

STATE OF MINNESOTA

EIGHTY-EIGHTH SESSION — 2014

 EIGHTY-FIFTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, APRIL 8, 2014

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

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

A quorum was present.

Atkins and Woodard were excused.

Mariani was excused until 1:45 p.m. Mack was excused until 2:00 p.m.

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

REPORTS OF STANDING COMMITTEES AND DIVISIONS

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

H. F. No. 1916, A bill for an act relating to veterans; authorizing special women veterans license plates; appropriating money; amending Minnesota Statutes 2012, section 168.123, subdivision 1; Minnesota Statutes 2013 Supplement, section 168.123, subdivision 2.

Reported the same back with the following amendments:

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2012, section 168.123, subdivision 1, is amended to read:

Subdivision 1. **General requirements; fees.** (a) On payment of a fee of \$10 for each set of two plates, or for a single plate in the case of a motorcycle plate, payment of the registration tax required by law, and compliance with other applicable laws relating to vehicle registration and licensing, as applicable, the commissioner shall issue:

(1) special veteran's plates to an applicant who served in the active military service in a branch of the armed forces of the United States or of a nation or society allied with the United States in conducting a foreign war, was discharged under honorable conditions, and is a registered owner of a passenger automobile ~~as defined in section 168.002, subdivision 24~~, recreational motor vehicle ~~as defined in section 168.002, subdivision 27~~, or one-ton pickup truck ~~as defined in section 168.002, subdivision 21b~~, but which is not a commercial motor vehicle as defined in section 169.011, subdivision 16; or

(2) a veteran's special motorcycle plate as described in subdivision 2, paragraph (a), (f), (h), (i), ~~or (j)~~, or (m), or another special plate designed by the commissioner to an applicant who is a registered owner of a motorcycle ~~as defined in section 168.002, subdivision 19~~, and meets the criteria listed in this paragraph and the appropriate paragraph in subdivision 2, ~~paragraph (a), (f), (h), (i), or (j)~~. Plates issued under this clause must be the same size as regular motorcycle plates. Special motorcycle license plates issued under this clause are not subject to section 168.1293.

(b) The additional fee of \$10 is payable for each set of veteran's plates, is payable only when the plates are issued, and is not payable in a year in which stickers are issued instead of plates.

(c) The veteran must have a certified copy of the veteran's discharge papers, indicating character of discharge, at the time of application. If an applicant served in the active military service in a branch of the armed forces of a nation or society allied with the United States in conducting a foreign war and is unable to obtain a record of that service and discharge status, the commissioner of veterans affairs may certify the applicant as qualified for the veterans' plates provided under this section.

EFFECTIVE DATE. This section is effective January 1, 2015."

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

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

H. F. No. 1951, A bill for an act relating to retirement; various Minnesota public employee retirement plans; allowing MSRS-General deferred members to vote in board elections; continuing Stevens County Housing and Redevelopment Authority employees in PERA-General; excluding fixed-route bus drivers employed by the St. Cloud Metropolitan Transit Commission from PERA-General coverage; increasing member and employer contribution rates for certain retirement plans; providing for the consolidation of the Duluth Teachers Retirement Fund Association retirement plan and fund into the statewide Teachers Retirement Association; revising an amortization target date, creating new state aid programs; appropriating money; extending a MnSCU early retirement incentive program; increasing the limit for certain reemployed MnSCU retirees; extending the applicability of a second chance at tenure retirement coverage election opportunity for MnSCU faculty members; revising investment authority for various defined contribution plans or programs; authorizing the State Board of Investment to revise, remove, or create investment options for the Minnesota supplemental investment fund; expanding permissible investments under the unclassified state employees retirement program, the public employees defined contribution plan, the deferred compensation program, and the health care savings plan; revising salary reporting requirements; clarifying retirement provision applications to sheriffs; revising local government postretirement option program requirements and extending expiration date; clarifying future postretirement adjustment rates for former members of the former Minneapolis Firefighters Relief Association and the former Minneapolis Police Relief Association; making technical changes to amortization state aid and supplemental state aid; clarifying the eligibility of independent nonprofit firefighting corporations to receive police and fire supplemental retirement state aid; implementing the recommendations of the 2013-2014 state auditor volunteer fire working group; modifying the disability benefit application deadline for certain former Wadena County sheriff's deputies; authorizing city of Duluth and Duluth Airports Authority employee salary-supplement payments coverage following Court of Appeals decision; specifying interest rate for computing joint and survivor annuities; revising postretirement adjustment triggers; revising reemployed annuitant withholding in certain divorce situations; clarifying medical advisor and resumption of teaching provisions; specifying explicit postretirement adjustment assumptions; allowing volunteer firefighter relief associations to pay state fire chiefs association dues from the special fund; authorizing MnSCU employee to elect TRA coverage and transfer past service from IRAP to TRA; clarifying the applicability of 2013 postretirement adjustment modifications to certain county sheriffs; ratifying or grandparenting MSRS-Correctional plan coverage for Department of Human Services employees; allowing various service credit purchases; requiring a PERA report on certain survivor benefit amounts; amending Minnesota Statutes 2012, sections 3A.01, subdivision 1a; 11A.17, subdivisions 1, 9; 13.632, subdivision 1; 122A.18, subdivision 7a; 136F.481; 352.01, subdivisions 2b, 12; 352.03, subdivision 1, by adding a subdivision; 352.04, subdivisions 2, 3; 352.115, subdivisions 8, 10; 352.1155, subdivisions 1, 4; 352.90; 352.91, subdivisions 1, 2, 3c, 3d, 3e, 3f, by adding a subdivision; 352.92, subdivisions 1, 2; 352.965, subdivision 4, by adding subdivisions; 352.98, subdivision 2; 352B.08, subdivision 3; 352D.04, by adding subdivisions; 353.01, subdivision 14; 353.27, subdivisions 2, 3, 3b, 4, by adding a subdivision; 353.30, subdivision 3; 353.37, by adding a subdivision; 353.371, by adding a subdivision; 353.6511, subdivision 7; 353.6512, subdivision 7; 353D.05, subdivision 1, by adding a subdivision; 354.05, subdivisions 2, 7, 13; 354.42, subdivisions 2, 3; 354.44, subdivision 5; 354.445; 354.48, subdivision 6a; 354A.011, subdivisions 11, 15a, 27; 354A.021, subdivision 1; 354A.092; 354A.093, subdivision 1; 354A.096; 354A.12, subdivision 2; 354A.29, subdivision 8; 354A.31, subdivisions 1, 3a; 354A.32, subdivision 1; 354A.35, subdivision 1; 354A.37, subdivisions 3, 4; 354A.39; 354A.41; 354B.21, subdivisions 2, 3a; 355.01, subdivision 2c; 356.215, subdivision 11; 356.24, subdivision 1; 356.302, subdivision 7; 356.303, subdivision 4; 356.32, subdivision 2; 356.415, subdivision 1d; 356.42, subdivision 3; 356.465, subdivision 3; 356.47, subdivision 3; 356.635, subdivision 6; 356.99, subdivision 1; 356A.06, subdivisions 7, 7a; 424A.015, by adding a subdivision; 424A.016, subdivisions 4, 7; 424A.05, subdivision 3; 424A.08; 424B.12; 490.121, subdivision 2a; Minnesota Statutes 2013 Supplement, sections 69.051, subdivisions 1a, 3; 352.01, subdivision 2a; 352.03, subdivision 4; 353.01, subdivisions 2a, 2b; 353.651, subdivision 4; 354.436; 354.44, subdivision 6; 354A.12, subdivisions 1, 2a, 3a, 3c; 354A.27, subdivision 6a; 356.20, subdivision 2; 356.214, subdivision 1; 356.215, subdivision 8; 356.219, subdivision 8; 356.30, subdivision 3; 356.401, subdivision 3; 356.415, subdivisions 1a, 1c, 1e, 1f; 356.91; 423A.02, subdivision 3; 423A.022, subdivisions 2, 3; 424A.016, subdivision 6; 424A.02, subdivisions 3, 7; 424A.092, subdivision 6;

424A.093, subdivisions 2, 6; 424A.094, subdivision 2; 424A.10, subdivision 2; Laws 2009, chapter 169, article 5, section 2, as amended; article 6, section 1; proposing coding for new law in Minnesota Statutes, chapters 354; 354A; 356; repealing Minnesota Statutes 2012, sections 11A.17, subdivision 4; 352.965, subdivision 5; 352D.04, subdivision 1; 353D.05, subdivision 2; 354A.021, subdivision 5; 354A.108; 354A.24; 354A.27, subdivision 5; 356.415, subdivision 3; Minnesota Statutes 2013 Supplement, sections 354A.27, subdivisions 6a, 7; 354A.31, subdivision 4a.

Reported the same back with the following amendments:

Page 9, line 18, before "is" insert "from one governmental subdivision"

Page 10, delete line 32 and insert:

"EFFECTIVE DATE. The amendments to paragraphs (b) and (d) are effective the day following final enactment. The amendments to paragraphs (a) and (c) are effective January 1, 2015."

Page 11, line 12, reinstate the stricken language

Page 14, line 23, delete "July 1, 2014" and insert "January 1, 2015"

Page 14, line 24, before "is" insert "which"

Page 15, line 1, delete "the day following final enactment" and insert "January 1, 2015"

Page 36, line 9, strike "1"

Page 143, lines 22 and 26, delete "26" and insert "27"

Page 147, after line 26, insert:

"Sec. 24. Minnesota Statutes 2013 Supplement, section 363A.36, subdivision 1, is amended to read:

Subdivision 1. **Scope of application.** (a) For all contracts for goods and services in excess of \$100,000, no department or agency of the state shall accept any bid or proposal for a contract or agreement from any business having more than 40 full-time employees within this state on a single working day during the previous 12 months, unless the commissioner is in receipt of the business' affirmative action plan for the employment of minority persons, women, and qualified disabled individuals. No department or agency of the state shall execute any such contract or agreement until the affirmative action plan has been approved by the commissioner. Receipt of a certificate of compliance issued by the commissioner shall signify that a firm or business has an affirmative action plan that has been approved by the commissioner. A certificate shall be valid for a period of four years. A municipality as defined in section 466.01, subdivision 1, that receives state money for any reason is encouraged to prepare and implement an affirmative action plan for the employment of minority persons, women, and the qualified disabled and submit the plan to the commissioner.

(b) This paragraph applies to a contract for goods or services in excess of \$100,000 to be entered into between a department or agency of the state and a business that is not subject to paragraph (a), but that has more than 40 full-time employees on a single working day during the previous 12 months in the state where the business has its primary place of business. A department or agency of the state may not execute a contract or agreement with a business covered by this paragraph unless the business has a certificate of compliance issued by the commissioner under paragraph (a) or the business certifies that it is in compliance with federal affirmative action requirements.

(c) This section does not apply to contracts entered into by the State Board of Investment for investment options under section ~~352.965, subdivision 4~~ 356.645.

(d) The commissioner shall issue a certificate of compliance or notice of denial within 15 days of the application submitted by the business or firm.

EFFECTIVE DATE. This section is effective July 1, 2014."

Renumber the sections in sequence

Correct the title numbers accordingly

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

Hornstein from the Committee on Transportation Finance to which was referred:

H. F. No. 1984, A bill for an act relating to state government; providing for enhancement of accountability and transparency in public construction; establishing a requirement for a definition of responsible contractor; proposing coding for new law in Minnesota Statutes, chapter 16C.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

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

H. F. No. 2214, A bill for an act relating to transportation; making technical changes to provisions affecting the Department of Transportation; clarifying contracting requirements; modifying U-turn rules; providing bridge inspection authority in certain instances; modifying reporting requirements; modifying appropriations; amending Minnesota Statutes 2012, sections 16A.124, subdivision 5; 161.32, subdivision 5; 162.06, subdivision 1; 162.081, subdivision 4; 162.12, subdivision 1; 165.03, subdivision 3; 165.12, subdivision 1; 169.19, subdivision 2; 169.781, subdivision 10; 169.782, subdivision 4; 169.865, subdivision 2; 171.02, subdivision 2; 171.03; 174.37, subdivision 6; 221.031, by adding subdivisions; Minnesota Statutes 2013 Supplement, sections 161.44, subdivision 1a; 169.19, subdivision 1; 174.12, subdivision 2; Laws 2010, chapter 189, sections 15, subdivision 12; 26, subdivision 4; Laws 2012, chapter 287, article 2, sections 1; 3; Laws 2012, First Special Session chapter 1, article 1, section 28; Laws 2013, chapter 127, section 67; repealing Minnesota Statutes 2012, section 161.115, subdivision 240; Minnesota Statutes 2013 Supplement, section 221.0314, subdivision 9a.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Murphy, E., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2265, A bill for an act relating to elections; voters; authorizing secretary of state to obtain certain data from Department of Public Safety; authorizing secretary of state to share certain data; amending Minnesota Statutes 2012, sections 171.12, subdivision 7a; 201.13, subdivision 3.

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

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

The report was adopted.

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

H. F. No. 2384, A bill for an act relating to economic development; extending the Allina Health systems extended employment services authorization; amending Laws 2013, chapter 85, article 1, section 3, subdivision 6.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Murphy, E., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2543, A bill for an act relating to environment; classifying certain data; modifying certain reporting requirements; modifying and creating certain permitting efficiencies; modifying duties of Pollution Control Agency; modifying administrative penalty order and field citation provisions; providing civil penalties; requiring rulemaking; appropriating money; amending Minnesota Statutes 2012, sections 13.741, by adding a subdivision; 84.027, subdivision 14a, by adding a subdivision; 115.03, subdivisions 1, 10; 115.551; 116.03, subdivision 2b; 116.07, subdivision 4d; 116.072, subdivision 2; 116.073, subdivisions 1, 2; 116J.035, subdivision 8.

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

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

The report was adopted.

Hornstein from the Committee on Transportation Finance to which was referred:

H. F. No. 2881, A bill for an act relating to transportation; railroads; amending regulation of motor carriers of railroad employees; imposing penalties; amending Minnesota Statutes 2012, sections 169.781, subdivision 2; 221.0255.

Reported the same back with the following amendments:

Page 4, line 12, after "devices" insert "and otherwise conform with the requirements of section 169.71"

Page 6, line 4, delete everything after the period

Page 6, delete lines 5 and 6

With the recommendation that when so amended the bill be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

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

H. F. No. 2884, A bill for an act relating to energy; requiring a special electric tariff for charging electric vehicles; proposing coding for new law in Minnesota Statutes, chapter 216B.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

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

H. F. No. 3084, A bill for an act relating to transportation; eliminating certain reporting requirements; eliminating or modernizing antiquated, unnecessary, redundant, and obsolete provisions; making conforming changes; amending Minnesota Statutes 2012, sections 12A.16, subdivision 5; 16A.633, subdivision 4; 16B.335, subdivision 1; 16B.51, subdivision 1; 161.082, subdivision 2a; 161.20, subdivision 2; 161.3410, subdivision 1; 161.3412, subdivision 2; 161.3414, subdivision 1; 161.3418, subdivision 2; 161.36, subdivision 7; 162.06, subdivision 3; 162.12, subdivision 3; 162.13, subdivision 1; 165.09, subdivision 3; 169.86, subdivision 5; 173.02, subdivisions 6, 16; 173.13, subdivision 4; 174.02, subdivisions 6, 8; 174.06, subdivision 7; 174.30, subdivision 9; 174.40, subdivision 8; 174.66; 221.022; 221.0252, subdivision 7; 221.026, subdivision 2; 221.031, subdivision 1; 221.036, subdivisions 1, 3; 302A.021, subdivision 10; 322B.02; 336.9-201; 360.015, subdivision 2; 360.511, subdivision 4; 360.55, subdivision 4; 360.59, subdivision 7; Laws 2013, chapter 117, article 1, section 3, subdivision 7; repealing Minnesota Statutes 2012, sections 160.27, subdivision 3; 160.283, subdivision 1; 161.05; 161.06; 161.07; 161.08, subdivision 1; 161.082, subdivision 3; 161.1231, subdivisions 3, 9; 161.13; 161.161; 161.201; 161.22; 161.31, subdivision 2; 161.3205; 161.3428; 161.51; 162.02, subdivision 2; 162.06, subdivision 6; 162.065; 162.08, subdivision 3; 162.09, subdivision 3; 162.12, subdivision 5; 162.125; 163.07, subdivision 3; 164.041; 164.05; 165.09, subdivision 5; 165.11; 165.13; 169.16; 169.835; 169.867; 173.0845; 173.085; 174.02, subdivision 7; 174.05; 174.06, subdivision 8; 174.19; 174.256, subdivision 5; 174.50, subdivisions 6a, 6b; 181.28; 181.29; 181.30; 218.021; 218.031, subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10; 218.041, subdivisions 1, 2, 7; 219.55; 219.562, subdivisions 1, 1a, 3, 4; 219.565; 219.566; 221.123; 221.151, subdivision 1; 221.241; 221.295; 222.04; 222.06; 222.07; 222.08; 222.09; 222.10; 222.11; 222.12; 222.13; 222.141; 222.15; 222.16; 222.17; 222.18; 222.19; 222.20; 222.21; 222.22; 222.23; 222.24; 222.25; 222.28; 222.31; 222.32; 222.35; 360.013, subdivision 59; 360.015, subdivisions 11a, 17, 19; 360.55, subdivision 7; Minnesota Statutes 2013 Supplement, section 174.03, subdivision 1d.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1916, 1951, 2214, 2384, 2884 and 3084 were read for the second time.

Murphy, E., 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.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I have the honor to inform the House of Representatives that the Senate is ready to meet with the House in Joint Convention at 6:45 p.m., Wednesday, April 23, 2014 to receive the message of the Honorable Mark Dayton, Governor of the State of Minnesota, which will be delivered at 7:00 p.m.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I have the honor to announce that the Senate has appointed a committee of five members of the Senate to act with a like committee on the part of the House of Representatives to escort the Honorable Mark Dayton, Governor of the State of Minnesota, to the House Chamber on the occasion of the Joint Convention on Wednesday, April 23, at 6:45 p.m.

Senators Dahle, Hall, Housley, Johnson and Scalze have been appointed as members of such committee on the part of the Senate.

JOANNE M. ZOFF, 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. 183, A bill for an act relating to data practices; enhancing certain penalties and procedures related to unauthorized access to data by a public employee; amending Minnesota Statutes 2012, sections 13.05, subdivision 5; 13.055; 13.09; 299C.40, subdivision 4.

The Senate has appointed as such committee:

Senators Dibble, Sheran and Limmer.

Said House File is herewith returned to the House.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 826, A bill for an act relating to education; providing for safe and supportive schools; authorizing rulemaking; amending Minnesota Statutes 2012, sections 120B.36, subdivision 1; 121A.55; 121A.69, subdivision 3; 122A.60, subdivisions 1a, 3; 124D.10, subdivision 8; 124D.895, subdivision 1; 124D.8955; 125B.15; 127A.42, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121A; 127A; repealing Minnesota Statutes 2012, sections 121A.03; 121A.0695.

JOANNE M. ZOFF, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Davnie moved that the House concur in the Senate amendments to H. F. No. 826 and that the bill be repassed as amended by the Senate.

A roll call was requested and properly seconded.

The Speaker called Hortman to the Chair.

Winkler was excused between the hours of 3:20 p.m. and 3:40 p.m.

MOTION TO LAY ON THE TABLE

Daudt moved that H. F. No. 826, as amended by the Senate, be laid on the table. The motion did not prevail.

The Speaker resumed the Chair.

POINT OF ORDER

Quam raised a point of order pursuant to rule 4.03, relating to Ways and Means Committee; Budget Resolution; Effect on Expenditure and Revenue Bills, that H. F. No. 826, as amended by the Senate, was not in order. The Speaker ruled the point of order not well taken.

The question recurred on the Davnie motion that the House concur in the Senate amendments to H. F. No. 826 and that the bill be repassed as amended by the Senate and the roll was called. There were 69 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Allen	Erickson, R.	Huntley	Mahoney	Nelson	Simonson
Anzelc	Falk	Isaacson	Mariani	Newton	Slocum
Benson, J.	Faust	Johnson, C.	Marquart	Norton	Sundin
Bernardy	Fischer	Johnson, S.	Masin	Paymar	Wagenius
Bly	Freiberg	Kahn	McNamar	Persell	Ward, J.A.
Brynaert	Fritz	Laine	Melin	Radinovich	Ward, J.E.
Carlson	Halverson	Lenczewski	Metsa	Rosenthal	Winkler
Clark	Hansen	Lesch	Moran	Savick	Yarusso
Davnie	Hausman	Liebling	Morgan	Sawatzky	Spk. Thissen
Dehn, R.	Hilstrom	Lien	Mullery	Schoen	
Dorholt	Hornstein	Lillie	Murphy, E.	Selcer	
Erhardt	Hortman	Loeffler	Murphy, M.	Simon	

Those who voted in the negative were:

Abeler	Dean, M.	Gunther	Kresha	O'Neill	Swedzinski
Albright	Dettmer	Hackbarth	Leidiger	Pelowski	Theis
Anderson, M.	Dill	Hamilton	Lohmer	Peppin	Torkelson
Anderson, P.	Drazkowski	Hertaus	Loon	Petersburg	Uglem
Anderson, S.	Erickson, S.	Holberg	Mack	Poppe	Urdahl
Barrett	Fabian	Hoppe	McDonald	Pugh	Wills
Beard	FitzSimmons	Howe	McNamara	Quam	Zellers
Benson, M.	Franson	Johnson, B.	Myhra	Runbeck	Zerwas
Cornish	Garofalo	Kelly	Newberger	Sanders	
Daudt	Green	Kieffer	Nornes	Schomacker	
Davids	Gruenhagen	Kiel	O'Driscoll	Scott	

The motion prevailed.

H. F. No. 826 was read for the third time as amended by the Senate.

Pursuant to rule 1.50, Murphy, E., moved that the House be allowed to continue in session after 12:00 midnight. The motion prevailed.

CALL OF THE HOUSE

On the motion of Daudt and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

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

Murphy, E., moved that further proceedings of the roll call be suspended and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

H. F. No. 826, A bill for an act relating to education; providing for safe and supportive schools by prohibiting bullying; amending Minnesota Statutes 2012, sections 124D.895, subdivision 1; 124D.8955; Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 8; proposing coding for new law in Minnesota Statutes, chapters 121A; 127A; repealing Minnesota Statutes 2012, section 121A.0695.

The bill, as amended by the Senate, was placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 69 yeas and 63 nays as follows:

Those who voted in the affirmative were:

Allen	Dehn, R.	Halverson	Johnson, S.	Mahoney	Mullery
Anzelc	Dorholt	Hansen	Kahn	Mariani	Murphy, E.
Benson, J.	Erhardt	Hausman	Laine	Marquart	Murphy, M.
Bernardy	Erickson, R.	Hilstrom	Lenczewski	Masin	Nelson
Bly	Falk	Hornstein	Lesch	McNamar	Newton
Brynaert	Faust	Hortman	Liebling	Melin	Norton
Carlson	Fischer	Huntley	Lien	Metsa	Paymar
Clark	Freiberg	Isaacson	Lillie	Moran	Persell
Davnie	Fritz	Johnson, C.	Loeffler	Morgan	Radinovich

Rosenthal	Schoen	Simonson	Wagenius	Winkler
Savick	Selcer	Slocum	Ward, J.A.	Yarusso
Sawatzky	Simon	Sundin	Ward, J.E.	Spk. Thissen

Those who voted in the negative were:

Abeler	Dean, M.	Gunther	Kresha	O'Neill	Swedzinski
Albright	Dettmer	Hackbarth	Leidiger	Pelowski	Theis
Anderson, M.	Dill	Hamilton	Lohmer	Peppin	Torkelson
Anderson, P.	Drazkowski	Hertaus	Loon	Petersburg	Uglen
Anderson, S.	Erickson, S.	Holberg	Mack	Poppe	Urdahl
Barrett	Fabian	Hoppe	McDonald	Pugh	Wills
Beard	FitzSimmons	Howe	McNamara	Quam	Zellers
Benson, M.	Franson	Johnson, B.	Myhra	Runbeck	Zerwas
Cornish	Garofalo	Kelly	Newberger	Sanders	
Daudt	Green	Kieffer	Nornes	Schomacker	
Davids	Gruenhagen	Kiel	O'Driscoll	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. 1689, 1725, 2310 and 1900.

JOANNE M. ZOFF, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1689, A bill for an act relating to insurance; authorizing certain benefits for Minnesota FAIR plan employees; providing certain conforming and technical changes; amending Minnesota Statutes 2012, sections 43A.27, subdivision 2; 65A.35, subdivision 5.

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

S. F. No. 1725, A bill for an act relating to public safety; providing for accreditation of forensic laboratories; proposing coding for new law in Minnesota Statutes, chapter 299C.

The bill was read for the first time.

Rosenthal moved that S. F. No. 1725 and H. F. No. 2156, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2310, A bill for an act relating to state government; eliminating or modernizing antiquated, unnecessary, and obsolete language; amending Minnesota Statutes 2012, sections 16E.01, as amended; 16E.03, subdivision 2; 16E.035; 16E.05, subdivision 1; Minnesota Statutes 2013 Supplement, sections 16E.04, subdivision 2; 16E.18, subdivision 8; repealing Minnesota Statutes 2012, sections 16E.02, subdivisions 2, 3; 16E.03, subdivision 8; 16E.0475.

The bill was read for the first time.

Nelson moved that S. F. No. 2310 and H. F. No. 2664, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1900, A bill for an act relating to health; providing for drug overdose prevention and medical assistance; limiting liability; amending Minnesota Statutes 2012, section 151.37, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 604A.

The bill was read for the first time.

Schoen moved that S. F. No. 1900 and H. F. No. 2307, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

CALL OF THE HOUSE LIFTED

Murphy, E., moved that the call of the House be lifted. The motion prevailed and it was so ordered.

CALENDAR FOR THE DAY

H. F. No. 3017 was reported to the House.

Paymar moved to amend H. F. No. 3017, the first engrossment, as follows:

Page 3, after line 6, insert:

"Sec. 4. Minnesota Statutes 2012, section 299A.642, subdivision 1, is amended to read:

Subdivision 1. **Coordinating council established.** The Violent Crime Coordinating Council is established to provide guidance to law enforcement, prosecutors, and the Department of Public Safety on issues related to the investigation and prosecution of gang and drug crime. For the purposes of this section, "gang and drug crime" includes violent crimes associated with gang activity.

Sec. 5. Minnesota Statutes 2012, section 299A.642, subdivision 3, is amended to read:

Subd. 3. **Coordinating council's duties.** The coordinating council shall ~~develop an overall strategy~~ carry out the following duties in a manner that serves to ameliorate the harm caused to the public by gang and drug crime within the state of Minnesota. ~~Additionally, the coordinating council shall:~~

(1) subject to approval by the commissioner of public safety, ~~develop~~ update an operating procedures and policies manual to investigate gang and drug crime in a multijurisdictional manner;

(2) identify and recommend a candidate or candidates for statewide coordinator to the commissioner of public safety;

(3) assist the Department of Public Safety in ~~developing~~ updating grant eligibility criteria and operating an objective and conflict-free grant review application process;

(4) make recommendations to the commissioner of public safety to terminate grant funding for multijurisdictional entities if an entity no longer operates in accordance with subdivision 4, or no longer functions in a manner consistent with the best interests of the state or public;

(5) assist in developing and updating a process to collect and share information to improve the investigation and prosecution of gang and drug offenses;

~~(6) develop and approve an operational budget for the coordinating council;~~

~~(7)~~ develop and update policies that prohibit the improper use of personal characteristics such as race, color, national origin, gender, or religion to target individuals for law enforcement action, prosecution, or forfeiture action; and

~~(8)~~ (7) subject to approval by the commissioner of public safety, adopt narrowly tailored, objective criteria and identifying characteristics for use in determining whether individuals are or may be members of gangs involved in criminal activity. The council shall review and update the criteria and characteristics adopted under this clause every two years with the objective to ensure effectiveness and relevance to the accurate identification of subjects actively involved in criminal gang activity. As part of its review process, the council shall obtain input from members of communities that are impacted by criminal gang activity. Before adopting any changes under this clause, the council must submit its recommendations to the commissioner of public safety for approval.

Actions taken by the council, including related comments, must be limited in scope to the duties prescribed under clauses (1) to (7)."

Page 7, line 13, before "In" insert "(a)"

Page 7, after line 15, insert:

"(b) The revisor of statutes shall make any necessary cross reference changes consistent with the renumbering of clauses in section 5."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 3017, A bill for an act relating to public safety; amending and repealing outdated and redundant statutes; modifying provisions related to the Violent Crime Coordinating Council; providing grants for support services to victims of sexual assault and victims of crime; requiring a report on collection of data on victims of domestic abuse; amending Minnesota Statutes 2012, sections 13.823; 15.0591, subdivision 2; 299A.642, subdivisions 1, 3; 299C.05; 299C.111; 403.025, subdivision 7; 403.05, subdivision 1; 403.08, subdivision 10;

518B.01, subdivision 21; 611A.0311, subdivision 2; 611A.37, subdivision 5; 611A.76; 629.342, subdivision 2; Minnesota Statutes 2013 Supplement, sections 13.82, subdivision 5; 403.11, subdivision 1; 611A.02, subdivisions 2, 3; proposing coding for new law in Minnesota Statutes, chapter 611A; repealing Minnesota Statutes 2012, sections 237.83, subdivision 4; 299A.63; 299C.01, subdivision 1; 299C.04; 299C.145, subdivision 4; 299C.19; 299C.20; 299C.215; 299C.30; 299C.31; 299C.32; 299C.33; 299C.34; 299C.49; 299F.01, subdivision 1; 299F.04, subdivision 3a; 299F.37; 403.02, subdivision 15; 611A.02, subdivision 1; 611A.0311, subdivision 3; 611A.21; 611A.22; 611A.221; 611A.36; 611A.41; 611A.43; 611A.78.

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 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 2953, A bill for an act relating to corrections; eliminating the requirement of contiguous counties from qualifications for a grant for the delivery of correctional services; amending Minnesota Statutes 2012, section 401.02, 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 126 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, M.	Barrett	Benson, M.	Brynaert	Cornish
Albright	Anderson, P.	Beard	Bernardy	Carlson	Daudt
Allen	Anzelc	Benson, J.	Bly	Clark	Davids

Davnie	Gunther	Kahn	Marquart	O'Neill	Simon
Dean, M.	Hackbarth	Kelly	Masin	Paymar	Simonson
Dehn, R.	Halverson	Kieffer	McDonald	Pelowski	Slocum
Dettmer	Hamilton	Kiel	McNamar	Persell	Sundin
Dill	Hansen	Kresha	McNamara	Petersburg	Swedzinski
Dorholt	Hausman	Laine	Melin	Poppe	Theis
Erhardt	Hertaus	Leidiger	Metsa	Pugh	Torkelson
Erickson, R.	Hilstrom	Lenczewski	Moran	Quam	Uglen
Fabian	Holberg	Lesch	Morgan	Radinovich	Urdahl
Falk	Hoppe	Liebling	Mullery	Rosenthal	Wagenius
Faust	Hornstein	Lien	Murphy, E.	Runbeck	Ward, J.A.
Fischer	Hortman	Lillie	Murphy, M.	Sanders	Ward, J.E.
FitzSimmons	Howe	Loeffler	Myhra	Savick	Wills
Franson	Huntley	Lohmer	Nelson	Sawatzky	Winkler
Freiberg	Isaacson	Loon	Newton	Schoen	Yarusso
Fritz	Johnson, B.	Mack	Nornes	Schomacker	Zellers
Green	Johnson, C.	Mahoney	Norton	Scott	Zerwas
Gruenhagen	Johnson, S.	Mariani	O'Driscoll	Selcer	Spk. Thissen

Those who voted in the negative were:

Anderson, S.	Drazkowski	Erickson, S.	Garofalo	Newberger	Peppin
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The bill was passed and its title agreed to.

H. F. No. 2746, A bill for an act relating to agriculture; removing obsolete, redundant, and unnecessary laws administered by the Department of Agriculture; amending Minnesota Statutes 2012, sections 17.03, subdivision 1; 17.101, subdivision 5; 28A.05; 28A.08, subdivision 3; 32.645, subdivision 1; 609B.105; Minnesota Statutes 2013 Supplement, section 28A.0752, subdivision 1; repealing Minnesota Statutes 2012, sections 17.03, subdivision 2; 17.038; 17.045; 17.1161; 17.138; 17.14, subdivisions 1, 3, 4; 17.15; 17.16; 17.17; 17.18; 17.181; 17.19; 17.42; 17.43; 17.44; 17.452, subdivisions 1, 2; 18.011; 18.62; 18.63; 18.64; 18.65; 18.66; 18.67; 18.68; 18.69; 18.70; 18.71; 30.003; 30.01, subdivisions 1, 6; 30.099; 30.10; 30.102; 30.103; 30.104; 30.15; 30.151; 30.152; 30.16; 30.161; 30.17; 30.19; 30.20; 30.201; 30.55; 30.56; 30.57; 30.58; 30.59; 32.104; 32.411, subdivisions 1, 2, 3, 4, 5; 32.417; 32.57; 32.59.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Bernardy	Dettmer	FitzSimmons	Hansen	Johnson, B.
Albright	Bly	Dill	Franson	Hausman	Johnson, C.
Allen	Brynaert	Dorholt	Freiberg	Hertaus	Johnson, S.
Anderson, M.	Carlson	Drazkowski	Fritz	Hilstrom	Kahn
Anderson, P.	Clark	Erhardt	Garofalo	Holberg	Kelly
Anderson, S.	Cornish	Erickson, R.	Green	Hoppe	Kieffer
Anzelc	Daudt	Erickson, S.	Gruenhagen	Hornstein	Kiel
Barrett	Dauids	Fabian	Gunther	Hortman	Kresha
Beard	Davnie	Falk	Hackbarth	Howe	Laine
Benson, J.	Dean, M.	Faust	Halverson	Huntley	Leidiger
Benson, M.	Dehn, R.	Fischer	Hamilton	Isaacson	Lenczewski

Lesch	Masin	Myhra	Persell	Schoen	Uglem
Liebling	McDonald	Nelson	Petersburg	Schomacker	Urdahl
Lien	McNamar	Newberger	Poppe	Scott	Wagenius
Lillie	McNamara	Newton	Pugh	Selcer	Ward, J.A.
Loeffler	Melin	Nornes	Quam	Simon	Ward, J.E.
Lohmer	Metsa	Norton	Radinovich	Simonson	Wills
Loon	Moran	O'Driscoll	Rosenthal	Slocum	Winkler
Mack	Morgan	O'Neill	Runbeck	Sundin	Yarusso
Mahoney	Mullery	Paymar	Sanders	Swedzinski	Zellers
Mariani	Murphy, E.	Pelowski	Savick	Theis	Zerwas
Marquart	Murphy, M.	Peppin	Sawatzky	Torkelson	Spk. Thissen

The bill was passed and its title agreed to.

H. F. No. 2840, A bill for an act relating to local government; authorizing District One Hospital to sell real and personal property; providing for dissolution of a hospital district; repealing Laws 1961, chapter 372, sections 1; 2; Laws 1963, chapter 118, sections 1, as amended; 2, as amended; 3; 4, as amended; 5; 6, as amended; 7; 8; 9; 10; Laws 1996, chapter 471, article 8, sections 19; 20; 21; 22.

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 131 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, S.

The bill was passed and its title agreed to.

S. F. No. 2569, A bill for an act relating to housing; repealing obsolete, redundant, and unnecessary laws and rules under the direction of the Minnesota Housing Finance Agency; making conforming changes; changing a State Register notice requirement; amending Minnesota Statutes 2012, sections 462A.225; 469.0171; repealing Minnesota Statutes 2012, sections 462A.203; 462A.205; 462A.206, subdivisions 1, 2, 3, 4; 462A.2092; 462A.21, subdivisions 15, 21, 24, 25, 28; 462C.04, subdivisions 3, 4; Minnesota Rules, parts 4900.0351; 4900.0352; 4900.0353; 4900.0354; 4900.0355; 4900.0356; 4900.0601; 4900.0602; 4900.0603; 4900.0604; 4900.0605; 4900.1800; 4900.1801; 4900.1802; 4900.1803; 4900.1804; 4900.1805; 4900.1806; 4900.1807; 4900.1808; 4900.1900; 4900.1905; 4900.1910; 4900.1915; 4900.3370; 4900.3371; 4900.3372; 4900.3373; 4900.3374; 4900.3375; 4900.3376; 4900.3377; 4900.3378; 4900.3379; 4900.3380; 4900.3400; 4900.3402; 4900.3403; 4900.3404; 4900.3410; 4900.3411; 4900.3412; 4900.3413; 4900.3414; 4900.3420; 4900.3421; 4900.3422; 4900.3423; 4900.3424.

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 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, M.	Garofalo	Scott
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The bill was passed and its title agreed to.

H. F. No. 2576 was reported to the House.

Hertaus moved to amend H. F. No. 2576, the fifth engrossment, as follows:

Page 9, line 15, delete "and"

Page 9, after line 15, insert:

"(11) the amount, if any, of restitution outstanding, past efforts made by the petitioner toward payment, and the measures in place to help ensure completion of restitution payment after expungement of the record if granted; and"

Page 9, line 16, delete "(11)" and insert "(12)"

The motion prevailed and the amendment was adopted.

Melin moved to amend H. F. No. 2576, the fifth engrossment, as amended, as follows:

Page 11, line 21, after the period, insert "The Bureau of Criminal Apprehension shall notify the commissioner of human services of the existence of a sealed record and of the right to obtain access under paragraph (b), clause (4)."

Page 11, line 23, delete everything after "shall" and insert "provide"

Page 11, line 24, delete everything before "access"

Melin moved to amend her amendment to H. F. No. 2576, the fifth engrossment, as amended, as follows:

Page 1, after line 1, insert:

"Page 9, line 20, before the first period, insert ". provided that the Bureau of Criminal Apprehension must disclose the existence of the record, but not the record's contents, to any entity conducting a background check mandated by law""

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Melin amendment, as amended, to H. F. No. 2576, the fifth engrossment, as amended. The motion prevailed and the amendment, as amended, was adopted.

Erickson, S., moved to amend H. F. No. 2576, the fifth engrossment, as amended, as follows:

Page 11, line 10, delete "may" and insert "shall"

Page 11, line 11, after "agency" insert "or the Bureau of Criminal Apprehension in compliance with a background study request by the Board of Teaching or the licensing division of the Minnesota Department of Education under section 122A.18, subdivision 8,"

Melin moved to amend the Erickson, S., amendment to H. F. No. 2576, the fifth engrossment, as amended, as follows:

Page 1, after line 5, insert:

"Page 11, line 15, delete "and"

Page 11, line 18, delete the period and insert "; and"

Page 11, after line 18, insert:

"(6) an expunged record of a conviction may be opened for purposes of a background check under section 122A.18, subdivision 8, unless the court order for expungement is directed specifically to the Board of Teaching or the licensing division of the Minnesota Department of Education."

Page 11, line 22, after the comma, insert "the Board of Teaching or the licensing division of the Minnesota Department of Education."

Page 11, line 23, delete "commissioner" and insert "requesting entity"

Page 11, line 24, after "clause (4)" insert "or (6)"

A roll call was requested and properly seconded.

The question was taken on the amendment to the amendment and the roll was called. There were 75 yeas and 55 nays as follows:

Those who voted in the affirmative were:

Abeler	Dill	Hornstein	Loeffler	Murphy, M.	Simon
Allen	Dorholt	Hortman	Mahoney	Nelson	Simonson
Anzelc	Erhardt	Huntley	Mariani	Newton	Slocum
Beard	Erickson, R.	Isaacson	Marquart	Norton	Sundin
Benson, J.	Falk	Johnson, C.	Masin	Paymar	Wagenius
Benson, M.	Faust	Johnson, S.	McNamar	Pelowski	Ward, J.A.
Bernardy	Fischer	Kahn	McNamara	Persell	Ward, J.E.
Bly	Freiberg	Laine	Melin	Poppe	Winkler
Brynaert	Fritz	Lenczewski	Metsa	Radinovich	Yarusso
Carlson	Halverson	Lesch	Moran	Rosenthal	Spk. Thissen
Clark	Hansen	Liebling	Morgan	Savick	
Davnie	Hausman	Lien	Mullery	Sawatzky	
Dehn, R.	Hilstrom	Lillie	Murphy, E.	Selcer	

Those who voted in the negative were:

Albright	Davids	Garofalo	Holberg	Kresha	Newberger
Anderson, M.	Dean, M.	Green	Hoppe	Leidiger	Nornes
Anderson, P.	Dettmer	Gruenhagen	Howe	Lohmer	O'Driscoll
Anderson, S.	Drzkowski	Gunther	Johnson, B.	Loon	O'Neill
Barrett	Erickson, S.	Hackbarth	Kelly	Mack	Peppin
Cornish	Fabian	Hamilton	Kieffer	McDonald	Petersburg
Daudt	Franson	Hertaus	Kiel	Myhra	Pugh

Quam	Schomacker	Theis	Urdahl	Zerwas
Runbeck	Scott	Torkelson	Wills	
Sanders	Swedzinski	Uglem	Zellers	

The motion prevailed and the amendment to the amendment was adopted.

Erickson, S., withdrew her amendment, as amended, to H. F. No. 2576, the fifth engrossment, as amended.

H. F. No. 2576, A bill for an act relating to criminal justice; modifying provisions governing expungement of criminal records; requiring business screening services to delete expunged records; allowing expungement of eviction records in certain cases; appropriating money; amending Minnesota Statutes 2012, sections 245C.22, subdivision 7; 245C.23, subdivision 1; 260B.198, subdivision 6; 332.70, by adding a subdivision; 504B.345, subdivision 1; 609A.02, subdivision 3; 609A.03, subdivisions 1, 5, 7, 8, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 609A.

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 85 yeas and 47 nays as follows:

Those who voted in the affirmative were:

Abeler	Erhardt	Hortman	Mariani	Nornes	Sundin
Allen	Erickson, R.	Huntley	Marquart	Norton	Swedzinski
Anzelc	Falk	Isaacson	Masin	Paymar	Torkelson
Beard	Faust	Johnson, C.	McNamara	Pelowski	Urdahl
Benson, J.	Fischer	Johnson, S.	McNamara	Persell	Wagenius
Bernardy	FitzSimmons	Kahn	Melin	Poppe	Ward, J.A.
Bly	Freiberg	Kieffer	Metsa	Radinovich	Ward, J.E.
Brynaert	Fritz	Laine	Moran	Rosenthal	Winkler
Carlson	Gunther	Lenczewski	Morgan	Savick	Yarusso
Clark	Halverson	Lesch	Mullery	Sawatzky	Spk. Thissen
Cornish	Hansen	Liebling	Murphy, E.	Schoen	
Davnie	Hausman	Lien	Murphy, M.	Selcer	
Dehn, R.	Hertaus	Lillie	Nelson	Simon	
Dill	Hilstrom	Loeffler	Newberger	Simonson	
Dorholt	Hornstein	Mahoney	Newton	Slocum	

Those who voted in the negative were:

Albright	Dean, M.	Gruenhagen	Kiel	O'Driscoll	Schomacker
Anderson, M.	Dettmer	Hackbarth	Kresha	O'Neill	Scott
Anderson, P.	Drazkowski	Hamilton	Leidiger	Peppin	Theis
Anderson, S.	Erickson, S.	Holberg	Lohmer	Petersburg	Uglem
Barrett	Fabian	Hoppe	Loon	Pugh	Wills
Benson, M.	Franson	Howe	Mack	Quam	Zellers
Daudt	Garofalo	Johnson, B.	McDonald	Runbeck	Zerwas
Davids	Green	Kelly	Myhra	Sanders	

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

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

H. F. No. 2733 was reported to the House.

Dill moved to amend H. F. No. 2733, the second engrossment, as follows:

Page 19, after line 9, insert:

"Sec. 30. Minnesota Statutes 2012, section 89A.02, is amended to read:

89A.02 POLICY.

It is the policy of the state to:

(1) pursue the sustainable management, use, and protection of the state's forest resources to achieve the state's economic, environmental, and social goals;

(2) encourage cooperation and collaboration between public and private sectors in the management of the state's forest resources;

(3) recognize and consider forest resource issues, concerns, and impacts at the site level and landscape ~~levels~~ level; and

(4) recognize the broad array of perspectives regarding the management, use, and protection of the state's forest resources, and establish and maintain processes and mechanisms that seek and incorporate these perspectives in the planning and management of the state's forest resources.

Nothing in this chapter abolishes, repeals, or negates any existing authorities related to managing and protecting the state's forest resources.

Sec. 31. Minnesota Statutes 2012, section 89A.03, subdivision 1, is amended to read:

Subdivision 1. **Membership.** The governor must appoint a chair and 15 other members to the Minnesota Forest Resources Council. The Indian Affairs Council will appoint one additional member. When making appointments to the council, the governor must appoint knowledgeable individuals with an understanding of state forest resource issues who ~~fairly~~ reflect a balance of the various interests in the sustainable management, use, and protection of the state's forest resources in order to achieve the purpose and policies specified in subdivision 2 and section 89A.02. The council membership ~~appointed by the governor~~ must include the following individuals:

- (1) two representatives from organizations representing environmental interests within the state;
- (2) a representative from an organization representing the interests of management of game species;
- (3) a representative from a conservation organization;
- (4) a representative from an association representing forest products industry within the state;
- (5) a commercial logging contractor active in a forest product association;
- (6) a representative from a statewide association representing the resort and tourism industry;
- (7) a faculty or researcher of a Minnesota research or higher educational institution;

(8) a representative from an association representing family forest woodlands who is an owner of nonindustrial, private forest land of 40 acres or more;

(9) an owner of nonindustrial, private forest land;

(10) a representative from the department;

(11) a county land commissioner who is a member of the Minnesota Association of County Land Commissioners;

(12) a representative from the United States Department of Agriculture Forest Service unit with land management responsibility in Minnesota;

(13) a representative from a labor organization with membership having an interest in forest resource issues;

(14) an individual representing a secondary wood products manufacturing organization; ~~and~~

(15) a chair; and

(16) an individual representing the Minnesota Indian Affairs Council.

Sec. 32. Minnesota Statutes 2012, section 89A.03, subdivision 6, is amended to read:

Subd. 6. **Biennial report.** The council must report to the governor and to the legislative committees and divisions with jurisdiction over environment and natural resource policy and finance by February 1 of each odd-numbered year. The report must describe the progress and accomplishments made by the council during the preceding ~~year~~ two years.

Sec. 33. Minnesota Statutes 2012, section 89A.04, is amended to read:

89A.04 PARTNERSHIP.

It is the policy of the state to encourage forest landowners, forest managers, and loggers to ~~establish~~ maintain a partnership in which the implementation of council recommendations can occur in a timely and coordinated manner across ownerships. The partnership shall serve as a forum for discussing operational implementation issues and problem solving related to forest resources management and planning concerns, and be responsive to the recommendations of the council. This partnership shall also actively foster collaboration and coordination among forest managers, landowners, and ~~landowners~~ loggers in addressing landscape-level operations and concerns. In fulfilling its responsibilities as identified in this chapter, the partnership may advise the council. Nothing in this section shall imply extra rights or influence for the partnership.

Sec. 34. Minnesota Statutes 2012, section 89A.05, subdivision 1, is amended to read:

Subdivision 1. **Development and revision.** The council shall coordinate the development and periodic revision of comprehensive timber harvesting and forest management guidelines based on the information derived from forest resources, practices, implementation, and effectiveness monitoring programs, and other information deemed appropriate by the council. The guidelines must address the water, air, soil, biotic, recreational, cultural, and aesthetic resources found in forest ecosystems by focusing on those impacts commonly associated with applying site-level forestry practices. The guidelines must reflect a range of practical and sound practices based on the best available scientific information, and be integrated to minimize conflicting recommendations while being easy to understand and implement. ~~By June 30, 2003, the council shall review the guidelines and identify potential~~

~~revisions. If deemed necessary, the council shall update the guidelines by June 30, 2005. Changes to the guidelines shall be peer reviewed prior to final adoption by the council. By December 1999, the council must undertake a peer review of the recommendations in the forest management guidelines adopted in December 1998 for protecting forest riparian areas and seasonal ponds.~~

Sec. 35. Minnesota Statutes 2012, section 89A.05, subdivision 3, is amended to read:

Subd. 3. **Application.** The timber harvesting and forest management guidelines are voluntary. ~~Prior to their actual use,~~ The council must develop and periodically assess guideline implementation goals ~~for each major forest land ownership category that will sustain forest resources.~~ If the information developed as a result of forest resources, practices, ~~compliance~~ implementation, and effectiveness monitoring programs conducted by the department or other information obtained by the council indicates the implementation goals for the guidelines are not being met and the council determines significant adverse impacts are occurring, the council shall recommend to the governor additional measures to address those impacts. The council must incorporate the recommendations as part of the council's biennial report required by section 89A.03, subdivision 6.

Sec. 36. Minnesota Statutes 2012, section 89A.06, subdivision 1, is amended to read:

Subdivision 1. **Framework.** The council must ~~establish~~ maintain a framework that will enable long-range strategic planning and ~~landscape~~ coordination to occur, to the extent possible, across all forested regions of the state and across all ownerships. The framework must include:

(1) identification of the landscapes within which long-range strategic planning of forest resources can occur, provided that the landscapes must be delineated based on broadly defined ecological units and existing classification systems, yet recognize existing political and administrative boundaries and planning processes;

(2) a statement of principles and goals for landscape-based forest resource planning; and

(3) identification of a general process by which landscape-based forest resource planning occurs, provided that the process must give considerable latitude to design planning processes that fit the unique needs and resources of each landscape; reflect a balanced consideration of the economic, social, and environmental conditions and needs of each landscape; and interface and establish formats that are compatible with other landscape-based forest resource plans.

Sec. 37. Minnesota Statutes 2012, section 89A.06, subdivision 2, is amended to read:

Subd. 2. **Regional forest resource committees.** To foster landscape-based forest resource planning, the council must ~~establish~~ maintain regional forest resource committees. Each regional committee shall:

(1) include representative interests in a particular region that are committed to and involved in landscape planning and coordination activities;

(2) serve as a forum for landowners, managers, and representative interests to discuss landscape forest resource issues;

(3) ~~identify and~~ implement an open and public process whereby landscape-based strategic planning of forest resources can occur;

(4) integrate its ~~report~~ landscape planning efforts with existing public and private ~~landscape~~ land management planning efforts in the region;

(5) facilitate landscape coordination between ~~existing regional landscape planning efforts of~~ land managers in the region, both public and private;

(6) identify and facilitate opportunities for public participation in ~~existing~~ landscape planning and coordination efforts in ~~this~~ the region;

(7) identify sustainable forest resource goals for the landscape and ~~strategies~~ objectives to achieve those goals; ~~and~~

(8) periodically recommend that the council undertake revisions of the region's landscape plan; and

~~(8)~~ (9) provide a regional perspective perspectives to the council with respect to council activities.

Sec. 38. Minnesota Statutes 2012, section 89A.06, subdivision 4, is amended to read:

Subd. 4. **Report.** By November 1 of each even-numbered year, each regional committee must report to the council its work activities and accomplishments.

Sec. 39. Minnesota Statutes 2012, section 89A.07, is amended to read:

89A.07 MONITORING.

Subdivision 1. **Forest resource monitoring.** The commissioner shall ~~establish~~ maintain a program for monitoring broad trends and conditions in the state's forest resources at statewide, landscape, and site levels. The council shall provide oversight and program direction for the ~~development and~~ implementation of the monitoring program. To the extent possible, the information generated under the monitoring program must be reported in formats consistent with the landscape regions used to accomplish the planning and coordination activities specified in section 89A.06. To the extent possible, the program must incorporate data generated by existing resource monitoring programs. ~~The commissioner shall report to the council information on current conditions and recent trends in the state's forest resources.~~

Subd. 2. ~~Practices and compliance~~ **Implementation monitoring.** The commissioner shall ~~establish~~ maintain a program for monitoring ~~silvicultural practices and~~ application of the timber harvesting and forest management guidelines at statewide, landscape, and site levels. The council shall provide oversight and program direction for the ~~development and~~ implementation of the monitoring program. To the extent possible, the information generated by the monitoring program must be reported in formats consistent with the landscape regions used to accomplish the planning and coordination activities specified in section 89A.06. The commissioner shall report to the council on the nature and extent of ~~silvicultural practices used, and compliance with the~~ implementation of the timber harvesting and forest management guidelines.

Subd. 3. **Effectiveness monitoring evaluation.** ~~The commissioner~~ council, in cooperation with ~~other~~ research and land management organizations, shall evaluate the effectiveness of practices to mitigate impacts of timber harvesting and forest management activities on the state's forest resources. ~~The council shall provide oversight and program direction for the development and implementation of this monitoring program. The commissioner shall report to the council on the effectiveness of these practices.~~

Subd. 4. ~~Other studies and programs.~~ The council shall monitor the implementation of other programs, formal studies, and initiatives affecting Minnesota's forest resources.

Subd. 5. **Citizen concerns.** The council shall ~~facilitate the establishment of~~ administer a public concerns registration process to accept comments from the public on ~~negligent~~ timber harvesting or forest management practices.

Sec. 40. Minnesota Statutes 2012, section 89A.08, subdivision 1, is amended to read:

Subdivision 1. **Establishment.** The council chair shall appoint a Forest Resources Research Advisory Committee and a chair of that committee. ~~Notwithstanding section 15.059, the council does not expire.~~ The committee must consist of representatives of:

- (1) the College of ~~Natural Resources~~ Food, Agricultural and Natural Resource Sciences, University of Minnesota;
- (2) the Natural Resources Research Institute, University of Minnesota, Duluth;
- (3) the department;
- (4) the ~~North Central Forest Experiment~~ Northern Research Station, United States Department of Agriculture Forest Service; and
- (5) other organizations as deemed appropriate by the council.

Sec. 41. Minnesota Statutes 2012, section 89A.08, subdivision 2, is amended to read:

Subd. 2. **Purpose.** The purpose of the advisory committee is to ~~foster the identification~~ identify and ~~undertaking of~~ initiate priority forest resources research activities by encouraging:

- (1) collaboration between organizations with responsibilities for conducting forest resources research;
- (2) linkages between researchers in different disciplines in conducting forest resources research; ~~and~~
- (3) interaction and communication between researchers and practitioners in the development and use of forest resources research; and
- (4) communication with the legislature on funding the council's priority forest resources research activities.

Sec. 42. Minnesota Statutes 2012, section 89A.08, subdivision 3, is amended to read:

Subd. 3. **Research assessment.** The advisory committee shall periodically undertake an assessment of strategic directions in forest resources research. The assessment must be based on input provided by administrators, researchers, practitioners, and the general public, and include:

- (1) an assessment of the current status of ~~forestry~~ forest resources research in the state;
- (2) an identification of important forest resource issues in need of research;
- (3) an identification of priority forest research activities whose results will enable a better understanding of site-level and landscape-level impacts resulting from timber harvesting and forest management activities; and
- (4) an assessment of the progress toward addressing the priority forest resources research needs identified.

The forest resources research assessment must be made widely available to the research community, forest managers and users, and the public.

Sec. 43. Minnesota Statutes 2012, section 89A.09, is amended to read:

89A.09 INTERAGENCY INFORMATION COOPERATIVE.

Subdivision 1. **Establishment.** The dean of the ~~University of Minnesota, College of Food, Agricultural and Natural Resources~~ Resource Sciences, University of Minnesota, ~~shall be~~ is encouraged to ~~coordinate the establishment of~~ maintain an Interagency Information Cooperative. ~~Members of the cooperative that~~ must include members from:

(1) the ~~University of Minnesota, College of Food, Agricultural and Natural Resources~~ Resource Sciences, University of Minnesota;

(2) the ~~University of Minnesota, Natural Resources Research Institute, University of Minnesota, Duluth;~~

(3) the department;

(4) the Minnesota Geospatial Information Office;

(5) the Minnesota Association of County Land Commissioners;

(6) the United States Department of Agriculture Forest Service; and

(7) other organizations as deemed appropriate by the members of the cooperative.

Subd. 2. **Purpose.** The purposes of the cooperative are to:

(1) coordinate the development and use of forest resources data in the state;

(2) promote the development of statewide guidelines and common language to enhance the ability of public and private organizations and institutions to share forest resources data;

(3) promote the development of information systems that support access to important forest resources data;

(4) promote improvement in the accuracy, reliability, and statistical soundness of fundamental forest resources data;

(5) promote linkages and integration of forest resources data to other natural resource information;

(6) promote access and use of forest resources data and information systems in decision-making by a variety of public and private organizations; and

(7) promote expanding the capacity and reliability of forest growth, succession, and other types of ecological models; and

~~(8) conduct a needs assessment for improving the quality and quantity of information systems.~~

Subd. 3. **Report.** By November 1 of each even-numbered year, the information cooperative shall report to the council its accomplishments in fulfilling the responsibilities identified in this section.

Sec. 44. Minnesota Statutes 2012, section 89A.10, is amended to read:

89A.10 CONTINUING EDUCATION; ~~CERTIFICATION.~~

It is the policy of the state to encourage timber harvesters and forest resource professionals to ~~establish~~ maintain continuing education programs within their respective professions that promote sustainable forest management, including the Minnesota Logger Education Program and the University of Minnesota Sustainable Forests Education Cooperative, respectively. ~~The council shall, where appropriate, facilitate the development of these programs.~~

Sec. 45. **[89A.105] IMPLEMENTATION.**

Implementation of this chapter is subject to biennial appropriations of the legislature.

Sec. 46. Minnesota Statutes 2012, section 89A.11, is amended to read:

89A.11 REPEALER SUNSET.

Sections 89A.01; 89A.02; 89A.03; 89A.04; 89A.05; 89A.06; 89A.07; 89A.08; 89A.09; 89A.10; 89A.105; and 89A.11, are repealed June 30, ~~2017~~ 2021."

Page 25, delete section 46, and insert:

"Sec. 63. **REPEALER.**

Minnesota Statutes 2012, sections 84.521; 89.01, subdivision 7; 89A.05, subdivisions 2a and 4; 89A.06, subdivision 2a; 103F.121, subdivisions 3 and 4; and 103F.165, subdivision 2, are repealed."

Renumber the subdivisions in sequence

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Anzels moved to amend H. F. No. 2733, the second engrossment, as amended, as follows:

Page 23, after line 21, insert:

"Sec. 40. Minnesota Statutes 2012, section 116D.04, subdivision 2a, is amended to read:

Subd. 2a. **When prepared.** Where there is potential for significant environmental effects resulting from any major governmental action, the action shall be preceded by a detailed environmental impact statement prepared by the responsible governmental unit. The environmental impact statement shall be an analytical rather than an encyclopedic document which describes the proposed action in detail, analyzes its significant environmental impacts, discusses appropriate alternatives to the proposed action and their impacts, and explores methods by which adverse environmental impacts of an action could be mitigated. The environmental impact statement shall also analyze those economic, employment, and sociological effects that cannot be avoided should the action be implemented. To ensure its use in the decision-making process, the environmental impact statement shall be prepared as early as practical in the formulation of an action.

(a) The board shall by rule establish categories of actions for which environmental impact statements and for which environmental assessment worksheets shall be prepared as well as categories of actions for which no environmental review is required under this section. A mandatory environmental assessment worksheet shall not be required for the expansion of an ethanol plant, as defined in section 41A.09, subdivision 2a, paragraph (b), or the conversion of an ethanol plant to a biobutanol facility or the expansion of a biobutanol facility as defined in section 41A.105, subdivision 1a, based on the capacity of the expanded or converted facility to produce alcohol fuel, but must be required if the ethanol plant or biobutanol facility meets or exceeds thresholds of other categories of actions for which environmental assessment worksheets must be prepared. The responsible governmental unit for an ethanol plant or biobutanol facility project for which an environmental assessment worksheet is prepared shall be the state agency with the greatest responsibility for supervising or approving the project as a whole.

A mandatory environmental impact statement shall not be required for a facility or plant located outside the seven-county metropolitan area that produces less than 125,000,000 gallons of ethanol, biobutanol, or cellulosic biofuel annually, or produces less than 400,000 tons of chemicals annually, if the facility or plant is: an ethanol plant, as defined in section 41A.09, subdivision 2a, paragraph (b); a biobutanol facility, as defined in section 41A.105, subdivision 1a, clause (1); or a cellulosic biofuel facility, as defined in section 41A.10, subdivision 1, paragraph (d). A facility or plant that only uses a cellulosic feedstock to produce chemical products for use by another facility as a feedstock shall not be considered a fuel conversion facility as used in rules adopted under this chapter.

(b) The responsible governmental unit shall promptly publish notice of the completion of an environmental assessment worksheet by publishing the notice in at least one newspaper of general circulation in the geographic area where the project is proposed, by posting the notice on a Web site that has been designated as the official publication site for publication of proceedings, public notices, and summaries of a political subdivision in which the project is proposed, or in any other manner determined by the board and shall provide copies of the environmental assessment worksheet to the board and its member agencies. Comments on the need for an environmental impact statement may be submitted to the responsible governmental unit during a 30-day period following publication of the notice that an environmental assessment worksheet has been completed. The responsible governmental unit's decision on the need for an environmental impact statement shall be based on the environmental assessment worksheet and the comments received during the comment period, and shall be made within 15 days after the close of the comment period. The board's chair may extend the 15-day period by not more than 15 additional days upon the request of the responsible governmental unit.

(c) An environmental assessment worksheet shall also be prepared for a proposed action whenever material evidence accompanying a petition by not less than 100 individuals who reside or own property in the state, submitted before the proposed project has received final approval by the appropriate governmental units, demonstrates that, because of the nature or location of a proposed action, there may be potential for significant environmental effects. Petitions requesting the preparation of an environmental assessment worksheet shall be submitted to the board. The chair of the board shall determine the appropriate responsible governmental unit and forward the petition to it. A decision on the need for an environmental assessment worksheet shall be made by the responsible governmental unit within 15 days after the petition is received by the responsible governmental unit. The board's chair may extend the 15-day period by not more than 15 additional days upon request of the responsible governmental unit.

(d) Except in an environmentally sensitive location where Minnesota Rules, part 4410.4300, subpart 29, item B, applies, the proposed action is exempt from environmental review under this chapter and rules of the board, if:

(1) the proposed action is:

(i) an animal feedlot facility with a capacity of less than 1,000 animal units; or

(ii) an expansion of an existing animal feedlot facility with a total cumulative capacity of less than 1,000 animal units;

(2) the application for the animal feedlot facility includes a written commitment by the proposer to design, construct, and operate the facility in full compliance with Pollution Control Agency feedlot rules; and

(3) the county board holds a public meeting for citizen input at least ten business days prior to the Pollution Control Agency or county issuing a feedlot permit for the animal feedlot facility unless another public meeting for citizen input has been held with regard to the feedlot facility to be permitted. The exemption in this paragraph is in addition to other exemptions provided under other law and rules of the board.

(e) The board may, prior to final approval of a proposed project, require preparation of an environmental assessment worksheet by a responsible governmental unit selected by the board for any action where environmental review under this section has not been specifically provided for by rule or otherwise initiated.

(f) An early and open process shall be utilized to limit the scope of the environmental impact statement to a discussion of those impacts, which, because of the nature or location of the project, have the potential for significant environmental effects. The same process shall be utilized to determine the form, content and level of detail of the statement as well as the alternatives which are appropriate for consideration in the statement. In addition, the permits which will be required for the proposed action shall be identified during the scoping process. Further, the process shall identify those permits for which information will be developed concurrently with the environmental impact statement. The board shall provide in its rules for the expeditious completion of the scoping process. The determinations reached in the process shall be incorporated into the order requiring the preparation of an environmental impact statement.

(g) The responsible governmental unit shall, to the extent practicable, avoid duplication and ensure coordination between state and federal environmental review and between environmental review and environmental permitting. Whenever practical, information needed by a governmental unit for making final decisions on permits or other actions required for a proposed project shall be developed in conjunction with the preparation of an environmental impact statement. When an environmental impact statement is prepared for a project requiring multiple permits for which two or more agencies' decision processes include either mandatory or discretionary hearings before a hearing officer prior to the agencies' decision on the permit, the agencies may, notwithstanding any law or rule to the contrary, conduct the hearings in a single consolidated hearing process if requested by the proposer. All agencies having jurisdiction over a permit that is included in the consolidated hearing shall participate. The responsible governmental unit shall establish appropriate procedures for the consolidated hearing process, including procedures to ensure that the consolidated hearing process is consistent with the applicable requirements for each permit regarding the rights and duties of parties to the hearing, and shall utilize the earliest applicable hearing procedure to initiate the hearing. The procedures of section 116C.28, subdivision 2, apply to the consolidated hearing.

(h) An environmental impact statement shall be prepared and its adequacy determined within 280 days after notice of its preparation unless the time is extended by consent of the parties or by the governor for good cause. The responsible governmental unit shall determine the adequacy of an environmental impact statement, unless within 60 days after notice is published that an environmental impact statement will be prepared, the board chooses to determine the adequacy of an environmental impact statement. If an environmental impact statement is found to be inadequate, the responsible governmental unit shall have 60 days to prepare an adequate environmental impact statement.

(i) The proposer of a specific action may include in the information submitted to the responsible governmental unit a preliminary draft environmental impact statement under this section on that action for review, modification, and determination of completeness and adequacy by the responsible governmental unit. A preliminary draft environmental impact statement prepared by the project proposer and submitted to the responsible governmental unit shall identify or include as an appendix all studies and other sources of information used to substantiate the

analysis contained in the preliminary draft environmental impact statement. The responsible governmental unit shall require additional studies, if needed, and obtain from the project proposer all additional studies and information necessary for the responsible governmental unit to perform its responsibility to review, modify, and determine the completeness and adequacy of the environmental impact statement."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Green moved to amend H. F. No. 2733, the second engrossment, as amended, as follows:

Page 20, delete section 32

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Green amendment and the roll was called. There were 61 yeas and 70 nays as follows:

Those who voted in the affirmative were:

Abeler	Dean, M.	Gunther	Kresha	O'Neill	Torkelson
Albright	Dettmer	Hackbarth	Leidiger	Peppin	Uglem
Anderson, M.	Drazkowski	Hamilton	Lohmer	Petersburg	Urdahl
Anderson, P.	Erickson, R.	Hertaus	Loon	Pugh	Wills
Anderson, S.	Erickson, S.	Holberg	Mack	Quam	Zellers
Barrett	Fabian	Hoppe	McDonald	Runbeck	Zerwas
Beard	FitzSimmons	Howe	McNamara	Sanders	
Benson, M.	Franson	Johnson, B.	Myhra	Schomacker	
Cornish	Garofalo	Kelly	Newberger	Scott	
Daudt	Green	Kieffer	Nornes	Swedzinski	
Davids	Gruenhagen	Kiel	O'Driscoll	Theis	

Those who voted in the negative were:

Allen	Dehn, R.	Halverson	Johnson, S.	Mahoney	Mullery
Anzelc	Dill	Hansen	Kahn	Mariani	Murphy, E.
Benson, J.	Dorholt	Hausman	Laine	Marquart	Murphy, M.
Bernardy	Erhardt	Hilstrom	Lenczewski	Masin	Nelson
Bly	Falk	Hornstein	Lesch	McNamar	Newton
Brynaert	Faust	Hortman	Liebling	Melin	Norton
Carlson	Fischer	Huntley	Lien	Metsa	Pelowski
Clark	Freiberg	Isaacson	Lillie	Moran	Persell
Davnie	Fritz	Johnson, C.	Loeffler	Morgan	Poppe

Radinovich	Sawatzky	Simon	Sundin	Ward, J.E.	Spk. Thissen
Rosenthal	Schoen	Simonson	Wagenius	Winkler	
Savick	Selcer	Slocum	Ward, J.A.	Yarusso	

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

Torkelson moved to amend H. F. No. 2733, the second engrossment, as amended, as follows:

Page 22, after line 22, insert:

"Sec. 38. Minnesota Statutes 2013 Supplement, section 103G.287, subdivision 4, is amended to read:

Subd. 4. **Groundwater management areas.** (a) The commissioner may designate groundwater management areas and limit total annual water appropriations and uses within a designated area to ensure sustainable use of groundwater that protects ecosystems, water quality, and the ability of future generations to meet their own needs. Water appropriations and uses within a designated management area must be consistent with a plan approved by the commissioner that addresses water conservation requirements and water allocation priorities established in section 103G.261.

(b) Notwithstanding section 103G.271, subdivision 1, paragraph (b), and Minnesota Rules, within designated groundwater management areas, the commissioner may require general permits as specified in section 103G.271, subdivision 1, paragraph (c), for water users using less than 10,000 gallons per day or 1,000,000 gallons per year and water suppliers serving less than 25 persons for domestic purposes. The commissioner may waive the requirements under section 103G.281 for general permits issued under this paragraph, ~~and~~. The commissioner must waive the fee specified in section 103G.301, subdivision 2, paragraph (c), does not apply to general permits issued under this paragraph."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Runbeck; Dill; Dettmer; Hackbarth; Anderson, P.; Green; Fischer; Isaacson; Franson; Yarusso; Schoen; Lillie; Dean, M., and Ward, J.A., moved to amend the Torkelson amendment to H. F. No. 2733, the second engrossment, as amended, as follows:

Page 1, delete section 38 and insert:

"Sec. 38. Minnesota Statutes 2013 Supplement, section 103G.287, subdivision 4, is amended to read:

Subd. 4. **Groundwater management areas.** (a) The commissioner may designate groundwater management areas and limit total annual water appropriations and uses within a designated area to ensure sustainable use of groundwater that protects ecosystems, water quality, and the ability of future generations to meet their own needs. Water appropriations and uses within a designated management area must be consistent with a groundwater management area plan approved by the commissioner that addresses water conservation requirements and water allocation priorities established in section 103G.261. Before the commissioner implements, modifies, or updates a groundwater management area plan under this subdivision, all components of the plan, modification, or update must have been presented to and discussed by the advisory team established in paragraph (c).

(b) Notwithstanding section 103G.271, subdivision 1, paragraph (b), and Minnesota Rules, within designated groundwater management areas, the commissioner may require general permits as specified in section 103G.271, subdivision 1, paragraph (c), for water users using less than 10,000 gallons per day or 1,000,000 gallons per year and water suppliers serving less than 25 persons for domestic purposes. The commissioner may waive the requirements under section 103G.281 for general permits issued under this paragraph, and the fee specified in section 103G.301, subdivision 2, paragraph (c), does not apply to general permits issued under this paragraph.

(c) When designating a groundwater management area, the commissioner shall assemble an advisory team to assist in developing a groundwater management area plan for the area. At least a majority of the advisory team members must be selected from public and private entities that hold water appropriation permits with a priority on making appointments in approximate proportion to the amount of water appropriated based on the types of permits issued in the groundwater management area. The commissioner shall consult with the League of Minnesota Cities, the Association of Minnesota Counties, and the Minnesota Association of Townships on which local government representatives to appoint. The advisory team may also include nonvoting members from the University of Minnesota, the Minnesota State Colleges and Universities, and federal agencies."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the amendment to the amendment and the roll was called. There were 96 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Hackbarth	Kiel	Metsa	Sawatzky
Albright	Dill	Halverson	Kresha	Moran	Schoen
Anderson, M.	Dorholt	Hamilton	Laine	Myhra	Schomacker
Anderson, P.	Drazkowski	Hansen	Leidiger	Newberger	Scott
Anderson, S.	Erhardt	Hertaus	Lien	Newton	Simon
Anzelc	Erickson, R.	Hilstrom	Lillie	Nornes	Swedzinski
Barrett	Erickson, S.	Holberg	Lohmer	O'Driscoll	Theis
Beard	Fabian	Hoppe	Loon	O'Neill	Torkelson
Benson, M.	Faust	Hortman	Mack	Pelowski	Uglen
Bernardy	Fischer	Howe	Mahoney	Peppin	Urdahl
Bly	FitzSimmons	Huntley	Marquart	Petersburg	Ward, J.A.
Clark	Franson	Isaacson	Masin	Poppe	Ward, J.E.
Cornish	Garofalo	Johnson, B.	McDonald	Pugh	Wills
Daudt	Green	Johnson, C.	McNamar	Quam	Yarusso
Davids	Gruenhagen	Kelly	McNamara	Runbeck	Zellers
Dean, M.	Gunther	Kieffer	Melin	Sanders	Zerwas

Those who voted in the negative were:

Benson, J.	Freiberg	Kahn	Mariani	Norton	Simonson
Carlson	Fritz	Lenczewski	Morgan	Persell	Slocum
Davnie	Hausman	Lesch	Murphy, E.	Rosenthal	Sundin
Dehn, R.	Hornstein	Liebling	Murphy, M.	Savick	Wagenius
Falk	Johnson, S.	Loeffler	Nelson	Selcer	Winkler

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Torkelson amendment, as amended, and the roll was called. There were 97 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Halverson	Leidiger	O'Driscoll	Swedzinski
Albright	Dill	Hamilton	Lien	O'Neill	Theis
Anderson, M.	Dorholt	Hansen	Lillie	Pelowski	Torkelson
Anderson, P.	Drazkowski	Hertaus	Lohmer	Peppin	Uglem
Anderson, S.	Erhardt	Hilstrom	Loon	Petersburg	Urdahl
Anzelc	Erickson, R.	Holberg	Marquart	Poppe	Ward, J.A.
Barrett	Erickson, S.	Hoppe	Masin	Pugh	Ward, J.E.
Beard	Fabian	Hortman	McDonald	Quam	Wills
Benson, J.	Faust	Howe	McNamar	Radinovich	Yarusso
Benson, M.	Fischer	Isaacson	McNamara	Runbeck	Zellers
Bernardy	Franson	Johnson, B.	Melin	Sanders	Zerwas
Bly	Fritz	Johnson, C.	Metsa	Sawatzky	Spk. Thissen
Cornish	Garofalo	Kelly	Moran	Schomacker	
Daudt	Green	Kieffer	Murphy, M.	Scott	
Davids	Gruenhagen	Kiel	Myhra	Selcer	
Dean, M.	Gunther	Kresha	Newberger	Simon	
Dehn, R.	Hackbarth	Laine	Nornes	Sundin	

Those who voted in the negative were:

Brynaert	Freiberg	Kahn	Mahoney	Newton	Schoen
Carlson	Hausman	Lenczewski	Mariani	Norton	Simonson
Clark	Hornstein	Lesch	Morgan	Persell	Slocum
Davnie	Huntley	Liebling	Murphy, E.	Rosenthal	Wagenius
Falk	Johnson, S.	Loeffler	Nelson	Savick	Winkler

The motion prevailed and the amendment, as amended, was adopted.

H. F. No. 2733, A bill for an act relating to natural resources; modifying all-terrain vehicle and off-highway motorcycle provisions; providing for certain regulatory efficiencies; modifying invasive species provisions; modifying definition of snowmobile; prohibiting tampering with off-road recreational vehicle odometers; modifying use of forest trails; modifying outdoor recreation system provisions; modifying Water Law; modifying forestry provisions; modifying provision related to environmental impact statements; amending Minnesota Statutes 2012, sections 17.4982, subdivision 18a; 84.027, subdivisions 13a, 14a; 84.0857; 84.791, subdivision 4; 84.81, subdivision 3; 84.92, subdivisions 8, 9, 10; 84.925, subdivision 3; 84.926, subdivision 4; 84D.01, subdivisions 8, 8b, 13, 15, 17, 18; 84D.03, as amended; 84D.06; 84D.10, subdivision 3; 84D.11, subdivision 2a; 84D.12; 84D.13, subdivision 5; 86A.09; 86A.11; 89A.02; 89A.03, subdivisions 1, 6; 89A.04; 89A.05, subdivisions 1, 3; 89A.06, subdivisions 1, 2, 4; 89A.07; 89A.08, subdivisions 1, 2, 3; 89A.09; 89A.10; 89A.11; 97C.821; 103E.065; 103F.121, subdivisions 2, 5; 103F.165, subdivision 3; 103G.245, subdivision 2; 103G.287, subdivision 2; 103G.305, subdivision 1; 103G.615, subdivision 3a; 116D.04, subdivision 2a; 325E.13, by adding a subdivision; 325E.14, subdivisions 1, 3, 4, 6; Minnesota Statutes 2013 Supplement, sections 84.027, subdivision 13; 84.9256, subdivision 1; 84D.10, subdivision 4; 84D.105, subdivision 2; 103C.311, subdivision 2; 103G.287, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 89A; repealing Minnesota Statutes 2012, sections 84.521; 89.01, subdivision 7; 89A.05, subdivisions 2a, 4; 89A.06, subdivision 2a; 103F.121, subdivisions 3, 4; 103F.165, subdivision 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 0 nays as follows:

Those who voted in the affirmative were:

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

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

MOTIONS TO LAY ON THE TABLE

H. F. No. 2096 was reported to the House.

Simon moved that H. F. No. 2096 be laid on the table. The motion prevailed.

H. F. No. 1926 was reported to the House.

Hansen moved that H. F. No. 1926 be laid on the table. The motion prevailed.

H. F. No. 1874 was reported to the House.

Persell moved that H. F. No. 1874 be laid on the table. The motion prevailed.

S. F. No. 2060 was reported to the House.

Barrett moved that S. F. No. 2060 be laid on the table. The motion prevailed.

**REPORT FROM THE COMMITTEE ON RULES
AND LEGISLATIVE ADMINISTRATION**

Murphy, E., from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bills to be placed on the Calendar for the Day for Thursday, April 10, 2014 and established a prefiling requirement for amendments offered to the following bills:

H. F. Nos. 2556, 2812, 2092, 1951, 1863, 2149 and 2582; S. F. No. 2108; H. F. No. 2526; S. F. Nos. 2221 and 1340; and H. F. No. 2217.

MOTIONS AND RESOLUTIONS

Newton moved that the name of Clark be added as an author on H. F. No. 1916. The motion prevailed.

Murphy, M., moved that the names of Nelson, Kahn, Lesch and Morgan be added as authors on H. F. No. 1951. The motion prevailed.

Hausman moved that the name of Bernardy be added as an author on H. F. No. 2031. The motion prevailed.

Freiberg moved that the name of Bernardy be added as an author on H. F. No. 2091. The motion prevailed.

Winkler moved that the names of Zellers, Zerwas and Dean, M., be added as authors on H. F. No. 2281. The motion prevailed.

Mahoney moved that the name of Clark be added as an author on H. F. No. 2384. The motion prevailed.

Simonson moved that the name of Sawatzky be added as an author on H. F. No. 2446. The motion prevailed.

Norton moved that the names of Atkins, Sawatzky and Morgan be added as authors on H. F. No. 2672. The motion prevailed.

ADJOURNMENT

Murphy, E., moved that when the House adjourns today it adjourn until 12:00 noon, Wednesday, April 9, 2014. The motion prevailed.

Murphy, E., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Wednesday, April 9, 2014.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives