Every dentist, dental therapist, dental hygienist, and dental assistant shall maintain with the board a correct and current mailing address and electronic mail address. For dentists engaged in the practice of dentistry, the postal address shall be that of the location of the primary dental practice. Within 30 days after changing postal or electronic mail addresses, every dentist, dental therapist, dental hygienist, and dental assistant shall provide the board written notice of the new address either personally or by first class mail.

Sec. 7. Minnesota Statutes 2010, section 150A.105, subdivision 7, is amended to read:

Subd. 7. **Use of dental assistants.** (a) A licensed dental therapist may supervise dental assistants to the extent permitted in the collaborative management agreement and according to section 150A.10, subdivision 2.

(b) Notwithstanding paragraph (a), a licensed dental therapist is limited to supervising no more than four ~~registered licensed~~ dental assistants or ~~nonregistered nonlicensed~~ dental assistants at any one practice setting.

Sec. 8. Minnesota Statutes 2010, section 150A.106, subdivision 1, is amended to read:

Subdivision 1. **General.** In order to be certified by the board to practice as an advanced dental therapist, a person must:

- (1) complete a dental therapy education program;
- (2) pass an examination to demonstrate competency under the dental therapy scope of practice;
- (3) be licensed as a dental therapist;
- (4) complete 2,000 hours of dental therapy clinical practice under direct or indirect supervision;
- (5) graduate from a master's advanced dental therapy education program;
- (6) pass a board-approved certification examination to demonstrate competency under the advanced scope of practice; and
- (7) submit an application and fee for certification as prescribed by the board.

Sec. 9. Minnesota Statutes 2010, section 150A.14, is amended to read:

150A.14 IMMUNITY.

Subdivision 1. **Reporting immunity.** A person, health care facility, business, or organization is immune from civil liability or criminal prosecution for submitting a report in good faith to the board under section 150A.13, or for cooperating with an investigation of a report or with staff of the board relative to violations or alleged violations of section 150A.08. Reports are confidential data on individuals under section 13.02, subdivision 3, and are privileged communications.

Subd. 2. **Program Investigation immunity.** (a) Members of the board, persons employed by the board, and board consultants retained by the board are immune from civil liability and criminal prosecution for any actions, transactions, or publications in the execution of, or relating to, their duties under ~~section 150A.13~~ sections 150A.02 to 150A.21, 214.10, and 214.103.

(b) For purposes of this section, a member of the board or a consultant described in paragraph (a) is considered a state employee under section 3.736, subdivision 9."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

S. F. No. 1553, A bill for an act relating to health; providing a temporary permit to practice without compensation to dentists or dental hygienists licensed in another state; amending Minnesota Statutes 2010, section 150A.06, subdivision 2c; Laws 2011, First Special Session chapter 9, article 10, section 8, subdivision 8.

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 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 682, A bill for an act relating to education; adjusting graduation standards; amending Minnesota Statutes 2010, section 120B.024; Minnesota Statutes 2011 Supplement, section 120B.023, subdivision 2.

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 120 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeler	Clark	Fabian	Hilty	Koenen	Mahoney
Allen	Cornish	Falk	Hoppe	Kriesel	Mariani
Anderson, B.	Crawford	Franson	Hortman	Laine	Marquart
Anderson, D.	Daudt	Fritz	Hosch	Lanning	Mazorol
Anderson, P.	Davids	Garofalo	Howes	Leidiger	McDonald
Banaian	Davnie	Gauthier	Huntley	LeMieur	McElpatrick
Barrett	Dean	Gottwalt	Johnson	Lenczewski	McFarlane
Beard	Dettmer	Gunther	Kahn	Lesch	McNamara
Benson, J.	Dittrich	Hackbarth	Kath	Liebling	Melin
Benson, M.	Doepke	Hamilton	Kelly	Lillie	Moran
Bills	Downey	Hancock	Kieffer	Loeffler	Morrow
Brynaert	Drazkowski	Hansen	Kiel	Lohmer	Mullery
Carlson	Eken	Hausman	Kiffmeyer	Loon	Murdock
Champion	Erickson	Hilstrom	Knuth	Mack	Murphy, E.

Murphy, M.	O'Driscoll	Quam	Shimanski	Swedzinski	Wagenius
Murray	Peppin	Runbeck	Simon	Thissen	Ward
Myhra	Persell	Sanders	Slawik	Tillberry	Westrom
Nelson	Petersen, B.	Scalze	Slocum	Torkelson	Winkler
Nornes	Peterson, S.	Schomacker	Smith	Urdahl	Woodard
Norton	Poppe	Scott	Stensrud	Vogel	Spk. Zellers

Those who voted in the negative were:

Anderson, S.

The bill was passed and its title agreed to.

H. F. No. 2731, A bill for an act relating to energy; requiring an assessment and grant for the purpose of community energy technical assistance and outreach.

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 118 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Downey Drzakowski Peppin

The bill was passed and its title agreed to.

S. F. No. 2131, A bill for an act relating to transportation; contracts; authorizing completion of design-build projects approved by commissioner of transportation; amending Laws 2009, chapter 36, article 3, sections 28; 29.

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 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 2276 was reported to the House.

Kiffmeyer and Lillie moved to amend H. F. No. 2276, the first engrossment, as follows:

Delete everything after the enacting clause and insert:

"Section 1. **[144.1225] ADVANCED DIAGNOSTIC IMAGING SERVICES.**

Subdivision 1. **Definition.** For purposes of this section, "advanced diagnostic imaging services" has the meaning given in United States Code, title 42, section 1395M, except that it does not include x-ray, ultrasound, or fluoroscopy.

Subd. 2. **Accreditation required.** (a)(1) Except as otherwise provided in paragraph (b), advanced diagnostic imaging services eligible for reimbursement from any source, including, but not limited to, the individual receiving such services and any individual or group insurance contract, plan, or policy delivered in this state, including, but not limited to, private health insurance plans, workers' compensation insurance, motor vehicle insurance, the State Employee Group Insurance Program (SEGIP), and other state health care programs, shall be reimbursed only if the facility at which the service has been conducted and processed is accredited by one of the following entities:

(i) American College of Radiology (ACR);

(ii) Intersocietal Accreditation Commission (IAC);

(iii) the Joint Commission; or

(iv) other relevant accreditation organization designated by the secretary of the United States Department of Health and Human Services pursuant to United States Code, title 42, section 1395M.

(2) All accreditation standards recognized under this section must include, but are not limited to:

(i) provisions establishing qualifications of the physician;

(ii) standards for quality control and routine performance monitoring by a medical physicist;

(iii) qualifications of the technologist, including minimum standards of supervised clinical experience;

(iv) guidelines for personnel and patient safety; and

(v) standards for initial and ongoing quality control using clinical image review and quantitative testing.

(b) Any facility that performs advanced diagnostic imaging services and is eligible to receive reimbursement for such services from any source in paragraph (a)(1) must obtain accreditation by August 1, 2013. Thereafter, all facilities that provide advanced diagnostic imaging services in the state must obtain accreditation prior to commencing operations and must, at all times, maintain accreditation with an accrediting organization as provided in paragraph (a).

Subd. 3. **Reporting.** (a) Advanced diagnostic imaging facilities and providers of advanced diagnostic imaging services must annually report to the commissioner demonstration of accreditation as required under this section.

(b) The commissioner may promulgate any rules necessary to administer the reporting required under paragraph (a)."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 2276, A bill for an act relating to health; requiring accreditation of advanced diagnostic imaging services operating in the state; proposing coding for new law in Minnesota Statutes, chapter 144.

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 122 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, D.	Banaian	Benson, J.	Brynaert	Clark
Allen	Anderson, P.	Barrett	Benson, M.	Carlson	Cornish
Anderson, B.	Anderson, S.	Beard	Bills	Champion	Crawford

Daudt	Gruenhagen	Kieffer	Mahoney	Nornes	Smith
Davids	Gunther	Kiel	Mariani	Norton	Stensrud
Davnie	Hackbarth	Kiffmeyer	Marquart	O'Driscoll	Swedzinski
Dean	Hamilton	Knuth	Mazorol	Peppin	Thissen
Dettmer	Hancock	Koenen	McDonald	Persell	Tillberry
Dittrich	Hansen	Kriesel	McElfrick	Petersen, B.	Torkelson
Doepke	Hausman	Laine	McFarlane	Peterson, S.	Urdahl
Downey	Hilstrom	Lanning	McNamara	Poppe	Vogel
Drazkowski	Hilty	Leidiger	Melin	Quam	Wagenius
Eken	Hoppe	LeMieur	Moran	Runbeck	Ward
Erickson	Hortman	Lenczewski	Morrow	Sanders	Westrom
Fabian	Hosch	Lesch	Mullery	Scalze	Winkler
Falk	Howes	Liebling	Murdock	Schomacker	Woodard
Franson	Huntley	Lillie	Murphy, E.	Scott	Spk. Zellers
Fritz	Johnson	Loeffler	Murphy, M.	Shimanski	
Garofalo	Kahn	Lohmer	Murray	Simon	
Gauthier	Kath	Loon	Myhra	Slawik	
Gottwalt	Kelly	Mack	Nelson	Slocum	

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

Gauthier was excused for the remainder of today's session.

H. F. No. 1236 was reported to the House.

Hamilton moved to amend H. F. No. 1236, the first engrossment, as follows:

Delete everything after the enacting clause and insert:

"Section 1. **[151.60] PHARMACY AUDIT INTEGRITY PROGRAM.**

The pharmacy audit integrity program is established to provide standards for an audit of pharmacy records carried out by a pharmacy benefits manager or any entity that represents pharmacy benefits managers.

Sec. 2. **[151.61] DEFINITIONS.**

Subdivision 1. **Scope.** For the purposes of sections 151.60 to 151.70, the following terms have the meanings given.

Subd. 2. **Entity.** "Entity" means a pharmacy benefits manager or any person or organization that represents these companies, groups, or organizations.

Subd. 3. **Pharmacy benefits manager or PBM.** "Pharmacy benefits manager" or "PBM" means a person, business, or other entity that performs pharmacy benefits management. The term includes a person or entity acting for a PBM in a contractual or employment relationship in the performance of pharmacy benefits management.

Subd. 4. **Plan sponsor.** "Plan sponsor" means the employer in the case of an employee benefit plan established or maintained by a single employer, a group purchaser as defined in section 62J.03, subdivision 6, or the employee organization in the case of a plan established or maintained by an employee organization, an association, joint board trustees, committee, or other similar group that establishes or maintains the plan.

Sec. 3. **[151.62] PHARMACY BENEFIT MANAGER CONTRACT.**

An amendment to pharmacy audit terms in a contract between a PBM and a pharmacy must be disclosed to the pharmacy at least 60 days prior to the effective date of the proposed change.

Sec. 4. **[151.63] PROCEDURE AND PROCESS FOR CONDUCTING AND REPORTING AN AUDIT.**

Subdivision 1. **Audit procedures.** Unless otherwise prohibited by federal requirements or regulations, any entity conducting a pharmacy audit must follow the following procedures.

(1) A pharmacy must be given notice 14 days before an initial on-site audit is conducted.

(2) An audit that involves clinical or professional judgment must be conducted by or in consultation with a licensed pharmacist.

(3) Each pharmacy shall be audited under the same standards and parameters as other similarly situated pharmacies.

Subd. 2. **Audit process.** Unless otherwise prohibited by federal requirements or regulations, for any entity conducting a pharmacy audit the following audit items apply.

(1) The period covered by the audit may not exceed 24 months from the date that the claim was submitted to or adjudicated by the entity, unless a longer period is required under state or federal law.

(2) If an entity uses random sampling as a method for selecting a set of claims for examination, the sample size must be appropriate for a statistically reliable sample. Notwithstanding section 151.69, the auditing entity shall provide the pharmacy a masked list that provides a prescription number or date range that the auditing entity is seeking to audit.

(3) An on-site audit may not take place during the first five business days of the month unless consented to by the pharmacy.

(4) Auditors may not enter the pharmacy area unless escorted where patient-specific information is available and to the extent possible must be out of sight and hearing range of the pharmacy customers.

(5) Any recoupment will not be deducted against future remittances until after the appeals process and both parties have received the results of the final audit.

(6) A PBM may not require information to be written on a prescription unless the information is required to be written on the prescription by state or federal law. Recoupment may be assessed for items not written on the prescription if:

(i) additional information is required in the provider manual; or

(ii) the information is required by the Food and Drug Administration (FDA); or

(iii) the information is required by the drug manufacturer's product safety program; and

(iv) the information in clauses (i), (ii), or (iii) is not readily available for the auditor at the time of the audit.

(7) The auditing company or agent may not receive payment based on a percentage of the amount recovered. This section does not prevent the entity conducting the audit from charging or assessing the responsible party, directly or indirectly, based on amounts recouped if both of the following conditions are met:

(i) the plan sponsor and the entity conducting the audit have a contract that explicitly states the percentage charge or assessment to the plan sponsor; and

(ii) a commission to an agent or employee of the entity conducting the audit is not based, directly or indirectly, on amounts recouped.

Sec. 5. **[151.64] REQUIREMENTS FOR RECOUPMENT OR CHARGEBACK.**

For recoupment or chargeback, the following criteria apply.

(1) Audit parameters must consider consumer-oriented parameters based on manufacturer listings.

(2) A pharmacy's usual and customary price for compounded medications is considered the reimbursable cost unless the pricing methodology is outlined in the provider contract.

(3) A finding of overpayment or underpayment must be based on the actual overpayment or underpayment and not a projection based on the number of patients served having a similar diagnosis or on the number of similar orders or refills for similar drugs.

(4) The entity conducting the audit shall not use extrapolation in calculating the recoupment or penalties for audits unless required by state or federal law or regulations.

(5) Calculations of overpayments must not include dispensing fees unless a prescription was not actually dispensed; the prescriber denied authorization; the prescription dispensed was a medication error by the pharmacy; or the identified overpayment is solely based on an extra dispensing fee.

(6) An entity may not consider any clerical or record-keeping error, such as a typographical error, scrivener's error, or computer error regarding a required document or record as fraud, however such errors may be subject to recoupment.

(7) In the case of errors that have no actual financial harm to the patient or plan, the PBM must not assess any chargebacks. Errors that are a result of the pharmacy failing to comply with a formal corrective action plan may be subject to recovery.

(8) Interest may not accrue during the audit period for either party, beginning with the notice of the audit and ending with the final audit report.

Sec. 6. **[151.65] DOCUMENTATION.**

(a) To validate the pharmacy record and delivery, the pharmacy may use authentic and verifiable statements or records including medication administration records of a nursing home, assisted living facility, hospital, physician, or other authorized practitioner or additional audit documentation parameters located in the provider manual.

(b) Any legal prescription that meets the requirements in this chapter may be used to validate claims in connection with prescriptions, refills, or changes in prescriptions, including medication administration records, faxes, e-prescriptions, or documented telephone calls from the prescriber or the prescriber's agents.

Sec. 7. **[151.66] APPEALS PROCESS.**

The entity conducting the audit must establish a written appeals process which must include appeals of preliminary reports and final reports.

Sec. 8. **[151.67] AUDIT INFORMATION AND REPORTS.**

(a) A preliminary audit report must be delivered to the pharmacy within 60 days after the conclusion of the audit.

(b) A pharmacy must be allowed at least 45 days following receipt of the preliminary audit to provide documentation to address any discrepancy found in the audit.

(c) A final audit report must be delivered to the pharmacy within 120 days after receipt of the preliminary audit report or final appeal, whichever is later.

(d) An entity shall remit any money due to a pharmacy or pharmacist as a result of an underpayment of a claim within 45 days after the appeals process has been exhausted and the final audit report has been issued.

Sec. 9. **[151.68] DISCLOSURES TO PLAN SPONSOR.**

Where contractually required, an auditing entity must provide a copy to the plan sponsor of its claims that were included in the audit, and any recouped money shall be returned to the plan sponsor.

Sec. 10. **[151.69] APPLICABILITY OF OTHER LAWS AND REGULATIONS.**

Sections 151.62 to 151.67 do not apply to any investigative audit that involves suspected fraud, willful misrepresentation, abuse, or any audit completed by Minnesota health care programs.

Sec. 11. **[151.70] VIOLATIONS.**

Violations of sections 151.62 to 151.68 may be grounds for action, but are not deemed misdemeanors as described in section 151.29."

The motion prevailed and the amendment was adopted.

H. F. No. 1236, A bill for an act relating to health; establishing a pharmacy audit integrity program; proposing coding for new law in Minnesota Statutes, chapter 151.

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 121 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Benson, M.	Davnie	Falk	Hansen	Kahn
Allen	Bills	Dean	Franson	Hausman	Kath
Anderson, B.	Brynaert	Dettmer	Fritz	Hilstrom	Kelly
Anderson, D.	Carlson	Dittrich	Garofalo	Hilty	Kieffer
Anderson, P.	Champion	Doepke	Gottwalt	Hoppe	Kiel
Anderson, S.	Clark	Downey	Gruenhagen	Hortman	Kiffmeyer
Banaian	Cornish	Drazkowski	Gunther	Hosch	Knuth
Barrett	Crawford	Eken	Hackbarth	Howes	Koenen
Beard	Daudt	Erickson	Hamilton	Huntley	Kriesel
Benson, J.	Davids	Fabian	Hancock	Johnson	Laine

Lanning	Mahoney	Mullery	Persell	Simon	Wagenius
Leidiger	Mariani	Murdock	Petersen, B.	Slawik	Ward
LeMieur	Marquart	Murphy, E.	Peterson, S.	Slocum	Westrom
Lenczewski	Mazorol	Murphy, M.	Poppe	Smith	Winkler
Lesch	McDonald	Murray	Quam	Stensrud	Woodard
Liebling	McElpatrick	Myhra	Runbeck	Swedzinski	Spk. Zellers
Lillie	McFarlane	Nelson	Sanders	Thissen	
Loeffler	McNamara	Nornes	Scalze	Tillberry	
Lohmer	Melin	Norton	Schomacker	Torkelson	
Loon	Moran	O'Driscoll	Scott	Urdahl	
Mack	Morrow	Peppin	Shimanski	Vogel	

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

S. F. No. 1621, A bill for an act relating to human services; modifying child care accreditation provisions; amending Minnesota Statutes 2010, section 119B.13, subdivision 3a.

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 116 yeas and 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Allen	Laine	Moran
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The bill was passed and its title agreed to.

Erickson was excused for the remainder of today's session.

S. F. No. 2184, A bill for an act relating to real property; registered land; providing for registration for time share interests; amending Minnesota Statutes 2010, section 508.58, subdivision 2, by adding subdivisions.

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 119 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 1815, A bill for an act relating to energy; establishing rights of incumbent transmission line owners regarding certain federally approved transmission lines; proposing coding for new law in Minnesota Statutes, chapter 216B.

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 116 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Allen	Banaian	Bills	Cornish	Dean	Drazkowski
Anderson, B.	Barrett	Brynaert	Crawford	Dettmer	Eken
Anderson, D.	Beard	Carlson	Daudt	Dittrich	Fabian
Anderson, P.	Benson, J.	Champion	Davids	Doepke	Falk
Anderson, S.	Benson, M.	Clark	Davnie	Downey	Franson

Fritz	Howes	Lenczewski	Melin	Petersen, B.	Thissen
Garofalo	Huntley	Liebling	Moran	Poppe	Tillberry
Gottwalt	Johnson	Lillie	Morrow	Quam	Torkelson
Gruenhagen	Kahn	Loeffler	Mullery	Runbeck	Urdahl
Gunther	Kath	Lohmer	Murdock	Sanders	Vogel
Hackbarth	Kelly	Loon	Murphy, E.	Scalze	Wagenius
Hamilton	Kieffer	Mack	Murphy, M.	Schomacker	Ward
Hancock	Kiel	Mahoney	Murray	Scott	Westrom
Hansen	Kiffmeyer	Mariani	Myhra	Shimanski	Winkler
Hausman	Knuth	Marquart	Nelson	Simon	Woodard
Hilstrom	Koenen	Mazorol	Nornes	Slawik	Spk. Zellers
Hilty	Kriesel	McDonald	Norton	Slocum	
Hoppe	Lanning	McElfrick	O'Driscoll	Smith	
Hortman	Leidiger	McFarlane	Peppin	Stensrud	
Hosch	LeMieur	McNamara	Persell	Swedzinski	

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.

FISCAL CALENDAR ANNOUNCEMENT

Pursuant to rule 1.22, Davids announced his intention to place H. F. Nos. 2580, 2729 and 2754 on the Fiscal Calendar for Monday, April 16, 2012.

MOTIONS AND RESOLUTIONS

Benson, J., moved that the name of Hortman be added as an author on H. F. No. 172. The motion prevailed.

Woodard moved that the name of Kiffmeyer be added as an author on H. F. No. 1418. The motion prevailed.

Dettmer moved that the name of Lohmer be added as an author on H. F. No. 1821. The motion prevailed.

Gottwalt moved that the name of Kiffmeyer be added as an author on H. F. No. 1945. The motion prevailed.

Davids moved that the names of Nornes and Stensrud be added as authors on H. F. No. 1972. The motion prevailed.

Garofalo moved that the name of Erickson be added as an author on H. F. No. 2433. The motion prevailed.

Garofalo moved that the name of Erickson be added as an author on H. F. No. 2949. The motion prevailed.

ADJOURNMENT

Dean moved that when the House adjourns today it adjourn until 12:00 noon, Monday, April 16, 2012. The motion prevailed.

Dean moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Monday, April 16, 2012.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

