

STATE OF MINNESOTA

EIGHTY-EIGHTH SESSION — 2013

 FIFTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, JANUARY 22, 2013

The House of Representatives convened at 12:00 noon and was called to order by Paul Thissen, Speaker of the House.

Prayer was offered by the Reverend Doug Cox, Mount Calvary Lutheran Church, Excelsior, 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	Dettmer	Hilstrom	Loeffler	Newton	Selcer
Albright	Dorholt	Holberg	Lohmer	Nornes	Simon
Allen	Drazkowski	Hoppe	Loon	Norton	Simonson
Anderson, M.	Erhardt	Hornstein	Mack	O'Driscoll	Slocum
Anderson, P.	Erickson, R.	Hortman	Mahoney	O'Neill	Sundin
Anderson, S.	Erickson, S.	Howe	Mariani	Paymar	Swedzinski
Barrett	Fabian	Huntley	Marquart	Pelowski	Torkelson
Beard	Faust	Isaacson	Masin	Peppin	Uglen
Benson, J.	Fischer	Johnson, B.	McDonald	Persell	Urdahl
Benson, M.	Franson	Johnson, S.	McNamar	Petersburg	Wagenius
Bernardy	Freiberg	Kelly	McNamara	Poppe	Ward, J.A.
Bly	Fritz	Kieffer	Melin	Pugh	Ward, J.E.
Brynaert	Garofalo	Kiel	Metsa	Quam	Wills
Carlson	Green	Kresha	Moran	Radinovich	Winkler
Clark	Gruenhagen	Laine	Morgan	Rosenthal	Woodard
Cornish	Gunther	Leidiger	Mullery	Sanders	Yarusso
Daudt	Hackbarth	Lenczewski	Murphy, E.	Savick	Zellers
Davids	Halverson	Lesch	Murphy, M.	Sawatzky	Zerwas
Davnie	Hamilton	Liebling	Myhra	Schoen	Spk.Thissen
Dean, M.	Hausman	Lien	Nelson	Schomacker	
Dehn, R.	Hertaus	Lillie	Newberger	Scott	

A quorum was present.

Anzels, Atkins, Dill, Falk, FitzSimmons, Hansen, Kahn and Runbeck were excused.

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

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Slocum; Wagenius; Johnson, S., and Hoppe introduced:

H. F. No. 128, A bill for an act relating to solid waste; amending process for cities to implement organized collection of solid waste; amending Minnesota Statutes 2012, section 115A.94, subdivisions 2, 5, by adding subdivisions; repealing Minnesota Statutes 2012, section 115A.94, subdivision 4.

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

Sanders and Atkins introduced:

H. F. No. 129, A bill for an act relating to commerce; regulating mortgage foreclosures; clarifying the definition of a foreclosure consultant; amending Minnesota Statutes 2012, section 325N.01.

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

Gunther, Atkins and Mahoney introduced:

H. F. No. 130, A bill for an act relating to occupations and professions; making changes to the Board of Accountancy; proposing fee increases; making changes to licensing provisions; repealing obsolete provisions; amending Minnesota Statutes 2012, sections 326A.04, subdivisions 2, 3, 4, 5, 7; 326A.10; repealing Minnesota Statutes 2012, section 326A.03, subdivisions 2, 5, 8; Minnesota Rules, parts 1105.0600; 1105.2550; 1105.2700.

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

Slocum; Fritz; Johnson, S., and Atkins introduced:

H. F. No. 131, A bill for an act relating to commerce; requiring estate sale conductors to post a bond to protect owners of the property to be sold; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Quam; Benson, M., and Uglem introduced:

H. F. No. 132, A bill for an act relating to economic development; establishing a business expansion low-interest loan program; appropriating money.

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

Woodard and Erickson, S., introduced:

H. F. No. 133, A bill for an act relating to education finance; restoring the school district current year aid payment shift percentage to 90; amending Minnesota Statutes 2012, section 127A.45, subdivision 2.

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

Woodard and Erickson, S., introduced:

H. F. No. 134, A bill for an act relating to education finance; repaying the school aids shifts; restoring the school district current year aid payment shift percentage to 90; eliminating the property tax recognition shift; amending Minnesota Statutes 2012, sections 123B.75, subdivision 5; 127A.45, subdivision 2.

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

Nornes introduced:

H. F. No. 135, A bill for an act relating to game and fish; permitting limited use of laser sights by visually impaired hunters; providing criminal penalties; amending Minnesota Statutes 2012, section 97B.031, by adding a subdivision.

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

Hansen, Falk, Simon, Winkler, Erhardt, Schoen, Garofalo, Liebling, Peppin, Sundin, Melin, Savick, Bly and Metsa introduced:

H. F. No. 136, A bill for an act relating to public disclosure; expanding the definition of public official in campaign finance and public disclosure law; amending Minnesota Statutes 2012, section 10A.01, subdivision 35.

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

Newberger, FitzSimmons, Hackbarth, Pugh and McDonald introduced:

H. F. No. 137, A bill for an act proposing an amendment to the Minnesota Constitution by adding a section to article XI; requiring that delayed payments to school districts not exceed ten percent of their estimated entitlement.

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

Nornes introduced:

H. F. No. 138, A bill for an act relating to transportation; authorizing mini truck operation on local roads; eliminating special permits for mini truck operation; amending Minnesota Statutes 2012, sections 168.002, subdivision 24; 168A.05, by adding a subdivision; 169.045, subdivisions 1, 2, 3, 5, 6, 7, 8; Laws 2009, chapter 158, section 10, as amended; proposing coding for new law in Minnesota Statutes, chapter 169; repealing Minnesota Statutes 2012, section 169.045, subdivision 7a.

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

Nornes introduced:

H. F. No. 139, A bill for an act relating to human services; providing a nursing facility operating payment rate increase for certain facilities in Otter Tail County; amending Minnesota Statutes 2012, section 256B.434, by adding a subdivision.

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

McNamara, Schoen and Lillie introduced:

H. F. No. 140, A bill for an act relating to capital investment; appropriating money for connection of the Dakota and Washington County regional trail systems at the site of the new Hastings Bridge; authorizing the sale and issuance of state bonds.

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

Ward, J.A., and Kieffer introduced:

H. F. No. 141, A bill for an act relating to elections; soil and water conservation districts; modifying timeline in which a copy of the resolution establishing supervision districts is filed; amending Minnesota Statutes 2012, section 103C.311, subdivision 2.

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

Kieffer; Slocum; Simon; Rosenthal; Lohmer; Johnson, B., and Uglem introduced:

H. F. No. 142, A bill for an act relating to public safety; enhancing penalties for certain repeat criminal sexual conduct offenders; amending Minnesota Statutes 2012, section 609.3451, subdivision 3.

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

Persell; Newton; Dettmer; Murphy, M.; Benson, M.; Sawatzky; Dehn, R.; Leidiger; Wills; Kresha; Simon; Nelson; Allen; Howe and O'Driscoll introduced:

H. F. No. 143, A bill for an act relating to veterans; authorizing placement of a plaque in the court of honor on the Capitol grounds to honor American Indian veterans from this state.

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

Newton, Hausman and Ward, J.E., introduced:

H. F. No. 144, A bill for an act relating to higher education; increasing the obligation of the state to support the cost of instruction within the state colleges and universities through direct appropriation; amending Minnesota Statutes 2012, section 135A.031, subdivision 1.

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

Newton; Sundin; Ward, J.E.; Persell; Lien and Nelson introduced:

H. F. No. 145, A bill for an act relating to veterans; appropriating money for a grant to the Minnesota Assistance Council for Veterans for continued outreach to homeless veterans and those in danger of homelessness in Minnesota.

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

Howe; Schoen; Johnson, B.; Dorholt; Freiberg; Ward, J.E.; Rosenthal; Newberger; O'Driscoll; Kresha; Uglem; Anderson, M.; Leidiger and Hertaus introduced:

H. F. No. 146, A bill for an act relating to transportation; highways; designating a segment of marked Trunk Highway 23 as Officer Tom Decker Memorial Highway; amending Minnesota Statutes 2012, section 161.14, by adding a subdivision.

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

Slocum and Moran introduced:

H. F. No. 147, A bill for an act relating to education; requiring cultural competency training for teachers and school administrators seeking to renew their professional license; amending Minnesota Statutes 2012, sections 122A.09, subdivision 4; 122A.14, subdivision 3.

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

Dill introduced:

H. F. No. 148, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water.

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

Persell; Murphy, M.; Radinovich; Faust; Ward, J.E., and Sundin introduced:

H. F. No. 149, A bill for an act relating to natural resources; allowing the sale of state nursery plant stock to soil and water conservation districts; amending Laws 2011, First Special Session chapter 2, article 4, section 30.

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

Lillie; Sundin; Atkins; Selcer; Masin; Sawatzky; Fischer; Persell; Ward, J.E.; Hortman and Lesch introduced:

H. F. No. 150, A resolution memorializing the Congress of the United States to appoint an independent counsel to investigate the Prisoner of War - Missing in Action issue.

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

Hansen introduced:

H. F. No. 151, A bill for an act relating to agriculture; increasing the pesticide gross sales fees; dedicating the proceeds to updating pesticide applicator education and certification; requiring reports; appropriating money; amending Minnesota Statutes 2012, sections 18B.26, subdivision 3; 18B.305; proposing coding for new law in Minnesota Statutes, chapter 18B.

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

Nelson introduced:

H. F. No. 152, A bill for an act relating to transportation; establishing a transportation ombudsperson; amending Minnesota Statutes 2012, section 174.02, by adding a subdivision.

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

MOTIONS AND RESOLUTIONS

Lenczewski moved that the name of Halverson be added as an author on H. F. No. 6. The motion prevailed.

Huntley moved that the name of Allen be added as an author on H. F. No. 9. The motion prevailed.

Woodard moved that the names of Wills and Petersburg be added as authors on H. F. No. 53. The motion prevailed.

Dettmer moved that the name of Kresha be added as an author on H. F. No. 59. The motion prevailed.

Hansen moved that the names of Savick, Cornish and Sawatzky be added as authors on H. F. No. 66. The motion prevailed.

Hilstrom moved that the name of Nelson be added as an author on H. F. No. 80. The motion prevailed.

Freiberg moved that the names of Winkler; Ward, J.E., and Bly be added as authors on H. F. No. 83. The motion prevailed.

Lesch moved that the name of Freiberg be added as an author on H. F. No. 84. The motion prevailed.

Hilstrom moved that the names of Dehn, R.; Clark and Simon be added as authors on H. F. No. 90. The motion prevailed.

Lenczewski moved that the name of Halverson be added as an author on H. F. No. 91. The motion prevailed.

Nelson moved that the names of Dehn, R.; Clark; Anzels and Moran be added as authors on H. F. No. 92. The motion prevailed.

Simon moved that the name of Clark be added as an author on H. F. No. 93. The motion prevailed.

Lillie moved that the names of Clark, Fritz, Hansen, Simon and Loeffler be added as authors on H. F. No. 95. The motion prevailed.

Moran moved that the names of Dehn, R., and Clark be added as authors on H. F. No. 102. The motion prevailed.

Ward, J.A., moved that the names of Freiberg, Clark, Moran and Morgan be added as authors on H. F. No. 105. The motion prevailed.

Moran moved that the names of Franson and Clark be added as authors on H. F. No. 107. The motion prevailed.

Hansen moved that the name of Sundin be added as an author on H. F. No. 112. The motion prevailed.

Johnson, S., moved that the name of Hausman be added as an author on H. F. No. 115. The motion prevailed.

Johnson, S., moved that the name of Hausman be added as an author on H. F. No. 116. The motion prevailed.

Winkler moved that the names of Moran, Clark and Simon be added as authors on H. F. No. 120. The motion prevailed.

Winkler moved that the name of Moran be added as an author on H. F. No. 121. The motion prevailed.

Quam moved that the name of Drazkowski be added as an author on H. F. No. 123. The motion prevailed.

Faust moved that the names of Dehn, R., and Liebling be added as authors on H. F. No. 126. The motion prevailed.

Halverson moved that the name of Liebling be added as an author on H. F. No. 127. The motion prevailed.

ADJOURNMENT

Murphy, E., moved that when the House adjourns today it adjourn until 3:00 p.m., Thursday, January 24, 2013. The motion prevailed.

Murphy, E., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 3:00 p.m., Thursday, January 24, 2013.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

