

STATE OF MINNESOTA

EIGHTY-SEVENTH SESSION — 2012

 ONE HUNDRED FIFTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, APRIL 19, 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 Paris Pasch, Christ's Family Church, Hastings, Minnesota.

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

The roll was called and the following members were present:

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

A quorum was present.

Kelly was excused.

Greene was excused until 3:15 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 CHIEF CLERK

S. F. No. 1199 and H. F. No. 1476, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Scott moved that the rules be so far suspended that S. F. No. 1199 be substituted for H. F. No. 1476 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1921 and H. F. No. 2340, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Holberg moved that the rules be so far suspended that S. F. No. 1921 be substituted for H. F. No. 2340 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Holberg from the Committee on Ways and Means to which was referred:

H. F. No. 462, A bill for an act relating to health occupations; providing for a Nurse Licensure Compact; providing for appointments; proposing coding for new law in Minnesota Statutes, chapter 148.

Reported the same back with the following amendments:

Page 10, after line 33, insert:

"Sec. 6. **APPROPRIATION.**

\$149,000 in fiscal year 2013 is appropriated from the state government special revenue fund to the Board of Nursing for the purposes of this act. The state government special revenue fund base appropriation is increased by \$6,000 in fiscal years 2014 and 2015."

Renumber the sections in sequence and correct the internal references

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "appropriating money;"

With the recommendation that when so amended the bill pass.

The report was adopted.

Holberg from the Committee on Ways and Means to which was referred:

H. F. No. 2136, A bill for an act relating to motor vehicles; providing for electronic insurance identification cards; regulating salvage titles; modifying the disclosure of motor vehicle damage; amending Minnesota Statutes 2010, sections 65B.482, subdivision 1; 168A.01, subdivisions 6a, 8a, 12a; 168A.151, subdivision 1; 325F.6641; 325F.6644, subdivision 1.

Reported the same back with the following amendments:

Page 2, line 3, delete the new language and reinstate the stricken language

With the recommendation that when so amended the bill pass.

The report was adopted.

Holberg from the Committee on Ways and Means to which was referred:

H. F. No. 2169, A bill for an act relating to state government; providing methods for certain review of, and reporting on, agency rules; amending Minnesota Statutes 2010, sections 3.842, subdivision 4a; 14.05, subdivision 1, by adding a subdivision; 14.116; 14.131; 14.388, subdivision 2; 14.389, subdivision 2; Minnesota Statutes 2011 Supplement, sections 3D.06; 3D.10; 3D.11.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 14.116, is amended to read:

14.116 NOTICE TO LEGISLATURE.

(a) By January 15 each year, each agency must submit its rulemaking docket maintained under section 14.366, and the official rulemaking record required under section 14.365 for any rule adopted during the preceding calendar year, to the chairs and ranking minority members of the legislative policy and budget committees with jurisdiction over the subject matter of the proposed rule.

(b) When an agency mails notice of intent to adopt rules under section 14.14 or 14.22, the agency must send a copy of the same notice and a copy of the statement of need and reasonableness to the chairs and ranking minority party members of the legislative policy and budget committees with jurisdiction over the subject matter of the proposed rules and to the Legislative Coordinating Commission.

(c) In addition, if the mailing of the notice is within two years of the effective date of the law granting the agency authority to adopt the proposed rules, the agency shall make reasonable efforts to send a copy of the notice and the statement to all sitting legislators who were chief house of representatives and senate authors of the bill granting the rulemaking authority. If the bill was amended to include this rulemaking authority, the agency shall make reasonable efforts to send the notice and the statement to the chief house of representatives and senate authors of the amendment granting rulemaking authority, rather than to the chief authors of the bill.

Sec. 2. Minnesota Statutes 2010, section 14.131, is amended to read:

14.131 STATEMENT OF NEED AND REASONABLENESS.

By the date of the section 14.14, subdivision 1a, notice, the agency must prepare, review, and make available for public review a statement of the need for and reasonableness of the rule. The statement of need and reasonableness must be prepared under rules adopted by the chief administrative law judge and must include the following to the extent the agency, through reasonable effort, can ascertain this information:

(1) a description of the classes of persons who probably will be affected by the proposed rule, including classes that will bear the costs of the proposed rule and classes that will benefit from the proposed rule;

(2) the probable costs to the agency and to any other agency of the implementation and enforcement of the proposed rule and any anticipated effect on state revenues;

(3) a determination of whether there are less costly methods or less intrusive methods for achieving the purpose of the proposed rule;

(4) a description of any alternative methods for achieving the purpose of the proposed rule that were seriously considered by the agency and the reasons why they were rejected in favor of the proposed rule;

(5) the probable costs of complying with the proposed rule, including the portion of the total costs that will be borne by identifiable categories of affected parties, such as separate classes of governmental units, businesses, or individuals;

(6) the probable costs or consequences of not adopting the proposed rule, including those costs or consequences borne by identifiable categories of affected parties, such as separate classes of government units, businesses, or individuals; ~~and~~

(7) an assessment of any differences between the proposed rule and existing federal regulations and a specific analysis of the need for and reasonableness of each difference; ~~and~~

(8) an assessment of the cumulative effect of the rule with other federal and state regulations related to the specific purpose of the rule.

The statement must describe how the agency, in developing the rules, considered and implemented the legislative policy supporting performance-based regulatory systems set forth in section 14.002.

For purposes of clause (8), "cumulative effect" means the impact that results from incremental impact of the proposed rule in addition to other rules, regardless of what state or federal agency has adopted the other rules. Cumulative effects can result from individually minor but collectively significant rules adopted over a period of time.

The statement must also describe the agency's efforts to provide additional notification under section 14.14, subdivision 1a, to persons or classes of persons who may be affected by the proposed rule or must explain why these efforts were not made.

The agency must consult with the commissioner of management and budget to help evaluate the fiscal impact and fiscal benefits of the proposed rule on units of local government. The agency must send a copy of the statement of need and reasonableness to the Legislative Reference Library when the notice of hearing is mailed under section 14.14, subdivision 1a.

Sec. 3. **REPORTS.**

By January 15, 2013, the Pollution Control Agency, Department of Natural Resources, Board of Water and Soil Resources, Environmental Quality Board, and Department of Agriculture must each report to the governor, the Legislative Coordinating Commission, and the policy and funding committees and divisions with jurisdiction over the agency. Each report must update information that was reported as required by Laws 2000, chapter 469, section 4, subdivision 1. The reports from the Board of Water and Soil Resources and the Environmental Quality Board must include the information required by Laws 2000, chapter 469, section 4, subdivision 1.

Delete the title and insert:

"A bill for an act relating to state government; regulating agency rulemaking; modifying notice to the legislature and requirements for statements of need and reasonableness; requiring certain reports; amending Minnesota Statutes 2010, sections 14.116; 14.131."

With the recommendation that when so amended the bill pass.

The report was adopted.

Holberg from the Committee on Ways and Means to which was referred:

H. F. No. 2269, A bill for an act relating to elections; determining funds for Help America Vote Act; appropriating money.

Reported the same back with the following amendments:

Page 1, line 6, delete "\$1,080,000" and insert "\$750,000" and after "appropriated" insert "in fiscal year 2013"

Page 1, line 10, after the period, insert "The secretary of state must not make any reductions to the business services division to offset any reductions to election services."

With the recommendation that when so amended the bill pass.

The report was adopted.

Holberg from the Committee on Ways and Means to which was referred:

H. F. No. 2458, A bill for an act relating to state government; creating an advisory inspections process; proposing coding for new law in Minnesota Statutes, chapter 15.

Reported the same back with the following amendments:

Page 1, line 7, after "must" insert ", except as provided in paragraphs (f) and (g)."

Page 1, line 8, after the period, insert "An agency is not required to conduct an advisory inspection if the agency has a regularly scheduled inspection that would occur within 90 days after the request for the advisory inspection, or if before an advisory inspection is requested, the agency has notified the person that it will be conducting an inspection within 45 days."

Page 2, after line 23, insert:

"(f) If agency staff resources are limited, an agency must give higher priority to the agency's regular inspections over advisory inspections under this section. In so far as conducting advisory inspections reduces an agency's costs, the savings must be reflected in the charges for advisory inspections. An agency may not add additional staff complement for purposes of this section before July 1, 2013. An agency may not add additional staff complement for purposes of this section after July 1, 2013, unless: (1) the agency has presented a request for additional staff complement to the legislature; (2) the agency has documented the demand for advisory inspections and has documented why additional staff complement is needed to meet the demand; and (3) the agency has documented that the revenue generated by advisory inspections will cover the expenses of the additional staff complement."

Page 2, line 24, delete "(f)" and insert "(g)"

Page 2, line 29, after "life" insert "or presents significant risk of major injury or severe emotional harm to humans"

Page 3, after line 3, insert:

"(h) An agency may terminate an advisory inspection and proceed as if an inspection were a regular inspection if, in the process of conducting an advisory inspection, the agency finds a situation that the agency determines: could lead to criminal penalties; endangers human life or presents significant risk of major injury or severe emotional harm to humans; or evidences a pattern of willful violations."

With the recommendation that when so amended the bill pass.

The report was adopted.

Holberg from the Committee on Ways and Means to which was referred:

H. F. No. 2555, A bill for an act relating to state government; implementing changes to the sunset review; changing certain agency requirements; requiring posting of convictions of felonies or gross misdemeanors and malpractice settlements or judgments for a regulated practitioner; requiring certain information on regulated practitioners; requiring a study; prohibiting transfer of certain funds; requiring reports; setting fees; abolishing the Combative Sports Commission and transferring combative sports duties to the commissioner of labor and industry; establishing a Combative Sports Advisory Council; requiring a review of the Minnesota Board of Medical Practice; regulating alcohol and drug counselors; changing requirements for licensed professional clinical counselors; changing provisions for health-related licensing boards; changing provisions for the practice of dentistry; appropriating money; amending Minnesota Statutes 2010, sections 3.922, by adding a subdivision; 3.9223, subdivision 7; 3.9225, subdivision 7; 3.9226, subdivision 7; 147.01, subdivision 4; 147.111, by adding a subdivision; 148.10, subdivision 7; 148.102, by adding a subdivision; 148.261, subdivision 1; 148.263, by adding a subdivision; 148B.07, by adding a subdivision; 148B.5301, subdivisions 1, 4, by adding a subdivision; 148B.54, subdivisions 2, 3; 148C.095, by adding a subdivision; 148E.285, by adding a subdivision; 150A.06, subdivisions 1c, 3, 4, 6; 150A.09, subdivision 3; 150A.105, subdivision 7; 150A.106, subdivision 1; 150A.13, by adding a subdivision; 150A.14; 153.24, by adding a subdivision; 214.06, subdivisions 1, 1a, by adding a subdivision; 214.09, by adding a subdivision; 214.103; 341.21, by adding a subdivision; 341.28, subdivision 1; 341.37; Minnesota Statutes 2011 Supplement, sections 3D.04; 3D.06; 3D.21, subdivisions 1, 2; Laws 2010, chapter 349, section 1; proposing coding for new law in Minnesota Statutes, chapters 3D; 16B; 214; 341; proposing coding for new law as Minnesota Statutes, chapter 148F; repealing Minnesota Statutes 2010, sections 138A.01; 138A.02; 138A.03; 138A.04; 138A.05; 138A.06; 148C.01, subdivisions 1, 1a, 2, 2a, 2b, 2c, 2d, 2e, 2f, 2g, 4, 4a, 5, 7, 9, 10, 11, 11a, 12,

12a, 13, 14, 15, 16, 17, 18; 148C.015; 148C.03, subdivisions 1, 4; 148C.0351, subdivisions 1, 3, 4; 148C.0355; 148C.04, subdivisions 1, 2, 3, 4, 5a, 6, 7; 148C.044; 148C.045; 148C.05, subdivisions 1, 1a, 5, 6; 148C.055; 148C.07; 148C.075; 148C.08; 148C.09, subdivisions 1, 1a, 2, 4; 148C.091; 148C.093; 148C.095; 148C.099; 148C.10, subdivisions 1, 2, 3; 148C.11; 148C.12, subdivisions 1, 2, 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15; 341.21, subdivisions 3, 4a; 341.22; 341.23; 341.24; 341.26; Minnesota Rules, parts 4747.0010; 4747.0020; 4747.0030, subparts 1, 2, 3, 4, 5, 7, 8, 9, 10, 15, 17, 18, 20, 21, 22, 24, 29; 4747.0040; 4747.0050; 4747.0060; 4747.0070, subparts 1, 2, 3, 6; 4747.0200; 4747.0400, subpart 1; 4747.0700; 4747.0800; 4747.0900; 4747.1100, subparts 1, 4, 5, 6, 7, 8, 9; 4747.1400, subparts 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13; 4747.1500; 6310.3100, subpart 2; 6310.3600; 6310.3700, subpart 1.

Reported the same back with the following amendments:

Page 10, after line 23, insert:

"Sec. 13. Minnesota Statutes 2010, section 148.5194, subdivision 5, is amended to read:

Subd. 5. **Nonrefundable Use and refunds of fees.** All fees are nonrefundable. The commissioner shall only use fees collected under this section for the purposes of administering this chapter. The legislature must not transfer money generated by these fees from the state government special revenue fund to the general fund. Surcharges collected by the commissioner of health under section 16E.22 are not subject to this subdivision.

Sec. 14. Minnesota Statutes 2010, section 148.6445, subdivision 10, is amended to read:

Subd. 10. **Nonrefundable Use and refunds of fees.** All fees are nonrefundable. The commissioner shall only use fees collected under this section for the purposes of administering this chapter. The legislature must not transfer money generated by these fees from the state government special revenue fund to the general fund. Surcharges collected by the commissioner of health under section 16E.22 are not subject to this subdivision."

Page 11, after line 22, insert:

"Sec. 20. Minnesota Statutes 2010, section 153A.17, is amended to read:

153A.17 EXPENSES; FEES.

(a) The expenses for administering the certification requirements, including the complaint handling system for hearing aid dispensers in sections 153A.14 and 153A.15, and the Consumer Information Center under section 153A.18, must be paid from initial application and examination fees, renewal fees, penalties, and fines. The commissioner shall only use fees collected under this section for the purposes of administering this chapter. The legislature must not transfer money generated by these fees from the state government special revenue fund to the general fund. Surcharges collected by the commissioner of health under section 16E.22 are not subject to this paragraph.

(b) The fees are as follows:

(1) the initial and annual renewal certification application fee is \$600;

(2) the initial examination fee for the written portion is \$500, and for each time it is taken, thereafter;

(3) the initial examination fee for the practical portion is \$1,200, and \$600 for each time it is taken, thereafter; for individuals meeting the requirements of section 148.515, subdivision 2, the fee for the practical portion of the hearing instrument dispensing examination is \$250 each time it is taken;

(4) the trainee application fee is \$200;

(5) the penalty fee for late submission of a renewal application is \$200; and

(6) the fee for verification of certification to other jurisdictions or entities is \$25.

(c) The commissioner may prorate the certification fee for new applicants based on the number of quarters remaining in the annual certification period.

(d) All fees are nonrefundable. All fees, penalties, and fines received must be deposited in the state government special revenue fund.

(e) Beginning July 1, 2009, until June 30, 2016, a surcharge of \$100 shall be paid at the time of initial certification application or renewal to recover the commissioner's accumulated direct expenditures for administering the requirements of this chapter."

Page 12, line 8, delete "six months" and insert "one year"

Page 12, line 23, delete everything after the second comma

Page 12, delete line 24

Page 12, line 25, delete everything before "and"

Page 12, line 27, after the period, insert "Surcharges collected by a health-related licensing board under section 16E.22 are not subject to this subdivision."

Page 13, line 14, delete "three" and insert "two"

Page 13, line 15, delete "ten" and insert "five" and delete the second "the"

Page 13, line 17, delete "the action" and insert "actions" and delete "the licensee" and insert "licensees"

Page 14, line 2, delete everything after the period

Page 14, delete lines 3 to 9

Page 17, delete section 26 and insert:

"Sec. 29. **REPORT; INFORMATION SYSTEMS FOR LICENSING BOARDS.**

The commissioner of administration and the Office of Enterprise Technology utilizing business rules from the health licensing boards shall report to the legislature by January 15, 2013, the best system for providing electronic licensing, disciplinary, regulatory, and investigative services for the health-related licensing boards. Any costs incurred in preparing this report must be paid from surcharges collected under Minnesota Statutes, section 16E.22."

Page 17, line 27, delete "by the board"

Page 17, line 28, before the period, insert ", for the health-related licensing boards or Minnesota Statutes, section 144.122, for the commissioner of health"

Page 18, after line 19, insert:

"(5) the commissioner of health;"

Page 18, line 20, delete "(5)" and insert "(6)"

Page 18, line 21, delete "(6)" and insert "(7)"

Page 18, line 26, delete everything after the period and insert "The costs incurred by the commissioner of health to convene and support the working group must be paid from the"

Page 18, line 30, after "(f)" insert "No later than January 1, 2013,"

Page 18, delete section 30 and insert:

"Sec. 33. **BOARD OF MEDICAL PRACTICE REVIEW.**

The legislative auditor is requested to conduct a special investigation of the Minnesota Board of Medical Practice and its implementation of the Medical Practice Act. The legislative auditor is requested to submit the results of the investigation to the Sunset Advisory Commission and to the chairs and ranking minority members of the senate and house of representatives policy committees having jurisdiction over the board by January 1, 2013."

Page 19, delete section 31

Page 21, delete article 4

Page 62, delete article 5

Page 66, delete section 1

Page 71, delete section 6

Page 72, delete article 7 and insert:

"ARTICLE 5
APPROPRIATIONS

Section 1. **APPROPRIATION; LEGISLATIVE COORDINATING COMMISSION.**

\$127,000 is appropriated to the Legislative Coordinating Commission from the general fund for the fiscal year ending June 30, 2013, to provide staff services or to enter into contracts to assist the Sunset Advisory Commission. The general fund budget base for the Legislative Coordinating Commission, as established in Laws 2011, First Special Session chapter 10, article 1, section 2, is increased by \$160,000 beginning in fiscal year 2014.

Sec. 2. **MEDICAL PRACTICE ACT; STUDY.**

\$50,000 is appropriated in fiscal year 2013 to the Board of Medical Practice from the health occupations licensing account in the state government special revenue fund for transfer to the commissioner of health to convene and support the working group evaluating the state's Medical Practice Act. This is a onetime appropriation.

Sec. 3. **HEALTH-RELATED LICENSING BOARDS.**

The following amounts are appropriated in fiscal year 2013 to the following health-related licensing boards from the state government special revenue fund to carry out the duties in article 2:

- (1) \$73,000 to the Board of Behavioral Health and Therapy;
- (2) \$90,000 to the Board of Chiropractic Examiners;
- (3) \$194,000 to the Board of Dentistry;
- (4) \$15,000 to the Board of Dietetics and Nutrition Practice;
- (5) \$19,000 to the Board of Marriage and Family Therapy;
- (6) \$176,000 to the Board of Medical Practice;
- (7) \$407,000 to the Board of Nursing;
- (8) \$16,000 to the Board of Nursing Home Administrators;
- (9) \$14,000 to the Board of Optometry;
- (10) \$87,000 to the Board of Pharmacy;
- (11) \$25,000 to the Board of Physical Therapy;
- (12) \$17,000 to the Board of Podiatric Medicine;
- (13) \$48,000 to the Board of Psychology;
- (14) \$48,000 to the Board of Social Work; and
- (15) \$26,000 to the Board of Veterinary Medicine."

Renumber the sections and articles in sequence and correct the internal references

Amend the title as follows:

Page 1, line 6, after "reports" insert "and a financial audit"

Page 1, line 10, delete everything after the first semicolon

Page 1, line 11, delete everything before "changing"

Page 1, line 12, delete "changing provisions for the practice of dentistry;"

Correct the title numbers accordingly

With the recommendation that when so amended the bill pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 462, 2136, 2169, 2269, 2458 and 2555 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1199 and 1921 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Davnie introduced:

H. F. No. 3004, A bill for an act relating to education; providing for policies to prevent harassment, bullying, intimidation, and violence in education; amending Minnesota Statutes 2010, section 363A.13, subdivisions 1, 2; Minnesota Statutes 2011 Supplement, sections 124D.10, subdivision 8; 127A.42, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 121A; repealing Minnesota Statutes 2010, sections 121A.03; 121A.0695; 363A.27.

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

Howes and Murphy, E., introduced:

H. F. No. 3005, A bill for an act relating to health; regulating the practice of orthotics, prosthetics, and pedorthics; requiring licensure; proposing coding for new law as Minnesota Statutes, chapter 153B.

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

Kahn; Knuth; Greiling; Wagenius; Huntley; Hornstein; Murphy, E.; Loeffler; Hausman and Carlson introduced:

H. F. No. 3006, A bill for an act relating to health; prohibiting the nontherapeutic use of antimicrobial drugs for food animals; prohibiting the sale of food produced from animals administered antimicrobial drugs for nontherapeutic uses; proposing coding for new law in Minnesota Statutes, chapter 35.

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

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

FISCAL CALENDAR

Pursuant to rule 1.22, Holberg requested immediate consideration of H. F. No. 2958.

H. F. No. 2958, A bill for an act relating to finance; modifying the membership of the Legislative Advisory Commission; authorizing the Legislative Advisory Commission to review requests to spend federal money; limiting the authority to spend federal money without legislative review to certain emergency management purposes; providing for the validation of certain appropriation bonds; establishing an apprenticeship and on-the-job training program to administer a portion of the Minnesota GI Bill program; eliminating a surcharge on special veteran's plates for certain trucks; appropriating money for honor guards, soft body armor, and disaster deficiency; amending Minnesota Statutes 2010, sections 3.30, subdivision 2; 3.3005, subdivisions 2a, 4, 5, 6, by adding a subdivision; 12.22, subdivision 1; 116.03, subdivision 3; 197.791, subdivision 6, by adding a subdivision; Minnesota Statutes 2011 Supplement, sections 16A.96, by adding a subdivision; 168.123, subdivision 1.

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 80 yeas and 50 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Allen	Dittrich	Hosch	Mahoney	Norton	Slocum
Atkins	Falk	Huntley	Mariani	Paymar	Thissen
Benson, J.	Gauthier	Johnson	Melin	Pelowski	Tillberry
Brynaert	Greiling	Kahn	Moran	Peterson, S.	Wagenius
Carlson	Hansen	Knuth	Morrow	Poppe	Winkler
Champion	Hausman	Laine	Mullery	Rukavina	
Clark	Hilstrom	Lenczewski	Murphy, E.	Scalze	
Davnie	Hilty	Liebling	Murphy, M.	Simon	
Dill	Hornstein	Loeffler	Nelson	Slawik	

The bill was passed and its title agreed to.

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. 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.

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. 1812, A bill for an act relating to state government; permitting the Department of Administration to contract for waste hauling without determining whether state employees are able to do the work; proposing coding for new law in Minnesota Statutes, chapter 16C.

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. 1974, A bill for an act relating to public employment; providing that certain contract terms do not continue in effect after expiration of a collective bargaining agreement; amending Minnesota Statutes 2010, section 179A.20, subdivision 6, by adding a subdivision.

The Senate has appointed as such committee:

Senators Parry, Thompson and Hoffman.

Said House File is herewith returned to the House.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

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

S. F. No. 2334, A bill for an act relating to lobbying; modifying principal reports; amending Minnesota Statutes 2010, section 10A.04, subdivision 6.

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

Senators Vandever, Limmer and Sieben.

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

Peppin 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. 2334. The motion prevailed.

The Speaker called Davids to the Chair.

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. 738, A bill for an act relating to public safety; modifying certain harassment restraining order provisions; amending Minnesota Statutes 2010, section 609.748, subdivisions 4, 5, 6.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Cornish moved that the House concur in the Senate amendments to H. F. No. 738 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 738, A bill for an act relating to public safety; providing public notice for release hearing for killers of peace officers; modifying certain harassment restraining order provisions; amending Minnesota Statutes 2010, sections 244.05, by adding a subdivision; 609.748, subdivisions 4, 5, 6.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Beard	Carlson	Daudt	Dill
Allen	Anzelc	Benson, J.	Champion	Davids	Dittrich
Anderson, B.	Atkins	Benson, M.	Clark	Davnie	Doepke
Anderson, D.	Banaian	Brynaert	Cornish	Dean	Downey
Anderson, P.	Barrett	Buesgens	Crawford	Dettmer	Drazkowski

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

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. 1175, A bill for an act relating to motor vehicles; authorizing additional deputy registrar of motor vehicles for Scott County; providing for provisional reinstatement of the Golden Valley deputy registrar.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Buesgens moved that the House concur in the Senate amendments to H. F. No. 1175 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1175, A bill for an act relating to motor vehicles; authorizing additional deputy registrar of motor vehicles for Scott County.

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 127 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Allen	Anzelc	Benson, J.	Champion	Davids	Dittrich
Anderson, B.	Atkins	Benson, M.	Clark	Davnie	Doepke
Anderson, D.	Banaian	Brynaert	Cornish	Dean	Downey
Anderson, P.	Barrett	Buesgens	Crawford	Dettmer	Draskowski
Anderson, S.	Beard	Carlson	Dautt	Dill	Eken

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

Those who voted in the negative were:

Abeler Peppin Petersen, B.

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. 1813, A bill for an act relating to state government; providing for availability of contractors to assist state agencies in certain reorganization.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Benson, M., moved that the House concur in the Senate amendments to H. F. No. 1813 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1813, A bill for an act relating to state government; requiring a list of eligible contractors be made available under a master contract program.

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 87 yeas and 43 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, P.	Banaian	Benson, M.	Crawford	Dean
Anderson, B.	Anderson, S.	Barrett	Buesgens	Daudt	Dettmer
Anderson, D.	Anzelc	Beard	Cornish	Davids	Dill

Dittrich	Hackbarth	Kriesel	McElfatrick	Poppe	Swedzinski
Doepke	Hamilton	Laine	McFarlane	Quam	Torkelson
Downey	Hancock	Lanning	McNamara	Runbeck	Urdahl
Drazkowski	Holberg	Leidiger	Murdock	Sanders	Vogel
Eken	Hoppe	LeMieur	Murray	Scalze	Wardlow
Erickson	Hortman	Lenczewski	Myhra	Schomacker	Westrom
Fabian	Howes	Lohmer	Nornes	Scott	Winkler
Franson	Kath	Loon	O'Driscoll	Shimanski	Woodard
Garofalo	Kieffer	Mack	Pelowski	Simon	Spk. Zellers
Gottwalt	Kiel	Marquart	Peppin	Slawik	
Gruenhagen	Kiffmeyer	Mazorol	Petersen, B.	Smith	
Gunther	Knuth	McDonald	Peterson, S.	Stensrud	

Those who voted in the negative were:

Allen	Falk	Hornstein	Loeffler	Murphy, M.	Tillberry
Atkins	Fritz	Hosch	Mahoney	Nelson	Wagenius
Benson, J.	Gauthier	Huntley	Mariani	Norton	Ward
Brynaert	Greiling	Johnson	Melin	Paymar	
Carlson	Hansen	Kahn	Moran	Persell	
Champion	Hausman	Lesch	Morrow	Rukavina	
Clark	Hilstrom	Liebling	Mullery	Slocum	
Davnie	Hilty	Lillie	Murphy, E.	Thissen	

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. 1976, A bill for an act relating to state government; requiring state appointing authorities to use the federal E-Verify program; proposing coding for new law in Minnesota Statutes, chapter 43A.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Leidiger moved that the House concur in the Senate amendments to H. F. No. 1976 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1976, A bill for an act relating to state government; requiring state appointing authorities to use the federal E-Verify program; proposing coding for new law in Minnesota Statutes, chapter 43A.

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 78 yeas and 51 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Allen	Dill	Hosch	Loeffler	Murphy, M.	Slocum
Anzelc	Falk	Huntley	Mahoney	Nelson	Thissen
Atkins	Fritz	Johnson	Mariani	Paymar	Tillberry
Benson, J.	Gauthier	Kahn	Marquart	Pelowski	Wagenius
Brynaert	Greiling	Knuth	Melin	Persell	Ward
Carlson	Hansen	Laine	Moran	Peterson, S.	Winkler
Champion	Hausman	Lesch	Morrow	Poppe	
Clark	Hilty	Liebling	Mullery	Rukavina	
Davnie	Hornstein	Lillie	Murphy, E.	Simon	

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. 2246, A bill for an act relating to public safety; allowing convictions under the original criminal vehicular operation law to enhance certain DWI offenses; correcting a legislative oversight; amending Minnesota Statutes 2010, sections 169A.03, subdivisions 20, 21; 169A.24, subdivision 1.

CAL R. LUDEMAN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Daudt moved that the House concur in the Senate amendments to H. F. No. 2246 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2246, A bill for an act relating to public safety; allowing convictions under the original criminal vehicular operation law to enhance certain DWI offenses; correcting a legislative oversight; amending Minnesota Statutes 2010, sections 169A.03, subdivisions 20, 21; 169A.24, subdivision 1.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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 Senate Files, herewith transmitted:

S. F. Nos. 1653, 1755 and 1933.

CAL R. LUDEMAN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1653, A bill for an act relating to labor and industry; clarifying employee classification of independent contractors; providing pilot project for contractor registration; providing for penalties; amending Minnesota Statutes 2010, sections 181.723, subdivisions 1, 3, 4, 7, 15, 16, by adding subdivisions; 289A.31, subdivision 5; 299F.011,

by adding a subdivision; 326B.081, subdivision 3; 326B.809; Minnesota Statutes 2011 Supplement, section 181.723, subdivision 5; repealing Minnesota Statutes 2010, sections 181.723, subdivisions 6, 8, 9, 10, 11, 12, 14, 17; 290.92, subdivision 31; Minnesota Rules, parts 5202.0100; 5202.0110; 5202.0120; 5202.0130; 5202.0140; 5202.0150; 5202.0160.

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

S. F. No. 1755, A bill for an act relating to state government; authorizing certain negotiations to avoid layoffs; amending Minnesota Statutes 2010, section 179A.22, by adding a subdivision.

The bill was read for the first time.

Drazkowski moved that S. F. No. 1755 and H. F. No. 1977, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1933, A bill for an act relating to health care; creating a health care compact; proposing coding for new law as Minnesota Statutes, chapter 143.

The bill was read for the first time.

Gottwalt moved that S. F. No. 1933 and H. F. No. 2339, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

FISCAL CALENDAR

Pursuant to rule 1.22, Holberg requested immediate consideration of H. F. No. 2754.

H. F. No. 2754 was reported to the House.

Howes moved to amend H. F. No. 2754, the first engrossment, as follows:

Page 1, line 7, before "\$221,000,000" insert "(a)"

Page 1, after line 21, insert:

"(b) \$225,000 is appropriated from the bond proceeds fund to the commissioner of management and budget for bond sale expenses under Minnesota Statutes, section 16A.641, subdivision 8."

Page 1, line 24, delete "\$221,000,000" and insert "\$221,225,000"

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

MOTION FOR RECONSIDERATION

Howes moved that the vote whereby the Howes amendment to H. F. No. 2754, the first engrossment, as amended, was adopted be now reconsidered. The motion prevailed.

Howes withdrew his amendment to H. F. No. 2754, the first engrossment.

H. F. No. 2754, A bill for an act relating to capital investment; appropriating money for repair and restoration improvements of the State Capitol; authorizing the sale and issuance of state bonds.

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 80 yeas and 50 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Allen	Dill	Hosch	Lillie	Paymar	Slocum
Atkins	Dittrich	Huntley	Mahoney	Pelowski	Thissen
Benson, J.	Eken	Johnson	Marquart	Persell	Tillberry
Brynaert	Falk	Kahn	Melin	Peterson, S.	Wagenius
Buesgens	Fritz	Kath	Moran	Poppe	Winkler
Carlson	Hansen	Laine	Morrow	Rukavina	
Champion	Hilstrom	Lenczewski	Murphy, E.	Scalze	
Clark	Hornstein	Lesch	Nelson	Simon	
Davnie	Hortman	Liebling	Norton	Slawik	

Not having received the constitutionally required three-fifths vote, the bill was not passed.

The Speaker called Davids to the Chair.

Pursuant to rule 1.22, Holberg requested immediate consideration of S. F. No. 1573.

S. F. No. 1573 was reported to the House.

Nornes moved to amend S. F. No. 1573, the second engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 2065, the second engrossment:

"Section 1. **[135A.044] STUDENT HEALTH CARE.**

A governing board of a Minnesota public postsecondary system that requires health benefit plan coverage for students must offer options for health plan coverage. The options must include an option to waive the requirement to purchase a plan selected by the institution and must include consideration for the fiscal impact of health plans on the student or the student's family. At a minimum, the waiver option must allow students to purchase health care plans from employer group coverage, private insurers, association group coverage, health sharing organizations, and MinnesotaCare.

Sec. 2. Minnesota Statutes 2010, section 135A.14, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** As used in this section, the following terms have the meanings given them.

(a) "Administrator" means the administrator of the institution or other person with general control and supervision of the institution.

(b) "Public or private postsecondary educational institution" or "institution" means any of the following institutions having an enrollment of more than 100 persons during any quarter, term, or semester during the preceding year: (1) the University of Minnesota; (2) the state universities; (3) the state community colleges; (4) public technical colleges; (5) private four-year, professional and graduate institutions; (6) private two-year colleges; and (7) schools subject to either chapter 141, sections 136A.61 to 136A.71, or schools exempt under section 136A.657, and which offer educational programs within the state for an academic year greater than six consecutive months. An institution's report to the Minnesota Office of Higher Education or the Minnesota Department of Education may be considered when determining enrollment.

(c) "Student" means a person born after 1956 who did not graduate from a Minnesota high school in 1997 or later, and who is (1) registering for more than one class during a full academic term, such as a quarter or a semester or (2) housed on campus and is registering for one or more classes. Student does not include persons who are only enrolled in extension classes ~~only or,~~ correspondence classes ~~only,~~ online classes, or evening or weekend adult accelerated programs.

Sec. 3. Minnesota Statutes 2010, section 135A.25, subdivision 5, is amended to read:

Subd. 5. **Bookstores; course materials.** The University of Minnesota and private colleges are encouraged to comply with the requirements ~~for instructors and bookstores~~ under section 136F.58, ~~subdivision~~ subdivisions 2, 2a, and 3.

Sec. 4. Minnesota Statutes 2010, section 136A.031, subdivision 3, is amended to read:

Subd. 3. **Student Advisory Council.** (a) A Student Advisory Council (SAC) to the Minnesota Office of Higher Education is established. The members of SAC shall include, but not be limited to: the chair of the University of Minnesota student senate; the state chair of the Minnesota State University Student Association; the president of the Minnesota State College Student Association and an officer of the Minnesota State College Student Association, one

in a community college course of study and one in a technical college course of study; the president of the Minnesota Association of Private College Students; ~~and~~ a student who is enrolled in a private vocational school, to be appointed by the Minnesota Career College Association; and the chair of the Minnesota Student Legislative Coalition. A member may be represented by a student designee who attends an institution from the same system that the absent member represents. The SAC shall select one of its members to serve as chair.

(b) The Minnesota Office of Higher Education shall inform the SAC of all matters related to student issues under consideration. The SAC shall report to the Minnesota Office of Higher Education quarterly and at other times that the SAC considers desirable. The SAC shall determine its meeting times, but it shall also meet with the office within 30 days after the director's request for a meeting.

(c) The SAC shall:

(1) bring to the attention of the Minnesota Office of Higher Education any matter that the SAC believes needs the attention of the office;

(2) make recommendations to the Minnesota Office of Higher Education as it finds appropriate; and

(3) approve student appointments by the Minnesota Office of Higher Education for each advisory group as provided in subdivision 4.

Sec. 5. Minnesota Statutes 2010, section 136F.58, is amended by adding a subdivision to read:

Subd. 2a. **Course schedule and material list.** (a) Each state college and university shall compile a course schedule indicating each course offered by the state college or university for each term and shall include with the course schedule a list of the required and recommended course materials that specifies, to the extent practicable, the information required in subdivision 3, paragraph (c).

(b) At the time required by subdivision 3, paragraph (c), a state college or university shall publish course schedules and course material lists on the state college's or university's Web site.

Sec. 6. Minnesota Statutes 2010, section 136F.58, subdivision 3, is amended to read:

Subd. 3. **Notice to purchase.** (a) An instructor or department shall ~~make reasonable efforts to~~ notify a bookstore of the final order for required and recommended course material at least ~~30~~ 45 days prior to the commencement of the term.

(b) An instructor or department requiring a new printed textbook edition must notify the bookstore and students, as required in paragraph (a), if a previous edition of the textbook is acceptable as a substitute textbook for the course. The course syllabus must include details provided by the publisher of changes between editions of the textbook.

~~(b)~~ (c) The bookstore must make reasonable efforts to notify students of the following information concerning the required and recommended course material at least ~~45~~ 30 days prior to the commencement of the term for which the course material is required including, but not limited to:

(1) the title, edition, author, and International Standard Book Number (ISBN) of the course material;

(2) the retail price charged in the college or university bookstore for the course material, including custom textbooks;

(3) ~~whether the required course material is bundled with optional material, whether it can be unbundled, and the price for each bundled and unbundled component~~ the name of the publisher of the course material, except an international textbook purchased directly from a distributor where no publisher information is readily available; and

(4) whether the material is available in an alternative format and the cost for the alternatively formatted material; and

(5) the most recent copyright date of the printed course material and the copyright date of the most recent prior edition of the course material, if any.

(d) For purposes of this subdivision, "custom textbooks" means course materials that are compiled by a publisher at the direction of a faculty member or, if applicable, the other adopting entity in charge of selecting course materials for courses taught at a state college or university. Custom textbooks may include items such as selections from original instructor materials, previously copyrighted publisher materials, copyrighted third-party works, or elements unique to a specific state college or university.

Sec. 7. Minnesota Statutes 2010, section 136F.71, subdivision 3, is amended to read:

Subd. 3. **Interest income.** ~~Beginning July 1, 1997,~~ Interest income attributable to general fund dedicated receipts of the board is appropriated to the board. The board shall allocate the income proportionately among the colleges and universities. The board shall report this income separately in its biennial budget requests.

EFFECTIVE DATE. This section is effective July 1, 2012.

Sec. 8. Minnesota Statutes 2010, section 136F.98, subdivision 1, is amended to read:

Subdivision 1. **Issuance of bonds.** The Board of Trustees of the Minnesota State Colleges and Universities or a successor may issue revenue bonds under sections 136F.90 to 136F.97 whose aggregate principal amount at any time may not exceed ~~\$300,000,000~~ \$405,000,000, and payable from the revenue appropriated to the fund established by section 136F.94, and use the proceeds together with other public or private money that may otherwise become available to acquire land, and to acquire, construct, complete, remodel, and equip structures or portions thereof to be used for dormitory, residence hall, student union, food service, parking purposes, or for any other similar revenue-producing building or buildings of such type and character as the board finds desirable for the good and benefit of the state colleges and universities. Before issuing the bonds or any part of them, the board shall consult with and obtain the advisory recommendations of the chairs of the house of representatives Ways and Means Committee and the senate Finance Committee about the facilities to be financed by the bonds.

Sec. 9. Minnesota Statutes 2010, section 136G.03, subdivision 7, is amended to read:

Subd. 7. **Contingent account owner.** "Contingent account owner" means the ~~individual~~ person designated as the account owner, either in the participation agreement or pursuant to a separate Minnesota college savings plan form, in the event of the death of the account owner.

Sec. 10. Minnesota Statutes 2010, section 137.022, subdivision 4, is amended to read:

Subd. 4. **Mineral research; scholarships.** (a) All income credited after July 1, 1992, to the permanent university fund from royalties for mining under state mineral leases from and after July 1, 1991, must be allocated as provided in this subdivision.

(b)(1) ~~Fifty~~ Beginning January 1, 2013, 50 percent of the income must be allocated according to this paragraph. One-half of the income under this paragraph, up to \$50,000,000, must be credited to the mineral research account of the fund to be allocated for the Natural Resources Research Institute-Duluth and Coleraine facilities, for mineral and

mineral-related research including mineral-related environmental research; ~~and~~. The other one-half of the income under this paragraph, up to \$25,000,000, is credited to an endowment for the costs of operating a mining, metallurgical, or related engineering degree program offered through the University of Minnesota at Mesabi Range Community and Technical College and for scholarships for students to attend the mining, metallurgical, or related engineering program.

(2) The remainder of the income under paragraph (a) and the amount of any income over the \$25,000,000 for the engineering program under clause (1) must be credited to the endowed scholarship account of the fund for distribution annually for scholastic achievement as provided by the Board of Regents to undergraduates enrolled at the University of Minnesota who are resident students as defined in section 136A.101, subdivision 8.

(c) The annual distribution from the endowed scholarship account must be allocated to the various campuses of the University of Minnesota in proportion to the number of undergraduate resident students enrolled on each campus.

(d) The Board of Regents must report to the education committees of the legislature biennially at the time of the submission of its budget request on the disbursement of money from the endowed scholarship account and to the environment and natural resources committees on the use of the mineral research account.

(e) Capital gains and losses and portfolio income of the permanent university fund must be credited to its three accounts in proportion to the market value of each account.

(f) The endowment support from the income and capital gains of the endowed mineral research and endowed scholarship accounts of the fund must not total more than six percent per year of the 36-month trailing average market value of the account from which the support is derived.

Sec. 11. Minnesota Statutes 2010, section 141.35, is amended to read:

141.35 EXEMPTIONS.

Sections 141.21 to 141.32 shall not apply to the following:

- (1) public postsecondary institutions;
- (2) postsecondary institutions registered under sections 136A.61 to 136A.71;
- (3) schools of nursing accredited by the state Board of Nursing or an equivalent public board of another state or foreign country;
- (4) private schools complying with the requirements of section 120A.22, subdivision 4;
- (5) courses taught to students in a valid apprenticeship program taught by or required by a trade union;
- (6) schools exclusively engaged in training physically or mentally disabled persons for the state of Minnesota;
- (7) schools licensed by boards authorized under Minnesota law to issue licenses except schools required to obtain a private career school license due to the use of "academy," "institute," "college," or "university" in their names;

(8) schools and educational programs, or training programs, contracted for by persons, firms, corporations, government agencies, or associations, for the training of their own employees, for which no fee is charged the employee;

(9) schools engaged exclusively in the teaching of purely avocational, recreational, or remedial subjects as determined by the office except schools required to obtain a private career school license due to the use of "academy," "institute," "college," or "university" in their names unless the school used "academy" or "institute" in its name prior to August 1, 2008;

(10) classes, courses, or programs conducted by a bona fide trade, professional, or fraternal organization, solely for that organization's membership;

(11) programs in the fine arts provided by organizations exempt from taxation under section 290.05 and registered with the attorney general under chapter 309. For the purposes of this clause, "fine arts" means activities resulting in artistic creation or artistic performance of works of the imagination which are engaged in for the primary purpose of creative expression rather than commercial sale or employment. In making this determination the office may seek the advice and recommendation of the Minnesota Board of the Arts;

(12) classes, courses, or programs intended to fulfill the continuing education requirements for licensure or certification in a profession, that have been approved by a legislatively or judicially established board or agency responsible for regulating the practice of the profession, and that are offered exclusively to an individual practicing the profession;

(13) classes, courses, or programs intended to prepare students to sit for undergraduate, graduate, postgraduate, or occupational licensing and occupational entrance examinations;

(14) classes, courses, or programs providing 16 or fewer clock hours of instruction that are not part of the curriculum for an occupation or entry level employment except schools required to obtain a private career school license due to the use of "academy," "institute," "college," or "university" in their names;

(15) classes, courses, or programs providing instruction in personal development, modeling, or acting;

(16) training or instructional programs, in which one instructor teaches an individual student, that are not part of the curriculum for an occupation or are not intended to prepare a person for entry level employment; and

(17) schools with no physical presence in Minnesota, as determined by the office, engaged exclusively in offering distance instruction that are located in and regulated by other states or jurisdictions.

EFFECTIVE DATE. This section is effective retroactively from August 1, 2008.

Sec. 12. Minnesota Statutes 2010, section 299A.45, subdivision 1, is amended to read:

Subdivision 1. **Eligibility.** A person is eligible to receive educational benefits under this section if the person:

(1) is certified under section 299A.44 and in compliance with this section and rules of the commissioner of public safety and the Minnesota Office of Higher Education;

(2) is enrolled in an undergraduate degree or certificate program after June 30, 1990, or a graduate degree or certificate program after June 30, 2011, at an eligible Minnesota institution as provided in section 136A.101, subdivision 4;

(3) ~~has not received a baccalaureate degree or been enrolled full time for nine semesters or the equivalent, except that a student who withdraws from enrollment for active military service is entitled to an additional semester or the equivalent of eligibility benefits for the maximum duration specified in subdivision 4; and~~

(4) is related in one of the following ways to a public safety officer killed in the line of duty on or after January 1, 1973:

(i) as a dependent child less than 23 years of age;

(ii) as a surviving spouse; or

(iii) as a dependent child less than 30 years of age who has served on active military duty 181 consecutive days or more and has been honorably discharged or released to the dependent child's reserve or National Guard unit.

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

Sec. 13. Minnesota Statutes 2010, section 299A.45, subdivision 2, is amended to read:

Subd. 2. **Award amount.** (a) The amount of the award is the lesser of:

(1) the average tuition and fees charged by the institution; or

(2) the tuition maximums established by law for the state grant program under section 136A.121. The tuition maximum for graduate study is the maximum established by law for the state grant program for four-year programs.

(b) An award under this subdivision must not affect a recipient's eligibility for a state grant under section 136A.121.

(c) For the purposes of this subdivision, "fees" include only those fees that are mandatory and charged to all students attending the institution.

(d) For the purpose of benefits awarded under this section, "full time" for a graduate program is eight or more credits per term or the equivalent.

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

Sec. 14. Minnesota Statutes 2010, section 340A.404, subdivision 4a, is amended to read:

Subd. 4a. **Publicly owned recreation; entertainment facilities.** (a) Notwithstanding any other law, local ordinance, or charter provision, the commissioner may issue on-sale intoxicating liquor licenses:

(1) to the state agency administratively responsible for, or to an entity holding a concession or facility management contract with such agency for beverage sales at, the premises of any Giants Ridge Recreation Area building or recreational improvement area owned by the state in the city of Biwabik, St. Louis County;

(2) to the state agency administratively responsible for, or to an entity holding a concession or facility management contract with such agency for beverage sales at, the premises of any Ironworld Discovery Center building or facility owned by the state at Chisholm;

(3) to the Board of Regents of the University of Minnesota for events at Northrop Auditorium, the intercollegiate football stadium, ~~or including any games played by the Minnesota Vikings at the stadium, and~~ at no more than seven other locations within the boundaries of the University of Minnesota, provided that the Board of Regents has

approved an application for a license for the specified location and provided that a license for ~~an arena or an intercollegiate football stadium location~~ is void unless it ~~requires the sale or service of intoxicating liquor in a public portion consisting of at least one-third of the general seating of a stadium or arena~~ meets the conditions of paragraph (b). It is solely within the discretion of the Board of Regents to choose the manner in which to carry out ~~this condition~~ these conditions consistent with the requirements of paragraph (b); and

(4) to the Duluth Entertainment and Convention Center Authority for beverage sales on the premises of the Duluth Entertainment and Convention Center Arena during intercollegiate hockey games.

The commissioner shall charge a fee for licenses issued under this subdivision in an amount comparable to the fee for comparable licenses issued in surrounding cities.

(b) No alcoholic beverage may be sold or served at TCF Bank Stadium unless the Board of Regents holds an on-sale intoxicating liquor license for the stadium as provided in paragraph (a), clause (3), that provides for the sale of intoxicating liquor at a location in the stadium that is convenient to the general public attending an intercollegiate football game at the stadium. On-sale liquor sales to the general public must be available at that location through half-time of an intercollegiate football game at TCF Bank Stadium.

Sec. 15. **EXPIRATION.**

The changes in section 14 to Minnesota Statutes, section 340A.404, subdivision 4a, expire July 1, 2014.

Sec. 16. **UNIVERSITY OF MINNESOTA APPROPRIATION TRANSFER TO HENNEPIN COUNTY MEDICAL CENTER.**

The regents of the University of Minnesota must transfer \$645,000 in fiscal year 2012 and \$645,000 in fiscal year 2013 from the appropriations made to it for operations and maintenance in Laws 2011, First Special Session chapter 5, article 1, section 5, to the Hennepin County Medical Center for graduate family medicine education programs at Hennepin County Medical Center.

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

Sec. 17. **MINNESOTA STATE COLLEGES AND UNIVERSITIES TEXTBOOK WORK GROUP.**

The Board of Trustees of the Minnesota State Colleges and Universities shall establish a work group to study methods that result in lower textbook costs for students. Methods include studying alternative textbook delivery methods, including a cross-campus shared delivery system for textbooks, the expansion of electronic textbooks with an assessment of effective methods for delivering e-books to students, and other technology-based innovative or best practices methods to bring real cost savings to students. The goal of this work group is to help assess current practices, present a stable of business strategies, technologies, and campus deployment plans that are effective in driving down the cost of learning resources for students while offering greater access to no- or low-cost academic content for faculty.

Sec. 18. **TEACHER PERFORMANCE ASSESSMENT STUDENT FEE.**

Notwithstanding any law or rule to the contrary, a student in a teacher preparation program at a Minnesota state university must not be charged a fee by the Minnesota Board of Teaching, the Minnesota State Colleges and Universities, or a state university for taking or scoring an assessment test intended to evaluate teacher preparation programs. A Minnesota State College and University student must not be charged a fee for the teacher performance assessment or another assessment test given to students to fulfill the requirement to assure the effectiveness of teacher preparation programs under Minnesota Statutes, section 122A.09, subdivision 4, paragraph (d).

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

Delete the title and insert:

"A bill for an act relating to higher education; increasing revenue bond debt ceiling for Board of Trustees of the Minnesota State Colleges and Universities; providing an exemption from state regulation of certain schools; requiring disclosure of certain course material and course information; establishing a MnSCU textbook task force; requiring an expanded waiver for mandatory health care coverage; authorizing a safety officer survivor education benefit for graduate study; modifying definition of contingent account owner for purposes of the college savings plan; directing a portion of the permanent university fund for a mining engineering program; modifying membership of the Student Advisory Council; modifying definition of student for purposes of the statement of immunization; modifying liquor license requirements for intercollegiate stadium operated by the University of Minnesota; providing funding for Hennepin County Medical Center graduate family medicine education programs; prohibiting fees related to the teacher performance assessment test; amending Minnesota Statutes 2010, sections 135A.14, subdivision 1; 135A.25, subdivision 5; 136A.031, subdivision 3; 136F.58, subdivision 3, by adding a subdivision; 136F.71, subdivision 3; 136F.98, subdivision 1; 136G.03, subdivision 7; 137.022, subdivision 4; 141.35; 299A.45, subdivisions 1, 2; 340A.404, subdivision 4a; proposing coding for new law in Minnesota Statutes, chapter 135A."

The motion prevailed and the amendment was adopted.

S. F. No. 1573, A bill for an act relating to higher education; requiring the provision of textbook information to certain students; providing for the continued operation of Minnesota State Colleges and Universities in certain circumstances; increasing Minnesota State Colleges and Universities system revenue bond authority; prescribing uses of the permanent university fund; providing a graduate study benefit to certain safety officer survivors; making miscellaneous technical changes; amending Minnesota Statutes 2010, sections 135A.25, subdivision 5; 136F.58, subdivision 3, by adding a subdivision; 136F.71, subdivision 3, by adding a subdivision; 136F.98, subdivision 1; 136G.03, subdivision 7; 137.022, subdivision 4; 141.35; 299A.45, subdivisions 1, 2.

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 129 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeler	Crawford	Gauthier	Huntley	Lohmer	Murray
Allen	Daudt	Gottwalt	Johnson	Loon	Myhra
Anderson, B.	Dauids	Greiling	Kahn	Mack	Nelson
Anderson, D.	Davnie	Gruenhagen	Kath	Mahoney	Nornes
Anderson, P.	Dean	Gunther	Kieffer	Mariani	Norton
Anderson, S.	Dettmer	Hackbarth	Kiel	Marquart	O'Driscoll
Anzelc	Dill	Hamilton	Kiffmeyer	Mazorol	Paymar
Atkins	Dittrich	Hancock	Knuth	McDonald	Pelowski
Banaian	Doepke	Hansen	Kriesel	McElfatrick	Peppin
Barrett	Downey	Hausman	Laine	McFarlane	Persell
Beard	Drazkowski	Hilstrom	Lanning	McNamara	Petersen, B.
Benson, J.	Eken	Hilty	Leidiger	Melin	Peterson, S.
Benson, M.	Erickson	Holberg	LeMieur	Moran	Poppe
Brynaert	Fabian	Hoppe	Lenczewski	Morrow	Quam
Carlson	Falk	Hornstein	Lesch	Mullery	Rukavina
Champion	Franson	Hortman	Liebling	Murdock	Runbeck
Clark	Fritz	Hosch	Lillie	Murphy, E.	Sanders
Cornish	Garofalo	Howes	Loeffler	Murphy, M.	Scalze

Schomacker	Slawik	Swedzinski	Urdahl	Wardlow	Spk. Zellers
Scott	Slocum	Thissen	Vogel	Westrom	
Shimanski	Smith	Tillberry	Wagenius	Winkler	
Simon	Stensrud	Torkelson	Ward	Woodard	

Those who voted in the negative were:

Buesgens

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 2334:

Peppin, Beard and Nelson.

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

FISCAL CALENDAR

Pursuant to rule 1.22, Holberg requested immediate consideration of H. F. No. 2786.

H. F. No. 2786, A bill for an act relating to local government aid; exempting certain cities from 2011 aid penalties.

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 84 yeas and 44 nays as follows:

Those who voted in the affirmative were:

Abeler	Davids	Gunther	Laine	Murphy, M.	Simon
Allen	Dean	Hamilton	Lanning	Murray	Slawik
Anderson, B.	Dettmer	Hancock	Leidiger	Nornes	Swedzinski
Anderson, D.	Dill	Hilstrom	LeMieur	Pelowski	Thissen
Anderson, P.	Dittrich	Hilty	Lillie	Persell	Torkelson
Anderson, S.	Eken	Hoppe	Loeffler	Petersen, B.	Urdahl
Anzelc	Erickson	Hornstein	Mack	Peterson, S.	Vogel
Atkins	Fabian	Hortman	Marquart	Poppe	Wagenius
Banaian	Falk	Howes	McDonald	Quam	Ward
Beard	Franson	Johnson	McElpatrick	Rukavina	Wardlow
Benson, M.	Fritz	Kahn	McFarlane	Runbeck	Westrom
Cornish	Gauthier	Kiel	McNamara	Sanders	Winkler
Crawford	Gottwalt	Knuth	Melin	Schomacker	Woodard
Daudt	Gruenhagen	Kriesel	Murdock	Shimanski	Spk. Zellers

Those who voted in the negative were:

Barrett	Doepke	Holberg	Lohmer	Myhra	Slocum
Benson, J.	Downey	Hosch	Loon	Nelson	Smith
Brynaert	Drazkowski	Huntley	Mahoney	Norton	Stensrud
Buesgens	Garofalo	Kath	Mariani	O'Driscoll	Tillberry
Carlson	Greiling	Kieffer	Mazorol	Paymar	
Champion	Hackbarth	Kiffmeyer	Moran	Peppin	
Clark	Hansen	Lenczewski	Mullery	Scalze	
Davnie	Hausman	Liebling	Murphy, E.	Scott	

The bill was passed and its title agreed to.

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 19, 2012:

H. F. Nos. 1607, 2447, 1872 and 2491; S. F. No. 1656; H. F. Nos. 2084, 2232, 1492 and 2150; S. F. No. 2535; H. F. No. 2690; and S. F. Nos. 2316, 2354 and 1754.

CALENDAR FOR THE DAY

S. F. No. 2464, A bill for an act relating to public safety; requiring a modification to the sex offender sentencing grid.

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 129 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Clark	Franson	Hornstein	Lenczewski	Morrow
Allen	Cornish	Fritz	Hortman	Liebling	Mullery
Anderson, B.	Crawford	Garofalo	Hosch	Lillie	Murdock
Anderson, D.	Daudt	Gauthier	Howes	Loeffler	Murphy, E.
Anderson, P.	Davids	Gottwalt	Huntley	Lohmer	Murphy, M.
Anderson, S.	Davnie	Greiling	Johnson	Loon	Murray
Anzelc	Dean	Gruenhagen	Kahn	Mack	Myhra
Atkins	Dettmer	Gunther	Kath	Mahoney	Nelson
Banaian	Dill	Hackbarth	Kieffer	Mariani	Nornes
Barrett	Dittrich	Hamilton	Kiel	Marquart	Norton
Beard	Doepke	Hancock	Kiffmeyer	Mazorol	O'Driscoll
Benson, J.	Downey	Hansen	Knuth	McDonald	Paymar
Benson, M.	Drazkowski	Hausman	Kriesel	McElfatrick	Pelowski
Brynaert	Eken	Hilstrom	Laine	McFarlane	Peppin
Buesgens	Erickson	Hilty	Lanning	McNamara	Persell
Carlson	Fabian	Holberg	Leidiger	Melin	Petersen, B.
Champion	Falk	Hoppe	LeMieur	Moran	Peterson, S.

Poppe	Scalze	Slawik	Thissen	Wagenius	Woodard
Quam	Schomacker	Slocum	Tillberry	Ward	Spk. Zellers
Rukavina	Scott	Smith	Torkelson	Wardlow	
Runbeck	Shimanski	Stensrud	Urdahl	Westrom	
Sanders	Simon	Swedzinski	Vogel	Winkler	

The bill was passed and its title agreed to.

H. F. No. 1607, A bill for an act relating to the State Capitol; authorizing the State Patrol to provide security and protection to certain government officials; establishing a committee on capitol complex security; amending Minnesota Statutes 2010, section 299D.03, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 299E.

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 10 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Allen	Buesgens	Erickson	Hilty	Quam
Anderson, B.	Draskowski	Hackbarth	Peppin	Rukavina

The bill was passed and its title agreed to.

H. F. No. 2447, A bill for an act relating to marriage; authorizing a judge from the Office of Administrative Hearings to perform marriages; amending Minnesota Statutes 2010, section 517.04.

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 128 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Murphy, M.

The bill was passed and its title agreed to.

H. F. No. 2232, A bill for an act relating to human services; requiring data sharing with the Department of Human Services; requiring investigation of public assistance fraud; requiring eligibility determinations; amending Minnesota Statutes 2010, section 256.01, 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 89 yeas and 40 nays as follows:

Those who voted in the affirmative were:

Abeler	Benson, J.	Dettmer	Falk	Hamilton	Kieffer
Anderson, B.	Benson, M.	Dittrich	Franson	Hancock	Kiel
Anderson, D.	Buesgens	Doepke	Fritz	Holberg	Kiffmeyer
Anderson, P.	Cornish	Downey	Garofalo	Hoppe	Knuth
Anderson, S.	Crawford	Drazkowski	Gottwalt	Hortman	Kriesel
Banaian	Daudt	Eken	Gruenhagen	Hosch	Lanning
Barrett	Dauids	Erickson	Gunther	Howes	Leidiger
Beard	Dean	Fabian	Hackbarth	Kath	LeMieur

Lenczewski	McDonald	Myhra	Poppe	Shimanski	Vogel
Liebling	McElfatrick	Nornes	Quam	Simon	Ward
Lohmer	McFarlane	O'Driscoll	Runbeck	Smith	Wardlow
Loon	McNamara	Pelowski	Sanders	Stensrud	Westrom
Mack	Morrow	Peppin	Scalze	Swedzinski	Woodard
Marquart	Murdock	Petersen, B.	Schomacker	Torkelson	Spk. Zellers
Mazorol	Murray	Peterson, S.	Scott	Urdahl	

Those who voted in the negative were:

Allen	Davnie	Hilstrom	Lillie	Murphy, M.	Slocum
Anzelc	Dill	Hilty	Loeffler	Nelson	Thissen
Atkins	Gauthier	Hornstein	Mariani	Norton	Tillberry
Brynaert	Greene	Huntley	Melin	Paymar	Wagenius
Carlson	Greiling	Johnson	Moran	Persell	Winkler
Champion	Hansen	Kahn	Mullery	Rukavina	
Clark	Hausman	Laine	Murphy, E.	Slawik	

The bill was passed and its title agreed to.

Franson and Knuth were excused for the remainder of today's session.

S. F. No. 946 was reported to the House.

Erickson and Garofalo moved to amend S. F. No. 946, the third unofficial engrossment, as follows:

Page 2, delete lines 9 to 11

Reletter in sequence and correct internal references

The motion prevailed and the amendment was adopted.

Speaker pro tempore Davids called Lanning to the Chair.

S. F. No. 946, A bill for an act relating to education; establishing a pilot project to examine how school districts might operate jointly to provide innovative delivery of programs and activities and share resources.

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 113 yeas and 15 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, D.	Anzelc	Barrett	Benson, M.	Clark
Allen	Anderson, P.	Atkins	Beard	Brynaert	Cornish
Anderson, B.	Anderson, S.	Banaian	Benson, J.	Buesgens	Crawford

Daudt	Gottwalt	Kath	Mahoney	Norton	Simon
Davids	Greene	Kieffer	Mariani	O'Driscoll	Slawik
Dean	Greiling	Kiel	Marquart	Pelowski	Smith
Dettmer	Gruenhagen	Kiffmeyer	Mazorol	Peppin	Stensrud
Dill	Gunther	Kriesel	McDonald	Persell	Swedzinski
Dittrich	Hackbarth	Laine	McElfatrick	Petersen, B.	Thissen
Doepke	Hamilton	Lanning	McFarlane	Peterson, S.	Torkelson
Downey	Hancock	Leidiger	McNamara	Poppe	Urdahl
Drazkowski	Hansen	LeMieur	Melin	Quam	Vogel
Eken	Hilstrom	Lenczewski	Morrow	Rukavina	Wagenius
Erickson	Holberg	Liebling	Mullery	Runbeck	Wardlow
Fabian	Hoppe	Lillie	Murdock	Sanders	Westrom
Falk	Hortman	Loeffler	Murray	Scalze	Winkler
Fritz	Hosch	Lohmer	Myhra	Schomacker	Woodard
Garofalo	Howes	Loon	Nelson	Scott	Spk. Zellers
Gauthier	Johnson	Mack	Nornes	Shimanski	

Those who voted in the negative were:

Carlson	Hausman	Huntley	Murphy, E.	Slocum
Champion	Hilty	Kahn	Murphy, M.	Tillberry
Davnie	Hornstein	Moran	Paymar	Ward

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

S. F. No. 2316, A bill for an act relating to veterans; veterans preference; modifying appointment procedure for removal hearing board; amending Minnesota Statutes 2010, section 197.46.

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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Stensrud	Tillberry	Vogel	Wardlow	Woodard
Swedzinski	Torkelson	Wagenius	Westrom	Spk. Zellers
Thissen	Urdahl	Ward	Winkler	

The bill was passed and its title agreed to.

S. F. No. 2354, A bill for an act relating to state government; veterans; providing noncompetitive appointment of certain disabled veterans; proposing coding for new law in Minnesota Statutes, chapter 43A.

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 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

S. F. No. 2112, A bill for an act relating to claims against the state; providing for settlement of certain claims; appropriating money.

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 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Buesgens

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, Holberg announced her intention to place S. F. No. 506; H. F. Nos. 2729, 1721 and 1284; S. F. No. 1921; H. F. Nos. 2136, 2269, 2458 and 2555 on the Fiscal Calendar for Friday, April 20, 2012.

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. 469, A bill for an act relating to public safety; providing for jurisdiction for petitions for harassment restraining orders; amending Minnesota Statutes 2010, section 609.748, subdivisions 2, 3a.

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. 2149, A bill for an act relating to public safety; expanding the definition of qualified domestic violence-related offense; amending Minnesota Statutes 2010, section 609.02, subdivision 16.

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. 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.

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. 2335, A bill for an act relating to debt collectors; amending procedures for licensure of debt collection agencies and registration of individual debt collectors; amending Minnesota Statutes 2010, sections 332.33, subdivisions 7, 8; 332.35.

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. 2614, A bill for an act relating to state government; changing the mandatory retirement age for administrative law judges and compensation judges; amending Minnesota Statutes 2010, section 14.48, subdivision 4.

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. 2861, A bill for an act relating to local government; authorizing municipalities to make grants to emergency medical services agencies; amending Minnesota Statutes 2010, section 465.037.

CAL R. LUDEMAN, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 230, 2326 and 1922.

CAL R. LUDEMAN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 230, A bill for an act relating to health occupations; providing for a Nurse Licensure Compact; providing for appointments; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 148.

The bill was read for the first time.

Norton moved that S. F. No. 230 and H. F. No. 462, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2326, A bill for an act relating to barbers; changing licenses and fees; creating penalties; appropriating money; amending Minnesota Statutes 2010, sections 154.001, by adding a subdivision; 154.003; 154.02; 154.05; 154.06; 154.065, subdivision 2; 154.07, subdivision 1; 154.08; 154.09; 154.10, subdivision 1; 154.11, subdivision 1; 154.12; 154.14; 154.15, subdivision 2; 154.26; Laws 2011, First Special Session chapter 4, article 1, section 11; proposing coding for new law in Minnesota Statutes, chapter 154.

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

S. F. No. 1922, A bill for an act relating to state government; regulating agency rulemaking; modifying notice to the legislature and requirements for statements of need and reasonableness; requiring certain reports; amending Minnesota Statutes 2010, sections 14.116; 14.131.

The bill was read for the first time.

Beard moved that S. F. No. 1922 and H. F. No. 2169, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

MOTIONS AND RESOLUTIONS

Persell moved that his name be stricken as an author on H. F. No. 203. The motion prevailed.

Abeler moved that the name of Slawik be added as an author on H. F. No. 1967. The motion prevailed.

Beard moved that the name of Winkler be added as an author on H. F. No. 2169. The motion prevailed.

Loon moved that the name of Kiffmeyer be added as an author on H. F. No. 2506. The motion prevailed.

Sanders moved that the name of Kiffmeyer be added as an author on H. F. No. 2732. The motion prevailed.

Speaker pro tempore Lanning called Davids to the Chair.

Thissen moved that H. F. No. 2810 be recalled from the Committee on Government Operations and Elections and be re-referred to the Committee on Taxes.

A roll call was requested and properly seconded.

LAY ON THE TABLE

Dean moved that the Thissen motion be laid on the table.

A roll call was requested and properly seconded.

The question was taken on the Dean motion and the roll was called. There were 68 yeas and 59 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeler	Atkins	Carlson	Davnie	Eken	Gauthier
Allen	Benson, J.	Champion	Dill	Falk	Greene
Anzelc	Brynaert	Clark	Dittrich	Fritz	Greiling

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

The motion prevailed.

ADJOURNMENT

Dean moved that when the House adjourns today it adjourn until 10:00 a.m., Friday, April 20, 2012. The motion prevailed.

Dean moved that the House adjourn. The motion prevailed, and Speaker pro tempore Davids declared the House stands adjourned until 10:00 a.m., Friday, April 20, 2012.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

