

STATE OF MINNESOTA

EIGHTY-EIGHTH SESSION — 2014

 NINETY-SEVENTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 5, 2014

The House of Representatives convened at 11:00 a.m. and was called to order by Paul Thissen, Speaker of the House.

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

A quorum was present.

Ward, J.E., was excused.

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

REPORTS OF CHIEF CLERK

S. F. No. 511 and H. F. No. 435, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Schoen moved that the rules be so far suspended that S. F. No. 511 be substituted for H. F. No. 435 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2614 and H. F. No. 3038, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

SUSPENSION OF RULES

Masin moved that the rules be so far suspended that S. F. No. 2614 be substituted for H. F. No. 3038 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

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

H. F. No. 799, A bill for an act relating to elections; enacting the Agreement Among the States to Elect the President by National Popular Vote; proposing coding for new law in Minnesota Statutes, chapter 208.

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

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

The report was adopted.

Mahoney from the Committee on Jobs and Economic Development Finance and Policy to which was referred:

H. F. No. 2369, A bill for an act relating to trades; making federal conformity changes to the apprenticeship program; amending Minnesota Statutes 2012, sections 178.02; 178.03; 178.041, subdivision 2; 178.07; 178.09; 178.10; proposing coding for new law in Minnesota Statutes, chapter 178; repealing Minnesota Statutes 2012, sections 178.03, subdivision 2; 178.05; 178.06; 178.08; Minnesota Rules, parts 5200.0300; 5200.0310; 5200.0320, subparts 1, 2, 3, 4, 5, 7, 9, 10, 11, 12, 13, 14, 15; 5200.0340; 5200.0360; 5200.0390.

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.

Mahoney from the Committee on Jobs and Economic Development Finance and Policy to which was referred:

H. F. No. 2740, A bill for an act relating to workers' compensation insurance; limiting the insurer's permissible administrative expenses; amending Minnesota Statutes 2012, section 79.561, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **TRANSFER.**

By June 30, 2015, the commissioner of management and budget shall transfer \$10,000,000 in assets of the workers' compensation assigned risk plan under Minnesota Statutes, section 79.252, to the general fund.

Sec. 2. **WORKERS' COMPENSATION SYSTEM; DIAGNOSIS RELATED GROUP SYSTEM; APPROPRIATION.**

(a) \$10,000,000 in fiscal year 2015 is appropriated from the general fund to the commissioner of labor and industry for development and implementation of a Medicare-based diagnosis related group (MS-DRG) system for payment of workers' compensation inpatient hospital services. Of the amount appropriated, up to \$100,000 may be used by the commissioner to develop and implement the MS-DRG system. Funds available under this section may also be used by the commissioner for rebates to hospitals, insurers, and self-insured employers to defray reasonable and necessary costs related to implementation of a MS-DRG system or other related system reform. Rebates are available only after documentation of the expenditures has been submitted to and accepted by the commissioner. Individual rebates to a hospital system, insurer, or self-insured employer may not exceed \$..... This is a onetime appropriation and is available until June 30, 2017. Notwithstanding Minnesota Statutes, section 16A.28, the commissioner of management and budget shall transfer any balance of this appropriation remaining on June 30, 2017, to the assigned risk plan.

(b) For the purposes of this section, reasonable and necessary system reform and implementation costs include, but are not limited to:

(1) the cost of analyzing data to determine the anticipated costs and savings of implementing the MS-DRG system;

(2) the cost of analyzing system or organizational changes necessary for implementation;

(3) the cost of determining how an organization would implement MS-DRG grouper software;

(4) the cost of upgrading existing MS-DRG software or purchasing new MS-DRG software and other technology upgrades needed for implementation;

(5) the cost of educating and training staff about the MS-DRG system as applied to workers' compensation; and

(6) the cost of integrating the MS-DRG grouper software with electronic billing and remittance systems."

Delete the title and insert:

"A bill for an act relating to workers' compensation; providing for a diagnosis related group system for payment of inpatient hospital services; appropriating money."

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

The report was adopted.

Mahoney from the Committee on Jobs and Economic Development Finance and Policy to which was referred:

S. F. No. 1926, A bill for an act relating to building codes; regulating inspection authority of local units of government; prohibiting mandatory fire sprinkler regulations; amending Minnesota Statutes 2012, sections 326B.106, subdivision 2, by adding subdivisions; 326B.188.

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.

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

S. F. No. 2470, A bill for an act relating to education; authorizing an innovative partnership to deliver certain technology and educational services; proposing coding for new law in Minnesota Statutes, chapter 123A.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **[152.22] MEDICAL CANNABIS THERAPEUTIC RESEARCH ACT.**

Subdivision 1. **Findings and purpose.** (a) The legislature finds that scientific literature indicates promise for medical cannabis in alleviating certain intractable medical conditions under strictly controlled medical circumstances.

(b) The legislature also finds that further research and strictly controlled experimentation regarding the therapeutic use of medical cannabis is necessary and desirable. The intent of this section is to establish clinical trials to investigate and report on the therapeutic effects of medical cannabis. The intent of the legislature is to allow the greatest possible access to patients with a qualifying medical condition residing in Minnesota who meet protocol requirements for these clinical trials. The establishment of this research program is not intended in any manner whatsoever to condone or promote the illicit recreational use of marijuana.

Subd. 2. **Definitions.** (a) For purposes of this section, the following terms have the meanings given.

(b) "Clinical investigators" means a Minnesota licensed doctor of medicine, a Minnesota licensed physician assistant acting within the scope of authorized practice, or a Minnesota licensed advance practice registered nurse.

(c) "Commissioner" means the commissioner of health.

(d) "Medical cannabis" means the flowers of any species of the genus cannabis plant, or any mixture or preparation of them, including extracts and resins which contain a chemical consistency of cannabidiols and tetrahydrocannabinols determined to be medically beneficial by the principal investigator under subdivision 4 or by the commissioner under subdivision 3, paragraph (d), and that is delivered in the form of:

(1) liquid, including, but not limited to, oil;

(2) pill; or

(3) vaporized delivery method, which does not include smoking, with in-person supervision by a clinical investigator, as specified under subdivision 5.

(e) "Medical cannabis manufacturer" means an entity under contract with the commissioner to cultivate, acquire, manufacture, possess, prepare, transfer, transport, supply, or dispense medical cannabis, delivery devices, or related supplies and educational materials to patients with a qualifying medical condition who are participating in a clinical trial.

(f) "Medical cannabis product" means medical cannabis as defined in paragraph (d) and any delivery device or related supplies and educational materials used in the administration of a medical cannabis clinical trial for a patient with a qualifying medical condition.

(g) "Principal investigator" means an individual or organization with responsibility for the medical and scientific aspects of the research, development of protocol, and contacting and qualifying the clinical investigators in the state, and duties as provided in subdivision 3, paragraph (d).

(h) "Program" means the clinical trial research program established pursuant to this section.

(i) "Qualifying medical condition" means a diagnosis of the following conditions:

(1) cancer;

(2) glaucoma;

(3) human immunodeficiency virus or acquired immune deficiency syndrome;

(4) Tourette's syndrome;

(5) amyotrophic lateral sclerosis;

(6) seizures, including those characteristic of epilepsy;

(7) severe and persistent muscle spasms, including those characteristic of multiple sclerosis;

(8) Crohn's disease; or

(9) any other medical condition or its treatment approved by the commissioner.

Subd. 3. **Clinical trials administration.** (a) The commissioner of health shall contract with one or more principal investigators to conduct clinical trials for Minnesota resident patients with a qualifying medical condition regarding the therapeutic use of medical cannabis. As a condition of the contract, the commissioner shall require a principal investigator to:

(1) begin the patient testing phase of a clinical trial by July 1, 2015;

(2) develop guidelines and protocols necessary to establish empirical bases for the evaluation of medical cannabis as a medically recognized therapeutic substance. The guidelines and protocols shall ensure that stringent security and record-keeping requirements for the clinical trial are met and that participants in the program meet research standards;

(3) disclose to all patients the experimental nature of the program and the possible risks and side effects of the proposed treatment and shall provide the program applicants with the Tennessee warning as required by section 13.04, subdivision 2; and

(4) comply with the requirements of subdivision 4.

(b) The principal investigator may contract with additional qualified entities to assist in fulfilling the requirements of this section.

(c) The commissioner shall provide an option to opt out of any placebo trials for patients under age 18 with a qualifying condition. The decision to opt out of placebo trials under this paragraph may only be made by a patient's parent or legal guardian.

(d) If a principal investigator is unavailable to evaluate one or more of the qualifying medical conditions, the commissioner shall fulfill the responsibilities of the principal investigator described in this section for that qualifying medical condition.

(e) The commissioner may approve the participation of Minnesota residents in a federally approved clinical trial testing the effects of medical cannabis on one or more of the qualifying medical conditions listed in subdivision 2, paragraph (i), subject to the continuance of clinical trials for all other qualifying medical conditions.

(f) Nothing in this section requires the medical assistance and MinnesotaCare programs to reimburse an enrollee or a provider for costs associated with the medical use of marijuana.

Subd. 4. **Principal investigator duties.** A principal investigator shall:

(1) give notice of the program to every health care provider in the state who is eligible to serve as a clinical investigator as defined in subdivision 2, paragraph (b), and explain the purposes and requirements of the program;

(2) allow each clinical investigator in the state who meets or agrees to meet the principal investigator's requirements, has adequate institutional support, and who requests to participate, to be included in the research program as a clinical investigator to conduct the clinical trials;

(3) provide explanatory information and assistance to each clinical investigator in understanding the nature of therapeutic use of medical cannabis within program requirements, including the informed consent document contained in the protocol, and inform and counsel patients involved in the program regarding the appropriate use and the effects of therapeutic use of medical cannabis;

(4) supervise the participation of the clinical investigator in conducting the clinical trials;

(5) obtain medical cannabis for this clinical trial from the medical cannabis manufacturer which meets the requirements in subdivision 6;

(6) determine the chemical consistency of cannabidiols and tetrahydrocannabinols that are medically beneficial for each qualifying medical condition investigated;

(7) regulate the proper storage and distribution of medical cannabis products to patients with a qualifying condition, including monitoring the chain of custody;

(8) distribute medical cannabis products to clinical investigators for each individual patient after ensuring that the medical cannabis products are properly labeled for each individual patient pursuant to section 151.212 and related rules;

(9) develop safety criteria for patients with a qualifying condition as a requirement of the patient's participation in the program, to prevent the patient from undertaking any task under the influence of medical cannabis that would constitute negligence or professional malpractice;

(10) submit periodic reports as determined by the commissioner on the numbers of patients involved in the program and the results of the program;

(11) submit reports on intermediate or final research results to the commissioner, the legislature, and major scientific journals; and

(12) otherwise comply with the provisions of this section.

Subd. 5. Clinical investigator duties. (a) A clinical investigator shall:

(1) enroll patients with a qualifying medical condition in the clinical trials;

(2) participate in the clinical trials under the guidance and supervision of a principal investigator;

(3) provide explanatory information from the principal investigator to patients with qualifying medical conditions;

(4) advise patients and parents or legal guardians of patients under age 18 of the existence of any nonprofit patient support groups or organizations;

(5) determine, in consultation with the patients, parents or legal guardians of patients under age 18, and the principal investigator, the proper dosage of medical cannabis for each individual patient;

(6) obtain from the principal investigator all medical cannabis products needed for each individual patient;

(7) ensure that medical cannabis products are properly labeled by the principal investigator for each individual patient prior to distribution to the patient;

(8) distribute properly labeled medical cannabis products to patients or provide the patient with information and instructions on obtaining properly labeled medical cannabis from a qualified employee of a principal investigator with responsibility for distributing medical cannabis under subdivision 4, clause (8);

(9) provide in-person supervision for the administration of any vaporized delivery method of medical cannabis;

(10) report findings from the clinical trial to the principal investigator in a manner determined by the principal investigator; and

(11) otherwise comply with all requirements developed by the supervising principal investigator.

(b) A patient's enrollment in a clinical trial may not be denied based on the use of medical cannabis in a jurisdiction outside of Minnesota. Enrollment shall only be denied if the patient has not been diagnosed with a qualifying medical condition.

Subd. 6. **Manufacturer of medical cannabis.** (a) The commissioner shall contract with one manufacturer for the production of all medical cannabis products within the state by December 1, 2014, unless the commissioner obtains an adequate supply of federally sourced medical cannabis products for the clinical trials no later than August 1, 2014. The commissioner shall continue to accept applications after December 1, 2014, if no manufacturer that meets the qualifications set forth in this subdivision applies prior to December 1, 2014. If a federally approved source of medical cannabis becomes available after December 1, 2014, the commissioner may obtain the federally approved medical cannabis in addition to medical cannabis from the contracted manufacturer within the state of Minnesota.

(b) The operating documents of the manufacturer must include procedures for the oversight of the manufacturer and procedures to ensure accurate record keeping.

(c) The manufacturer shall implement appropriate security measures to deter and prevent the theft of cannabis and unauthorized entrance into areas containing cannabis.

(d) All cultivation, harvesting, manufacturing, and packing of cannabis must take place in an enclosed, locked facility at a physical address provided to the commissioner during the contracting process.

(e) Prior to distribution of any medical cannabis to the principal investigator, or the commissioner acting as the principal investigator under subdivision 3, paragraph (d), the manufacturer must process and prepare any cannabis plant material into a form allowable under subdivision 2, paragraph (d).

(f) The manufacturer shall not share office space with or refer patients to a practitioner.

(g) The manufacturer shall not permit any person to consume cannabis on the property of the manufacturer.

(h) The manufacturer is subject to reasonable inspection by the commissioner.

(i) The manufacturer may not employ or otherwise allow any person who is under 21 years of age to be an agent of the manufacturer.

(j) All products manufactured must be tested as to content, contamination, and consistency by a certified laboratory to verify such products meet the requirements of subdivision 2, paragraph (d).

(k) The medical cannabis manufacturer shall produce medical cannabis with a chemical consistency of cannabidiols and tetrahydrocannabinols as determined by the principal investigator.

(l) For the purposes of this section only, the manufacturer of medical cannabis products is not required to be licensed under section 151.252 or 151.47.

Subd. 7. **Confidentiality.** (a) Data in patient files with both the clinical investigator and the principal investigator, and data submitted to or by the medical cannabis manufacturer are private data on individuals or nonpublic data as defined in section 13.02.

(b) Data kept or maintained by the commissioner may not be used for any purpose not provided for in this section and may not be combined or linked in any manner with any other list or database.

Subd. 8. **Protections for clinical trial participation; criminal and civil.** (a) There is a presumption that a patient enrolled in a clinical trial under this section is engaged in the authorized use of medical cannabis.

(b) The presumption may be rebutted by evidence that conduct related to use of medical cannabis was not for the purpose of treating or alleviating the patient's qualifying medical condition or symptoms associated with the patient's qualifying medical condition pursuant to this section.

(c) For the purposes of this section only, the following are not violations under this chapter:

(1) use or possession of medical cannabis by a patient in the clinical trials program, or possession by the parent or guardian of a patient under age 18;

(2) possession of, prescribing the use of, administering, or dispensing of medical cannabis, or any combination of these actions, by the principal investigator or by any clinical investigator;

(3) possession or sale of medical cannabis by a pharmacy or the medical cannabis manufacturer which produces or stores medical cannabis on behalf of the principal investigator or a clinical investigator; and

(4) possession of medical cannabis products by any person while carrying out the duties required under this section.

(d) Medical cannabis obtained and distributed pursuant to this section and associated property is not subject to forfeiture under sections 609.531 to 609.5316.

(e) A principal or clinical investigator is not subject to any civil or disciplinary penalties by the Board of Medical Practice or by any business, occupational, or professional licensing board or entity solely for the investigator's participation in a clinical trial under this section. Nothing in this section prohibits a professional licensing board for sanctioning a principal or clinical investigator for an investigator's actions outside of those actions allowed under this section.

(f) For the purposes of this section only, medical cannabis is removed from Schedule I contained in section 152.02, subdivision 2, and inserted in Schedule II contained in section 152.02, subdivision 3.

Subd. 9. Discrimination prohibited. (a) No school or landlord may refuse to enroll or lease to and may not otherwise penalize a person solely for the person's status as a patient enrolled in a clinical trial under this section, unless failing to do so would violate federal law or regulations or cause the school or landlord to lose a monetary or licensing-related benefit under federal law or regulations.

(b) For the purposes of medical care, including organ transplants, a clinical trial enrollee's use of medical cannabis under this section is considered the equivalent of the authorized use of any other medication used at the discretion of a physician and does not constitute the use of an illicit substance or otherwise disqualify a qualifying patient from needed medical care.

(c) Unless a failure to do so would violate federal law or regulations or cause an employer to lose a monetary or licensing-related benefit under federal law or regulations, an employer may not discriminate against a person in hiring, termination, or any term or condition of employment, or otherwise penalize a person, if the discrimination is based upon either of the following:

(1) the person's status as a patient enrolled in a program under this section; or

(2) a patient's positive drug test for cannabis components or metabolites, unless the patient used, possessed, or was impaired by medical cannabis on the premises of the place of employment or during the hours of employment.

(d) A person shall not be denied custody of or visitation rights or parenting time with a minor solely for the person's status as a patient enrolled in a program under this section, and there shall be no presumption of neglect or child endangerment for conduct allowed under this section, unless the person's behavior is such that it creates an unreasonable danger to the safety of the minor as established by clear and convincing evidence.

Subd. 10. **Fees.** The commissioner may set reasonable application fees and renewal fees to be paid to the commissioner by a patient with a qualifying medical condition that covers the fees incurred in manufacturing medical cannabis by the medical cannabis manufacturer. Fees collected must be deposited in the special revenue fund and are appropriated annually to the commissioner to reimburse costs incurred by the manufacturer of medical cannabis. The commissioner shall establish a sliding scale of patient fees based upon a qualifying patient's household income. The commissioner may accept private donations to reduce patient fees.

Subd. 11. **Nursing facilities.** Nursing facilities licensed under chapter 144A, or boarding care homes licensed under section 144.50, may adopt reasonable restrictions on the use of medical cannabis by persons receiving inpatient services. The restrictions may include a provision that the facility will not store or maintain the patient's supply of medical cannabis, that the facility is not responsible for providing the medical cannabis for qualifying patients, and that cannabis be consumed only in a place specified by the facility. Nothing contained in this section shall require the facilities to adopt such restrictions, and no facility shall unreasonably limit a qualifying patient's access to or use of medical cannabis.

Sec. 2. Minnesota Statutes 2012, section 256B.0625, subdivision 13d, is amended to read:

Subd. 13d. **Drug formulary.** (a) The commissioner shall establish a drug formulary. Its establishment and publication shall not be subject to the requirements of the Administrative Procedure Act, but the Formulary Committee shall review and comment on the formulary contents.

(b) The formulary shall not include:

- (1) drugs, active pharmaceutical ingredients, or products for which there is no federal funding;
- (2) over-the-counter drugs, except as provided in subdivision 13;
- (3) drugs or active pharmaceutical ingredients used for weight loss, except that medically necessary lipase inhibitors may be covered for a recipient with type II diabetes;
- (4) drugs or active pharmaceutical ingredients when used for the treatment of impotence or erectile dysfunction;
- (5) drugs or active pharmaceutical ingredients for which medical value has not been established; ~~and~~
- (6) drugs from manufacturers who have not signed a rebate agreement with the Department of Health and Human Services pursuant to section 1927 of title XIX of the Social Security Act; and
- (7) medical cannabis as defined under section 152.22.

(c) If a single-source drug used by at least two percent of the fee-for-service medical assistance recipients is removed from the formulary due to the failure of the manufacturer to sign a rebate agreement with the Department of Health and Human Services, the commissioner shall notify prescribing practitioners within 30 days of receiving notification from the Centers for Medicare and Medicaid Services (CMS) that a rebate agreement was not signed.

Sec. 3. **IMPACT ASSESSMENT OF MEDICAL CANNABIS THERAPEUTIC RESEARCH.**

Subdivision 1. **Task force on medical cannabis therapeutic research.** (a) A 23-member task force on medical cannabis therapeutic research is created to conduct an impact assessment of medical cannabis therapeutic research. The task force shall consist of the following members:

(1) two members of the house of representatives of the state of Minnesota, one selected by the speaker of the house, the other selected by the minority leader;

(2) two members of the senate of the state of Minnesota, one selected by the majority leader, the other selected by the minority leader;

(3) four members representing consumers or patients, including at least two parents of patients under age 18;

(4) four members representing health care providers;

(5) four members representing law enforcement, one from the Minnesota Chiefs of Police Association, one from the Minnesota Sheriff's Association, one from the Minnesota Police and Peace Officers Association, and one from the Minnesota County Attorneys Association;

(6) four members representing substance use disorder treatment providers; and

(7) the commissioners of health, human services, and public safety.

(b) Task force members listed under paragraph (a), clauses (3), (4), (5), and (6), shall be appointed by the governor. Members shall serve on the task force at the pleasure of the appointing authority.

(c) There shall be two cochairs of the task force chosen from the members listed under paragraph (a). One cochair shall be selected by the speaker of the house and the other cochair shall be selected by the majority leader of the senate. The expense reimbursement for members of the task force is governed by section 15.059.

Subd. 2. **Impact assessment.** The task force shall hold hearings to conduct the impact assessment on medical cannabis therapeutic research that must evaluate Minnesota activities and other states' activities involving medical cannabis and offer analysis of:

(1) program design and implementation;

(2) the impact on the health care provider community;

(3) patient experiences;

(4) the impact on the incidence of substance abuse;

(5) access to and quality of medical products;

(6) the impact on law enforcement and prosecutions;

(7) public awareness and perception; and

(8) any unintended consequences.

Subd. 3. **Reports to the legislature.** (a) The cochairs shall submit the following reports to the chairs and ranking minority members of the legislative committees and divisions with jurisdiction over health and human services, judiciary, and civil law:

(1) by February 1, 2015, a report on the design and implementation of the clinical trial program;

(2) by February 1, 2016, a final report on the impact assessment; and

(3) by June 30, 2019, a review and assessment of the clinical trial results.

(b) The task force may make recommendations to the legislature on whether to add or remove conditions from the list of qualifying medical conditions.

Subd. 4. **Expiration.** The task force on medical cannabis therapeutic research expires on June 30, 2019, or upon the conclusion of the clinical trial, whichever is later.

Sec. 4. **APPROPRIATIONS; MEDICAL CANNABIS THERAPEUTIC RESEARCH ACT.**

(a) \$1,100,000 in fiscal year 2016 and \$1,100,000 in fiscal year 2017 are appropriated from the general fund to the commissioner of health for grants to the principal investigators for purposes of conducting the clinical trials under Minnesota Statutes, section 152.22.

(b) \$450,000 in fiscal year 2015 is appropriated from the general fund to the commissioner of health for the costs of administering Minnesota Statutes, section 152.22. Funds are available until June 30, 2019.

(c) \$50,000 in fiscal year 2015 is appropriated from the general fund to the Legislative Coordinating Commission to administer the task force on medical cannabis therapeutic research and for the task force to conduct the impact assessment on the use of cannabis for medicinal purposes. These funds are available until the expiration of the task force on medical cannabis therapeutic research.

Sec. 5. **EFFECTIVE DATE.**

Sections 1 and 3 are effective July 1, 2014."

Delete the title and insert:

"A bill for an act relating to health; adopting the Medical Cannabis Therapeutic Research Act; requiring clinical trials on the therapeutic use of medical cannabis; setting standards for clinical trials; requiring the commissioner to contract with one manufacturer for medical cannabis products; requiring an impact assessment of medical cannabis therapeutic research; setting fees; requiring reports; appropriating money; amending Minnesota Statutes 2012, section 256B.0625, subdivision 13d; proposing coding for new law in Minnesota Statutes, chapter 152."

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 799 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 511 and 2614 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House File was introduced:

Hortman and McNamara introduced:

H. F. No. 3370, A bill for an act relating to environment; establishing product stewardship program for primary batteries; providing civil penalties; amending Minnesota Statutes 2013 Supplement, section 115A.142; proposing coding for new law in Minnesota Statutes, chapter 115A.

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

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

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.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2405, A bill for an act relating to data practices; classifying checking account numbers as nonpublic data; amending Minnesota Statutes 2013 Supplement, section 13.37, subdivision 1.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2479, A bill for an act relating to courts; allowing housing courts and housing calendars to use referees almost exclusively for landlord and tenant cases; amending Minnesota Statutes 2012, section 484.013, subdivision 3.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2566, A bill for an act relating to local government; authorizing meetings by telephone or other electronic means; amending Minnesota Statutes 2012, section 469.084, by adding a subdivision.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 2668, A bill for an act relating to courts; providing that petitioners in errors and omissions petitions shall also serve the petition on all candidates for the office in which the error or omission is alleged; eliminating requirements that court seal be a raised seal; removing requirements for notarial act on pleadings and affidavits filed with the court in all cases; providing that court documents are signed under penalty of perjury; permitting alternative service in certain probate matters; requiring applicants in structured settlement transfer action to provide the court with information; providing that a request for a hearing in response to a temporary restraining order must be made within 20 days after the temporary restraining order is served; permitting application of fine payment to restitution before application to court fines; amending Minnesota Statutes 2012, sections 204B.44; 358.03; 359.01, subdivision 5; 524.1-401; 524.5-113; 549.32, subdivision 2; 600.13; 609.48, subdivision 1; 609.748, subdivision 3; 611A.04, subdivision 4; 645.44, subdivisions 10, 14; proposing coding for new law in Minnesota Statutes, chapter 358.

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. 2834, A bill for an act relating to energy; modifying, adding, or authorizing provisions governing medically necessary equipment, propane sales, low-income rate discounts, interconnection of distributed renewable generation, electric vehicle charging tariffs, on-bill payment programs, energy efficiency programs, emissions reduction planning, certificates of need, solar energy systems, and transmission lines; requiring a report; amending Minnesota Statutes 2012, sections 216B.098, subdivision 5; 216B.16, subdivision 14; 216B.1611, by adding a subdivision; 216B.241, by adding a subdivision; 216B.2422, by adding a subdivision; 216B.243, subdivision 8; 216C.41, subdivision 4; 216C.436, subdivision 4, by adding a subdivision; 216E.01, by adding a subdivision; 216E.04, subdivision 2; 239.051, subdivision 29; 239.785, by adding a subdivision; 325E.027; 515.07; 515B.2-103; 515B.3-102; Laws 2013, chapter 57, section 2; Laws 2014, chapter 145, section 1; proposing coding for new law in Minnesota Statutes, chapters 216B; 216E; 500; repealing Minnesota Rules, parts 3300.0800; 3300.0900; 3300.1000, subparts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 25a, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36; 3300.1100; 3300.1200; 3300.1300; 3300.1400; 3300.1500; 3300.1600; 3300.1700; 3300.1800; 3300.1900; 7607.0100; 7607.0110; 7607.0120; 7607.0130; 7607.0140; 7607.0150; 7607.0160; 7607.0170; 7607.0180; 7610.0300; 7685.0100; 7685.0120; 7685.0130; 7685.0140.

The Senate has appointed as such committee:

Senators Marty, Rosen, Hoffman, Carlson and Dibble.

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:

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.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 3115, A bill for an act relating to elections; authorizing the Saint Louis County Board to change to two years the term of a certain member to be elected in 2014.

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. 3014, A bill for an act relating to labor; creating the Public Employment Relations Board; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2012, sections 179A.03, subdivisions 14, 15, by adding a subdivision; 179A.04, subdivision 3; 179A.051; 179A.06, by adding a subdivision; 179A.10, subdivision 1; 179A.13; proposing coding for new law in Minnesota Statutes, chapter 179A.

JOANNE M. ZOFF, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Carlson moved that the House concur in the Senate amendments to H. F. No. 3014 and that the bill be repassed as amended by the Senate.

A roll call was requested and properly seconded.

The question was taken on the Carlson motion and the roll was called. There were 73 yeas and 60 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

The motion prevailed.

H. F. No. 3014, A bill for an act relating to labor; creating the Public Employment Relations Board; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2012, sections 179A.03, subdivisions 14, 15, by adding a subdivision; 179A.04, subdivision 3; 179A.051; 179A.06, by adding a subdivision; 179A.10, subdivision 1; 179A.13; proposing coding for new law in Minnesota Statutes, chapter 179A.

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

The question was taken on the repassage of the bill and the roll was called. There were 74 yeas and 59 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Albright	Dettmer	Hackbarth	Kresha	O'Driscoll	Swedzinski
Anderson, M.	Drazkowski	Hamilton	Leidiger	O'Neill	Theis
Anderson, P.	Erickson, S.	Hertaus	Lohmer	Peppin	Torkelson
Anderson, S.	Fabian	Holberg	Loon	Petersburg	Uglen
Barrett	FitzSimmons	Hoppe	Mack	Pugh	Urdahl
Beard	Franson	Howe	McDonald	Quam	Wills
Benson, M.	Garfalo	Johnson, B.	McNamara	Runbeck	Woodard
Daudt	Green	Kelly	Myhra	Sanders	Zellers
Davids	Gruenhagen	Kieffer	Newberger	Schomacker	Zerwas
Dean, M.	Gunther	Kiel	Nornes	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 House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

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.

JOANNE M. ZOFF, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Paymar moved that the House concur in the Senate amendments to H. F. No. 3017 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 3017, A bill for an act relating to public safety; amending and repealing outdated and redundant statutes; requiring a report on collection of data on victims of domestic abuse; amending Minnesota Statutes 2012, sections 13.823; 15.0591, subdivision 2; 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 by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Cornish	FitzSimmons	Hornstein	Liebling	Morgan
Albright	Daudt	Franson	Hortman	Lien	Mullery
Allen	Davids	Freiberg	Howe	Lillie	Murphy, E.
Anderson, M.	Davnie	Fritz	Huntley	Loeffler	Murphy, M.
Anderson, P.	Dean, M.	Garofalo	Isaacson	Lohmer	Myhra
Anderson, S.	Dehn, R.	Green	Johnson, B.	Loon	Nelson
Anzelc	Dettmer	Gruenhagen	Johnson, C.	Mack	Newberger
Atkins	Dill	Gunther	Johnson, S.	Mahoney	Newton
Barrett	Dorholt	Hackbarth	Kahn	Mariani	Nornes
Beard	Drazkowski	Halverson	Kelly	Marquart	Norton
Benson, J.	Erhardt	Hamilton	Kieffer	Masin	O'Driscoll
Benson, M.	Erickson, R.	Hansen	Kiel	McDonald	O'Neill
Bernardy	Erickson, S.	Hausman	Kresha	McNamar	Paymar
Bly	Fabian	Hertaus	Laine	McNamara	Pelowski
Brynaert	Falk	Hilstrom	Leidiger	Melin	Peppin
Carlson	Faust	Holberg	Lenczewski	Metsa	Persell
Clark	Fischer	Hoppe	Lesch	Moran	Petersburg

Poppe	Sanders	Selcer	Theis	Wills	Spk. Thissen
Pugh	Savick	Simon	Torkelson	Winkler	
Quam	Sawatzky	Simonson	Uglen	Woodard	
Radinovich	Schoen	Slocum	Urdahl	Yarusso	
Rosenthal	Schomacker	Sundin	Wagenius	Zellers	
Runbeck	Scott	Swedzinski	Ward, J.A.	Zerwas	

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. 1740, 2099, 2192, 2423 and 2454.

JOANNE M. ZOFF, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1740, A bill for an act relating to telecommunications; consumer protection; requiring antitheft functionality for smart phones to deter theft; establishing requirements for acquisition and resale of wireless communications devices; proposing coding for new law in Minnesota Statutes, chapters 325E; 325F.

The bill was read for the first time.

Atkins moved that S. F. No. 1740 and H. F. No. 1952, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2099, A bill for an act relating to campaign finance; requiring that certain political contributions be made from funds subject to the individual income tax; amending Minnesota Statutes 2012, section 10A.27, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 211B.

The bill was read for the first time.

Atkins moved that S. F. No. 2099 and H. F. No. 2463, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2192, A bill for an act relating to environment; prohibiting and regulating certain lead and mercury products; regulating certain products containing formaldehyde; amending Minnesota Statutes 2012, sections 115A.932, subdivision 1; 116.92, subdivisions 4, 5, 6, 8j, by adding a subdivision; Minnesota Statutes 2013 Supplement, sections 325F.176; 325F.177; proposing coding for new law in Minnesota Statutes, chapter 116.

The bill was read for the first time.

Hortman moved that S. F. No. 2192 and H. F. No. 2542, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2423, A bill for an act relating to public safety; addressing the needs of incarcerated women related to pregnancy and childbirth; authorizing an advisory committee; proposing coding for new law in Minnesota Statutes, chapter 241.

The bill was read for the first time.

Laine moved that S. F. No. 2423 and H. F. No. 2833, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2454, A bill for an act relating to natural resources; modifying and repealing certain obsolete laws; providing for certain regulatory efficiencies; amending Minnesota Statutes 2012, sections 13.7411, subdivision 8; 84.025, subdivision 10; 84.028, subdivision 3; 84.081, subdivision 1; 84.781; 88.6435, subdivision 1; 103C.211; 103C.311, subdivision 1; 103C.401, subdivision 1; 103F.135, subdivision 1; 103G.005, subdivisions 9, 9a; 103G.315, subdivision 12; 115.06, subdivision 4; 115A.03, by adding a subdivision; 115A.54, subdivision 4; 116.03, subdivision 2b; 116.07, subdivision 4j; repealing Minnesota Statutes 2012, sections 14.04; 84.083, subdivisions 3, 4; 84.163; 84.361; 84.43; 84.44; 84.45; 84.46; 84.47; 84.48; 84.49; 84.50; 84.51; 84.52; 84.521; 84.53; 84.55; 84.965; 85.015, subdivision 3; 103B.701; 103B.702; 103F.131; 103F.155; 103F.378; 103F.381; 103F.383, subdivision 3; 103F.387; 103F.389, subdivisions 1, 2; 103F.391; 115.445; 115B.412, subdivision 10; 116.181; 116.182, subdivision 3a; 116.195, subdivision 5; 116.54; 116.90; 116C.712; 116C.833, subdivision 2; 173.0845; Laws 2013, chapter 114, article 4, section 100.

The bill was read for the first time.

Dill moved that S. F. No. 2454 and H. F. No. 2715, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

CALENDAR FOR THE DAY

S. F. No. 2398 was reported to the House.

Halverson moved to amend S. F. No. 2398, the second engrossment, as follows:

Page 2, delete section 2

Page 2, line 24, reinstate the stricken language

Page 2, line 25, reinstate the stricken language

Page 2, delete section 6

Page 4, line 10, after the period, insert "To indicate that you understand and accept the contents of this notice and agree to the option to receive electronic communication, you must check the box that appears next to this paragraph."

Page 7, line 2, after the period, insert "The rental agreement must contain a space that the occupant must initial if the occupant declines to provide an optional alternate contact person."

Page 7, line 16, delete "personal property put in" and insert "all rental agreements entered into, extended, or renewed on or after that date."

Page 7, delete line 17

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Lesch moved to amend S. F. No. 2398, the second engrossment, as amended, as follows:

Page 7, line 14, before the period, insert ", or a member of the National Guard or a reserve component under United States Code, title 32, section 101"

The motion prevailed and the amendment was adopted.

S. F. No. 2398, A bill for an act relating to commerce; updating the laws regulating liens on personal property in self-storage; amending Minnesota Statutes 2012, sections 514.971, subdivisions 2, 7, 8, by adding a subdivision; 514.972, subdivisions 4, 5; 514.973; 514.974; 514.975.

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 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

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

H. F. No. 2684 was reported to the House.

Benson, M., moved to amend H. F. No. 2684, the first engrossment, as follows:

Page 1, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 2013 Supplement, section 171.05, subdivision 2, is amended to read:

Subd. 2. **Person less than 18 years of age.** (a) ~~Notwithstanding any provision in subdivision 1 to the contrary,~~ The department may issue an instruction permit to an applicant who is 15, 16, or 17 years of age and who:

(1) has completed a course of driver education in another state, has a previously issued valid license from another state, or is enrolled in either:

(i) a public, private, or commercial driver education program that is approved by the commissioner of public safety and that includes classroom and behind-the-wheel training; or

(ii) an approved behind-the-wheel driver education program when the student:

(A) is receiving full-time instruction in a home school within the meaning of sections 120A.22 and 120A.24, the student is working toward a homeschool diploma, the student is taking home-classroom driver training with classroom materials approved by the commissioner of public safety, and the student's parent has certified the student's homeschool and home-classroom driver training status on the form approved by the commissioner; or

(B) has completed an Internet-based theory driver education program that is approved by the commissioner of public safety;

(2) ~~if clause (1), item (ii), subitem (B) does not apply,~~ has completed (A) the classroom phase of instruction in the driver education program; ~~or has completed~~

(B) 15 hours of classroom instruction in a program that presents classroom and behind-the-wheel instruction concurrently;

(3) has passed a test of the applicant's eyesight;

(4) has passed a department-administered test of the applicant's knowledge of traffic laws;

(5) has completed the required application, which must be approved by (i) either parent when both reside in the same household as the minor applicant or, if otherwise, then (ii) the parent or spouse of the parent having custody or, in the event there is no court order for custody, then (iii) the parent or spouse of the parent with whom the minor is living or, if items (i) to (iii) do not apply, then (iv) the guardian having custody of the minor, (v) the foster parent or the director of the transitional living program in which the child resides or, in the event a person under the age of 18 has no living father, mother, or guardian, or is married or otherwise legally emancipated, then (vi) the applicant's adult spouse, adult close family member, or adult employer; provided, that the approval required by this clause contains a verification of the age of the applicant and the identity of the parent, guardian, adult spouse, adult close family member, or adult employer; and

(6) has paid all fees required in section 171.06, subdivision 2.

(b) In addition, the applicant may submit a certification stating that a primary driving supervisor has completed the supplemental parental curriculum under section 171.0701, subdivision 1a, for the purposes of provisional license requirements under section 171.055, subdivision 1, paragraph (d). The certification must be completed by a driver education instructor, as defined under section 171.0701, subdivision 1a.

(c) For the purposes of determining compliance with the certification of paragraph (a), clause (1), item (ii), the commissioner may request verification of a student's homeschool status from the superintendent of the school district in which the student resides and the superintendent shall provide that verification.

(d) A provider of an Internet-based theory driver education program approved by the commissioner shall issue a certificate of completion to each person who successfully completes the program. The commissioner shall furnish numbered certificate forms to approved providers, who shall pay the commissioner a fee of \$2 for each certificate. The commissioner shall deposit proceeds of the fee in the driver services operating account in the special revenue fund. The commissioner shall terminate the fee when the department has fully recovered its costs to implement Internet driver education under this section.

~~(e)~~ (e) The instruction permit is valid for two years from the date of application and may be renewed upon payment of a fee equal to the fee for issuance of an instruction permit under section 171.06, subdivision 2.

~~(d) The commissioner of public safety shall adopt rules to carry out the provisions of this section. The rules adopted under this section are exempt from the rulemaking provisions of chapter 14. The rules are subject to section 14.386, except that section 14.386, paragraph (b), does not apply.~~

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

A roll call was requested and properly seconded.

The question was taken on the Benson, M., amendment and the roll was called. There were 47 yeas and 86 nays as follows:

Those who voted in the affirmative were:

Albright	Dean, M.	Green	Kiel	Nornes	Schomacker
Anderson, M.	Dettmer	Gruenhagen	Kresha	O'Neill	Swedzinski
Anderson, P.	Drazkowski	Holberg	Leidiger	Peppin	Theis
Anderson, S.	Erickson, S.	Hoppe	Loon	Petersburg	Torkelson
Barrett	Fabian	Howe	Mack	Pugh	Woodard
Beard	FitzSimmons	Huntley	Mahoney	Quam	Zellers
Benson, M.	Franson	Kelly	McDonald	Runbeck	Zerwas
Daudt	Garofalo	Kieffer	Newberger	Sanders	

Those who voted in the negative were:

Abeler	Clark	Falk	Hansen	Johnson, S.	Lohmer
Allen	Cornish	Faust	Hausman	Kahn	Mariani
Anzelc	Dauids	Fischer	Hertaus	Laine	Marquart
Atkins	Davnie	Freiberg	Hilstrom	Lenczewski	Masin
Benson, J.	Dehn, R.	Fritz	Hornstein	Lesch	McNamar
Bernardy	Dill	Gunther	Hortman	Liebling	McNamara
Bly	Dorholt	Hackbarth	Isaacson	Lien	Melin
Brynaert	Erhardt	Halverson	Johnson, B.	Lillie	Metsa
Carlson	Erickson, R.	Hamilton	Johnson, C.	Loeffler	Moran

Morgan	Newton	Poppe	Scott	Uglen	Yarusso
Mullery	Norton	Radinovich	Selcer	Urdahl	Spk. Thissen
Murphy, E.	O'Driscoll	Rosenthal	Simon	Wagenius	
Murphy, M.	Paymar	Savick	Simonson	Ward, J.A.	
Myhra	Pelowski	Sawatzky	Slocum	Wills	
Nelson	Persell	Schoen	Sundin	Winkler	

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

Runbeck moved to amend H. F. No. 2684, the first engrossment, as follows:

Page 5, after line 7, insert:

"Sec. 6. Minnesota Statutes 2012, section 171.13, subdivision 1, is amended to read:

Subdivision 1. **Examination subjects and locations; provisions for color blindness, disabled veterans.** (a) Except as otherwise provided in this section, the commissioner shall examine each applicant for a driver's license by such agency as the commissioner directs. This examination must include:

(1) a test of the applicant's eyesight;

(2) a test of the applicant's ability to read and understand highway signs regulating, warning, and directing traffic;

(3) a test of the applicant's knowledge of (i) traffic laws; (ii) the effects of alcohol and drugs on a driver's ability to operate a motor vehicle safely and legally, and of the legal penalties and financial consequences resulting from violations of laws prohibiting the operation of a motor vehicle while under the influence of alcohol or drugs; (iii) railroad grade crossing safety; (iv) slow-moving vehicle safety; (v) laws relating to pupil transportation safety, including the significance of school bus lights, signals, stop arm, and passing a school bus; (vi) traffic laws related to bicycles; and (vii) the circumstances and dangers of carbon monoxide poisoning;

(4) an actual demonstration of ability to exercise ordinary and reasonable control in the operation of a motor vehicle; and

(5) other physical and mental examinations as the commissioner finds necessary to determine the applicant's fitness to operate a motor vehicle safely upon the highways.

(b) Notwithstanding paragraph (a), no driver's license may be denied an applicant on the exclusive grounds that the applicant's eyesight is deficient in color perception. War veterans operating motor vehicles especially equipped for disabled persons, if otherwise entitled to a license, must be granted such license.

(c) The commissioner shall make provision for giving the examinations under this subdivision either in the county where the applicant resides or at a place adjacent thereto reasonably convenient to the applicant.

(d) For an applicant who has previously failed the examination to demonstrate ability under paragraph (a), clause (4), the commissioner shall ensure that a subsequent examination is available within ten business days of the day an exam appointment is requested or made, at the exam location nearest to the home address of the applicant. The commissioner may not reduce the number of examination locations as a result of this requirement."

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 Runbeck amendment and the roll was called. There were 62 yeas and 71 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

H. F. No. 2684, A bill for an act relating to transportation; amending requirements governing graduated driver licensing; amending Minnesota Statutes 2012, sections 171.01, by adding a subdivision; 171.05, by adding a subdivision; 171.055, subdivision 1; 171.0701, by adding a subdivision; Minnesota Statutes 2013 Supplement, section 171.05, subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 85 yeas and 48 nays as follows:

Those who voted in the affirmative were:

Allen	Bly	Dehn, R.	Fischer	Hansen	Isaacson
Anzelc	Brynaert	Dill	Freiberg	Hausman	Johnson, C.
Atkins	Carlson	Dorholt	Fritz	Hilstrom	Johnson, S.
Barrett	Clark	Erhardt	Gruenhagen	Hoppe	Kahn
Beard	Cornish	Erickson, R.	Gunther	Hornstein	Laine
Benson, J.	Davids	Falk	Halverson	Hortman	Lenczewski
Bernardy	Davnie	Faust	Hamilton	Huntley	Lesch

Liebling	McNamar	Murphy, M.	Poppe	Selcer	Winkler
Lien	McNamara	Nelson	Radinovich	Simon	Yarusso
Lillie	Melin	Newton	Rosenthal	Simonson	Spk. Thissen
Loeffler	Metsa	Norton	Runbeck	Slocum	
Mahoney	Moran	Paymar	Savick	Sundin	
Mariani	Morgan	Pelowski	Sawatzky	Uglem	
Marquart	Mullery	Persell	Schoen	Wagenius	
Masin	Murphy, E.	Petersburg	Schomacker	Ward, J.A.	

Those who voted in the negative were:

Abeler	Dettmer	Hackbarth	Kresha	Nornes	Swedzinski
Albright	Drazkowski	Hertaus	Leidiger	O'Driscoll	Theis
Anderson, M.	Erickson, S.	Holberg	Lohmer	O'Neill	Torkelson
Anderson, P.	Fabian	Howe	Loon	Peppin	Urdahl
Anderson, S.	FitzSimmons	Johnson, B.	Mack	Pugh	Wills
Benson, M.	Franson	Kelly	McDonald	Quam	Woodard
Daudt	Garofalo	Kieffer	Myhra	Sanders	Zellers
Dean, M.	Green	Kiel	Newberger	Scott	Zerwas

The bill was passed and its title agreed to.

S. F. No. 2449, A bill for an act relating to natural resources; modifying disposition of certain land and revenue; adding to and deleting from state forests and recreation areas; authorizing public and private sales and exchanges of certain state lands; merging certain state parks; authorizing the purchase of a dam; amending Minnesota Statutes 2012, sections 89.022; 459.06, subdivision 1; 477A.17; Minnesota Statutes 2013 Supplement, section 85.012, subdivision 38a; repealing Minnesota Statutes 2012, section 85.012, subdivision 53a.

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 133 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

Selcer	Sundin	Uglem	Wills	Zellers
Simon	Swedzinski	Urdahl	Winkler	Zerwas
Simonson	Theis	Wagenius	Woodard	Spk. Thissen
Slocum	Torkelson	Ward, J.A.	Yarusso	

The bill was passed and its title agreed to.

H. F. No. 2852 was reported to the House.

McDonald moved to amend H. F. No. 2852, the fourth engrossment, as follows:

Page 8, delete section 18

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Isaacson moved to amend H. F. No. 2852, the fourth engrossment, as amended, as follows:

Page 24, after line 29, insert:

"Sec. 56. **RULEMAKING; TAKING OF WOLVES.**

The commissioner of natural resources shall amend Minnesota Rules, part 6133.0075, to require the restitution value for wolves to be twice the amount listed when applied to a person who has one or more prior convictions involving the taking of wolves."

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 Isaacson amendment and the roll was called. There were 116 yeas and 16 nays as follows:

Those who voted in the affirmative were:

Abeler	Atkins	Brynaert	Davnie	Erhardt	Freiberg
Albright	Barrett	Carlson	Dean, M.	Erickson, R.	Fritz
Allen	Beard	Clark	Dehn, R.	Falk	Gunther
Anderson, P.	Benson, J.	Cornish	Dettmer	Faust	Hackbarth
Anderson, S.	Bernardy	Daudt	Dill	Fischer	Halverson
Anzelc	Bly	Davids	Dorholt	Franson	Hamilton

Hansen	Kiel	Marquart	Nornes	Sanders	Uglen
Hausman	Kresha	Masin	Norton	Savick	Urdahl
Hilstrom	Laine	McNamar	O'Driscoll	Sawatzky	Wagenius
Holberg	Lenczewski	McNamara	O'Neill	Schoen	Ward, J.A.
Hoppe	Lesch	Melin	Paymar	Schomacker	Wills
Hornstein	Liebling	Metsa	Pelowski	Scott	Winkler
Hortman	Lien	Moran	Peppin	Selcer	Yarusso
Isaacson	Lillie	Morgan	Persell	Simon	Zellers
Johnson, B.	Loeffler	Mullery	Petersburg	Simonson	Zerwas
Johnson, C.	Lohmer	Murphy, E.	Poppe	Slocum	Spk. Thissen
Johnson, S.	Loon	Murphy, M.	Pugh	Sundin	
Kahn	Mack	Myhra	Radinovich	Swedzinski	
Kelly	Mahoney	Nelson	Rosenthal	Theis	
Kieffer	Mariani	Newton	Runbeck	Torkelson	

Those who voted in the negative were:

Anderson, M.	Erickson, S.	Garofalo	Hertaus	McDonald	Woodard
Benson, M.	Fabian	Green	Howe	Newberger	
Drazkowski	FitzSimmons	Gruenhagen	Leidiger	Quam	

The motion prevailed and the amendment was adopted.

Hilstrom was excused between the hours of 2:40 p.m. and 4:20 p.m.

Isaacson moved to amend H. F. No. 2852, the fourth engrossment, as amended, as follows:

Page 24, after line 8, insert:

"Sec. 54. **MUSKELLUNGE MINIMUM SIZE LIMIT; RULEMAKING.**

(a) By March 1, 2015, the commissioner of natural resources shall amend Minnesota Rules, part 6262.0200, to provide that the minimum size limit for muskellunge in inland waters is 55 inches in length, except in muskellunge-northern pike hybrid lakes in the seven-county metropolitan area and except as provided in paragraph (b).

(b) Notwithstanding paragraph (a), the commissioner may designate individual lakes where the minimum size limit for muskellunge is 48 inches. Minnesota Statutes, section 97C.005, does not apply to designation of individual lakes under this paragraph, except the commissioner shall hold public meetings in the area of the lakes at least 90 days prior to adoption of the rule.

(c) The commissioner may use the good cause exemption under Minnesota Statutes, section 14.388, subdivision 1, clause (3), to adopt rules under this section, and Minnesota Statutes, section 14.386, does not apply, except as provided under Minnesota Statutes, section 14.388."

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 Isaacson amendment and the roll was called. There were 18 yeas and 113 nays as follows:

Those who voted in the affirmative were:

Allen	Dehn, R.	Hornstein	Laine	Moran	Slocum
Clark	Hansen	Isaacson	Lenczewski	Paymar	Urdahl
Dean, M.	Hausman	Kahn	Liebling	Schoen	Wagenius

Those who voted in the negative were:

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

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

Isaacson moved to amend H. F. No. 2852, the fourth engrossment, as amended.

Isaacson requested a division of his amendment to H. F. No. 2852, the fourth engrossment, as amended.

The first portion of the Isaacson amendment to H. F. No. 2852, the fourth engrossment, as amended, reads as follows:

Page 18, after line 29, insert:

"Sec. 41. Minnesota Statutes 2012, section 97B.646, is amended to read:

97B.646 WOLF MANAGEMENT PLAN.

(a) The commissioner, in consultation with the commissioner of agriculture, shall adopt a wolf management plan that includes goals to ensure the long-term survival of the wolf in Minnesota, to reduce conflicts between wolves and humans, to minimize depredation of livestock and domestic pets, and to manage the ecological impact of wolves on prey species and other predators.

(b) The commissioner shall compile quarterly reports on known wolf deaths, based on reporting by conservation officers. The reports must specify the date and location of each wolf death and must be available on the department Web site."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the first portion of the Isaacson amendment to H. F. No. 2852, the fourth engrossment, as amended, was adopted.

Isaacson withdrew the second portion of his amendment to H. F. No. 2852, the fourth engrossment, as amended.

H. F. No. 2852, A bill for an act relating to natural resources; modifying game and fish laws; modifying use of vehicles for hunting; modifying oversight committee provisions; modifying provisions for wildlife management areas; modifying license provisions and fees; modifying invasive species provisions; providing for certain grants; requiring development of certain master plan; modifying provisions for taking wild animals; authorizing nonlethal hazing of Canada geese; modifying disability-related angling and hunting licenses and special permit provisions; providing for designations on driver's license and Minnesota identification card; updating and eliminating certain obsolete language; modifying prior appropriations; requiring issuance of general permit; requiring a report; requiring rulemaking; amending Minnesota Statutes 2012, sections 84.154, subdivisions 1, 2, 3; 84.777, subdivision 2; 84.87, by adding a subdivision; 84.944, subdivision 2; 84A.10; 84A.50; 84D.01, subdivision 8b; 97A.025; 97A.055, subdivision 4b; 97A.131; 97A.137, subdivision 3, by adding a subdivision; 97A.311, subdivision 5, by adding a subdivision; 97A.434, subdivision 1; 97A.441, subdivisions 1, 5; 97A.473, subdivisions 2a, 2b, 5, 5a; 97A.502; 97B.031, subdivision 5; 97B.081, subdivision 3; 97B.086; 97B.095; 97B.111, subdivision 1; 97B.516; 97B.605; 97B.646; 97B.655, subdivision 1; 97B.667, subdivisions 3, 4; 97B.731, subdivision 1; 97C.821; 171.07, subdivision 15, by adding a subdivision; Minnesota Statutes 2013 Supplement, sections 97A.441, subdivisions 6, 6a; 97A.475, subdivisions 2, 3; 97A.485, subdivision 6; Laws 2008, chapter 363, article 5, section 4, subdivision 7, as amended; proposing coding for new law in Minnesota Statutes, chapters 87A; 97B; 97C; repealing Minnesota Statutes 2012, sections 84.154, subdivision 5; 84A.04; 84A.08; 84A.11; 97A.081; 97A.083; 97A.445, subdivision 3; 97A.4742, subdivision 3; 97B.061; 97B.611; 97B.615; 97B.621, subdivisions 1, 4; 97B.625; 97B.631; 97B.635; 97B.711; 97B.715, subdivision 2; 97B.803; 97B.911; 97B.915; 97B.921; 97B.925; 97C.011; 97C.827; Minnesota Rules, part 6100.5100.

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 130 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler	Atkins	Brynaert	Dean, M.	Erickson, S.	Freiberg
Albright	Barrett	Carlson	Dettmer	Fabian	Fritz
Allen	Beard	Clark	Dill	Falk	Garofalo
Anderson, M.	Benson, J.	Cornish	Dorholt	Faust	Green
Anderson, P.	Benson, M.	Daudt	Drazkowski	Fischer	Gruenhagen
Anderson, S.	Bernardy	Dauids	Erhardt	FitzSimmons	Gunther
Anzelc	Bly	Davnie	Erickson, R.	Franson	Hackbarth

Halverson	Kahn	Mack	Myhra	Radinovich	Theis
Hamilton	Kelly	Mahoney	Nelson	Rosenthal	Torkelson
Hansen	Kieffer	Mariani	Newberger	Runbeck	Uglen
Hausman	Kiel	Marquart	Newton	Sanders	Urdahl
Hertaus	Kresha	Masin	Nornes	Savick	Wagenius
Holberg	Laine	McDonald	Norton	Sawatzky	Ward, J.A.
Hoppe	Leidiger	McNamar	O'Driscoll	Schoen	Wills
Hornstein	Lenczewski	McNamara	O'Neill	Schomacker	Winkler
Hortman	Lesch	Melin	Pelowski	Scott	Woodard
Howe	Liebling	Metsa	Peppin	Selcer	Yarusso
Huntley	Lien	Moran	Persell	Simon	Zellers
Isaacson	Lillie	Morgan	Petersburg	Simonson	Zerwas
Johnson, B.	Loeffler	Mullery	Poppe	Slocum	Spk. Thissen
Johnson, C.	Lohmer	Murphy, E.	Pugh	Sundin	
Johnson, S.	Loon	Murphy, M.	Quam	Swedzinski	

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

H. F. No. 2543 was reported to the House.

Fabian moved to amend H. F. No. 2543, the third engrossment, as follows:

Page 13, line 4, delete everything after the period

Page 13, delete lines 5 to 8

The motion prevailed and the amendment was adopted.

Fabian moved to amend H. F. No. 2543, the third engrossment, as amended, as follows:

Page 8, line 24, delete "90" and insert "50"

A roll call was requested and properly seconded.

Fabian moved to amend his amendment to H. F. No. 2543, the third engrossment, as amended, as follows:

Page 1, line 2, delete "50" and insert "75"

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

The question recurred on the Fabian amendment, as amended, and the roll was called. There were 65 yeas and 67 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, P.	Beard	Daudt	Dettmer	Fabian
Albright	Anderson, S.	Benson, M.	Davids	Drazkowski	FitzSimmons
Anderson, M.	Barrett	Cornish	Dean, M.	Erickson, S.	Franson

Garofalo	Hoppe	Lohmer	Nornes	Rosenthal	Torkelson
Green	Howe	Loon	O'Driscoll	Runbeck	Uglem
Gruenhagen	Johnson, B.	Mack	O'Neill	Sanders	Urdahl
Gunther	Kelly	McDonald	Peppin	Schomacker	Wills
Hackbarth	Kieffer	McNamara	Petersburg	Scott	Woodard
Hamilton	Kiel	Metsa	Pugh	Selcer	Zellers
Hertaus	Kresha	Myhra	Quam	Swedzinski	Zerwas
Holberg	Leidiger	Newberger	Radinovich	Theis	

Those who voted in the negative were:

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

The motion did not prevail and the amendment, as amended, was not adopted.

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.

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 92 yeas and 39 nays as follows:

Those who voted in the affirmative were:

Abeler	Davids	Gruenhagen	Kresha	McNamar	Norton
Allen	Davnie	Halverson	Laine	McNamara	Pelowski
Anderson, P.	Dehn, R.	Hamilton	Lenczewski	Melin	Persell
Anzelc	Dill	Hansen	Lesch	Metsa	Petersburg
Atkins	Dorholt	Hausman	Liebling	Moran	Poppe
Beard	Erhardt	Hornstein	Lien	Morgan	Radinovich
Benson, J.	Erickson, R.	Hortman	Lillie	Mullery	Rosenthal
Bernardy	Fabian	Huntley	Loeffler	Murphy, E.	Savick
Bly	Falk	Isaacson	Loon	Murphy, M.	Sawatzky
Brynaert	Faust	Johnson, C.	Mahoney	Myhra	Schoen
Carlson	Fischer	Johnson, S.	Mariani	Nelson	Schomacker
Clark	Freiberg	Kahn	Marquart	Newton	Selcer
Cornish	Fritz	Kiel	Masin	Nornes	Simon

Simonson	Swedzinski	Uglem	Ward, J.A.	Zerwas
Slocum	Theis	Urdahl	Winkler	Spk. Thissen
Sundin	Torkelson	Wagenius	Yarusso	

Those who voted in the negative were:

Albright	Dettmer	Gunther	Kelly	O'Driscoll	Scott
Anderson, M.	Drazkowski	Hackbarth	Kieffer	O'Neill	Wills
Anderson, S.	Erickson, S.	Hertaus	Leidiger	Peppin	Woodard
Barrett	FitzSimmons	Holberg	Lohmer	Pugh	Zellers
Benson, M.	Franson	Hoppe	Mack	Quam	
Daudt	Garofalo	Howe	McDonald	Runbeck	
Dean, M.	Green	Johnson, B.	Newberger	Sanders	

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

The Speaker called Hortman to the Chair.

H. F. No. 2265 was reported to the House.

Laine moved to amend H. F. No. 2265, the fourth engrossment, as follows:

Page 1, line 16, after the period, insert "The secretary of state may not retain data provided by the commissioner under this subdivision for more than 60 days."

Page 1, line 23, after "or" insert "state"

Page 2, line 10, after the second "to" insert "the appropriate"

Page 3, after line 24, insert:

"Sec. 4. **EFFECTIVE DATE.**

This act is effective the day following final enactment."

The motion prevailed and the amendment was adopted.

Peppin moved to amend H. F. No. 2265, the fourth engrossment, as amended, as follows:

Page 3, after line 13, insert:

"An employee of the Office of the Secretary of State, a county auditor, or any other elections official who willfully violates any provision of law in entering, modifying, accessing, sharing, or disseminating voter records subject to this paragraph is guilty of a gross misdemeanor."

A roll call was requested and properly seconded.

The question was taken on the Peppin amendment and the roll was called. There were 65 yeas and 68 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Pugh moved to amend H. F. No. 2265, the fourth engrossment, as amended, as follows:

Page 3, after line 13, insert:

"Willful violation of any provision of law in entering, modifying, accessing, sharing, or disseminating voter records by an employee of the Office of the Secretary of State, a county auditor, or any other elections official is just cause for suspension without pay or immediate dismissal of the employee. Grievance and arbitration rights provided by law or contract shall not apply to disciplinary action taken against any person under this paragraph."

A roll call was requested and properly seconded.

The question was taken on the Pugh amendment and the roll was called. There were 59 yeas and 72 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, P.	Beard	Daudt	Dettmer	Fabian
Albright	Anderson, S.	Benson, M.	Davids	Drazkowski	FitzSimmons
Anderson, M.	Barrett	Cornish	Dean, M.	Erickson, S.	Franson

Garofalo	Hoppe	Leidiger	Newberger	Quam	Torkelson
Green	Howe	Lohmer	Nornes	Runbeck	Uglem
Gruenhagen	Johnson, B.	Loon	O'Driscoll	Sanders	Urdahl
Gunther	Kelly	Mack	O'Neill	Schomacker	Wills
Hackbarth	Kieffer	McDonald	Peppin	Scott	Woodard
Hamilton	Kiel	McNamara	Petersburg	Swedzinski	Zerwas
Hertaus	Kresha	Myhra	Pugh	Theis	

Those who voted in the negative were:

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

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

Pugh moved to amend H. F. No. 2265, the fourth engrossment, as amended, as follows:

Page 3, after line 13, insert:

"In addition to the penalties and remedies for violation of this section as provided in chapter 13, any employee of the Office of the Secretary of State, a county auditor, or any other elections official with access to data under this section who willfully violates any provision of law governing access to the data shall be personally liable for exemplary damages of not less than \$5,000 nor more than \$30,000 per violation. Any provision of law requiring the state or a political subdivision to indemnify a public employee shall not apply to actions subject to exemplary damages under this paragraph."

A roll call was requested and properly seconded.

The question was taken on the Pugh amendment and the roll was called. There were 60 yeas and 71 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

O'Driscoll moved to amend H. F. No. 2265, the fourth engrossment, as amended, as follows:

Page 3, after line 13, insert:

"The secretary of state shall be liable for a breach in the security of data on Minnesota voters occurring as a result of its submission to any organization with which the secretary has entered an agreement under this paragraph, including actual damages and any costs associated with correcting, recovering, or further securing the data against the breach."

A roll call was requested and properly seconded.

The question was taken on the O'Driscoll amendment and the roll was called. There were 62 yeas and 69 nays as follows:

Those who voted in the affirmative were:

Abeler	Davids	Gruenhagen	Kiel	O'Driscoll	Theis
Albright	Dean, M.	Gunther	Kresha	O'Neill	Torkelson
Anderson, M.	Dettmer	Hackbarth	Leidiger	Peppin	Uglen
Anderson, P.	Dill	Hamilton	Lohmer	Petersburg	Wills
Anderson, S.	Drazkowski	Hertaus	Loon	Pugh	Woodard
Anzelc	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	

Those who voted in the negative were:

Atkins	Brynaert	Dehn, R.	Falk	Fritz	Hornstein
Benson, J.	Carlson	Dorholt	Faust	Halverson	Hortman
Bernardy	Clark	Erhardt	Fischer	Hansen	Huntley
Bly	Davnie	Erickson, R.	Freiberg	Hilstrom	Isaacson

Johnson, C.	Lillie	Metsa	Norton	Sawatzky	Wagenius
Johnson, S.	Loeffler	Moran	Paymar	Schoen	Ward, J.A.
Kahn	Mahoney	Morgan	Pelowski	Selcer	Winkler
Laine	Mariani	Mullery	Persell	Simon	Yarusso
Lenczewski	Marquart	Murphy, E.	Poppe	Simonson	Spk. Thissen
Lesch	Masin	Murphy, M.	Radinovich	Slocum	
Liebling	McNamar	Nelson	Rosenthal	Sundin	
Lien	Melin	Newton	Savick	Urdahl	

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

O'Driscoll moved to amend H. F. No. 2265, the fourth engrossment, as amended, as follows:

Page 3, after line 13, insert:

"The secretary of state may only enter an agreement under this paragraph if the agreement to share information or data with the organization includes review of the data for evidence of fraud or tampering with an election, or the results of an election, regardless of whether that activity appears to have occurred within a single participating state, or between states, by a voter, elections official, or any other person."

A roll call was requested and properly seconded.

The question was taken on the O'Driscoll amendment and the roll was called. There were 61 yeas and 72 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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.

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 117 yeas and 16 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson, M.	Drazkowski	Hackbarth	Howe	Peppin	Runbeck
Benson, M.	Erickson, S.	Hertaus	Kieffer	Pugh	
Dean, M.	Franson	Holberg	Newberger	Quam	

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

H. F. No. 2402 was reported to the House.

Liebling moved to amend H. F. No. 2402, the first engrossment, as follows:

Page 8, after line 17, insert:

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

Page 15, line 3, delete "section" and insert "part"

Page 17, line 13, strike "(h)" and insert "(g)"

Page 17, line 23, delete "and" and after "(8)" insert ", and (9)"

Page 54, line 5, delete everything after "to"

Page 54, line 6, delete everything before "professions"

Page 55, line 18, delete "being" and insert "begin"

Page 56, lines 17 and 18, delete "professional" and insert "professionals"

Page 57, line 19, delete "(d)" and insert "(c)"

Page 60, after line 18, insert:

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

Page 61, after line 26, insert:

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

Page 62, line 10, delete "(Chiropractors)"

Page 62, line 12, delete "(Health-related licensing boards)"

Page 62, line 14, delete "(Occupational therapists)"

Page 62, line 16, delete "(Athletic trainers)"

Page 67, lines 20 and 22, delete "nurse practitioner" and insert "practice nurse"

Page 75, line 20, after "practice" insert "to" and after the semicolon, insert "the limitation of the scope of practice within designated settings;"

Page 78, delete lines 26 to 28 and insert:

"(17) fee splitting, including without limitation:

(i) paying, offering to pay, receiving, or agreeing to receive, a commission, rebate, kickback, or other form of remuneration, directly or indirectly, for the referral of patients; and

(ii) referring a patient to any health care provider as defined in sections 144.291 to 144.298 in which the licensee or registrant has a "financial or economic interest" as defined in section 144.6521, subdivision 3, unless the licensee or registrant has disclosed the licensee or registrant's financial or economic interest in accordance with section 144.6521;"

Page 79, line 21, delete "professional" and insert "professionals"

Page 83, line 8, after "mental" insert "or physical" and delete "; access to medical data"

Page 85, delete subdivision 4

Renumber the subdivisions in sequence

Page 85, line 31, delete "or 4"

Page 85, line 32, delete "5" and insert "4"

Page 86, line 2, delete "5" and insert "4"

Page 88, line 2, delete "503a" and insert "503A"

Page 99, line 1, after "360" delete the period

Page 100, line 21, delete "14b" and insert "14a"

Page 112, line 15, delete "2017" and insert "2016"

Page 112, delete section 2

Page 113, delete sections 3 and 4

Page 114, delete section 5

Page 116, line 27, delete "the day following final enactment" and insert "retroactively from August 1, 2013"

Page 116, delete section 7

Page 117, delete section 8

Page 118, delete section 9

Page 119, delete sections 10 and 11

Page 120, delete sections 12 and 13

Page 122, delete section 18

Page 124, after line 14, insert:

"Sec. 20. Minnesota Statutes 2013 Supplement, section 144A.474, subdivision 8, is amended to read:

Subd. 8. **Correction orders.** (a) A correction order may be issued whenever the commissioner finds upon survey or during a complaint investigation that a home care provider, a managerial official, or an employee of the provider is not in compliance with sections 144A.43 to 144A.482. The correction order shall cite the specific statute and document areas of noncompliance and the time allowed for correction.

(b) The commissioner shall mail copies of any correction order ~~within 30 calendar days after an exit survey~~ to the last known address of the home care provider, or electronically scan the correction order and e-mail it to the last known home care provider e-mail address, within 30 calendar days after the survey exit date. A copy of each correction order and copies of any documentation supplied to the commissioner shall be kept on file by the home care provider, and public documents shall be made available for viewing by any person upon request. Copies may be kept electronically.

(c) By the correction order date, the home care provider must document in the provider's records any action taken to comply with the correction order. The commissioner may request a copy of this documentation and the home care provider's action to respond to the correction order in future surveys, upon a complaint investigation, and as otherwise needed.

EFFECTIVE DATE. This section is effective August 1, 2014, and for current licensees as of December 31, 2013, on or after July 1, 2014, upon license renewal.

Page 124, line 27, delete "issuance" and insert "receipt"

Page 127, line 11, delete "90-day"

Page 129, lines 19 and 24, delete "subdivision 1."

Page 129, line 20, after "training" insert "on"

Page 140, delete section 40

Page 141, delete lines 5 and 6

Page 141, line 7, delete "(b)"

Page 145, line 24, delete "effect" and insert "affect"

Page 188, line 26, delete "The" and insert "Within existing funding, the"

Page 191, line 13, before "individual" insert "each"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

MOTION FOR RECONSIDERATION

Liebling moved that the vote whereby her amendment to H. F. No. 2402, the first engrossment, as amended, was adopted be now reconsidered. The motion prevailed and the Liebling amendment was again before the House.

Liebling moved to amend her amendment to H. F. No. 2402, the first engrossment, as follows:

Page 3, after line 24, insert:

"Page 184, line 23, delete everything after "(iv)" and insert "licensed under section 245D.02, subdivision 4a, as a community residential setting by the commissioner of human services.""

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

Schoen moved to amend the Liebling amendment, as amended, to H. F. No. 2402, the first engrossment, as follows:

Page 1, after line 3, insert:

"Page 10, delete section 3"

Page 1, after line 6, insert:

"Page 19, delete section 6"

Page 20, delete section 7"

Page 21, delete section 8"

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

The question recurred on the Liebling amendment, as amended, to H. F. No. 2402, the first engrossment. The motion prevailed and the amendment, as amended, was adopted.

Liebling moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 2, after line 43, insert:

"Section 1. Minnesota Statutes 2013 Supplement, section 245A.1435, is amended to read:

245A.1435 REDUCTION OF RISK OF SUDDEN UNEXPECTED INFANT DEATH IN LICENSED PROGRAMS.

(a) When a license holder is placing an infant to sleep, the license holder must place the infant on the infant's back, unless the license holder has documentation from the infant's physician directing an alternative sleeping position for the infant. The physician directive must be on a form approved by the commissioner and must remain on file at the licensed location. An infant who independently rolls onto its stomach after being placed to sleep on its back may be allowed to remain sleeping on its stomach if the infant is at least six months of age or the license holder has a signed statement from the parent indicating that the infant regularly rolls over at home.

(b) The license holder must place the infant in a crib directly on a firm mattress with a fitted sheet that is appropriate to the mattress size, that fits tightly on the mattress, and overlaps the underside of the mattress so it cannot be dislodged by pulling on the corner of the sheet with reasonable effort. The license holder must not place anything in the crib with the infant except for the infant's pacifier, as defined in Code of Federal Regulations, title 16, part 1511. The requirements of this section apply to license holders serving infants younger than one year of age. Licensed child care providers must meet the crib requirements under section 245A.146. A correction order shall not be issued under this paragraph unless there is evidence that a violation occurred when an infant was present in the license holder's care.

(c) If an infant falls asleep before being placed in a crib, the license holder must move the infant to a crib as soon as practicable, and must keep the infant within sight of the license holder until the infant is placed in a crib. When an infant falls asleep while being held, the license holder must consider the supervision needs of other children in care when determining how long to hold the infant before placing the infant in a crib to sleep. The sleeping infant must not be in a position where the airway may be blocked or with anything covering the infant's face.

(d) Placing a swaddled infant down to sleep in a licensed setting is not recommended for an infant of any age and is prohibited for any infant who has begun to roll over independently. However, with the written consent of a parent or guardian according to this paragraph, a license holder may place the infant who has not yet begun to roll over on its own down to sleep in a one-piece sleeper equipped with an attached system that fastens securely only across the upper torso, with no constriction of the hips or legs, to create a swaddle. Prior to any use of swaddling for sleep by a provider licensed under this chapter, the license holder must obtain informed written consent for the use of swaddling from the parent or guardian of the infant on a form provided by the commissioner and prepared in partnership with the Minnesota Sudden Infant Death Center.

Sec. 2. **[245A.1511] CONTRACTORS SERVING MULTIPLE FAMILY CHILD CARE LICENSE HOLDERS.**

Contractors who serve multiple family child care holders may request that the county agency maintain a record of:

(1) the contractor's background study results as required in section 245C.04, subdivision 7, to verify that the contractor does not have a disqualification or a disqualification that has not been set aside, and is eligible to provide direct contact services in a licensed program; and

(2) the contractor's compliance with training requirements.

Sec. 3. Minnesota Statutes 2013 Supplement, section 245A.50, subdivision 5, is amended to read:

Subd. 5. **Sudden unexpected infant death and abusive head trauma training.** (a) License holders must document that before staff persons, caregivers, and helpers assist in the care of infants, they are instructed on the standards in section 245A.1435 and receive training on reducing the risk of sudden unexpected infant death. In addition, license holders must document that before staff persons, caregivers, and helpers assist in the care of infants and children under school age, they receive training on reducing the risk of abusive head trauma from shaking infants and young children. The training in this subdivision may be provided as initial training under subdivision 1 or ongoing annual training under subdivision 7.

(b) Sudden unexpected infant death reduction training required under this subdivision ~~must be at least one half hour in length and must be completed in person at least once every two years. On the years when the license holder is not receiving the in person training on sudden unexpected infant death reduction, the license holder must receive sudden unexpected infant death reduction training through a video of no more than one hour in length developed or approved by the commissioner.~~ at a minimum, ~~the training must~~ address the risk factors related to sudden unexpected infant death, means of reducing the risk of sudden unexpected infant death in child care, and license holder communication with parents regarding reducing the risk of sudden unexpected infant death.

(c) Abusive head trauma training required under this subdivision ~~must be at least one half hour in length and must be completed at least once every year.~~ at a minimum, ~~the training must~~ address the risk factors related to shaking infants and young children, means of reducing the risk of abusive head trauma in child care, and license holder communication with parents regarding reducing the risk of abusive head trauma.

(d) Training for family and group family child care providers must be developed by the commissioner in conjunction with the Minnesota Sudden Infant Death Center and approved by the Minnesota Center for Professional Development. Sudden unexpected infant death reduction training and abusive head trauma training may be provided in a single course of no more than two hours in length.

(e) Sudden unexpected infant death reduction training and abusive head trauma training required under this subdivision must be completed in person or as allowed under subdivision 10, clause (1) or (2), at least once every two years. On the years when the license holder is not receiving training in person or as allowed under subdivision

10. clause (1) or (2), the license holder must receive sudden unexpected infant death reduction training and abusive head trauma training through a video of no more than one hour in length. The video must be developed or approved by the commissioner.

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

Sec. 4. Minnesota Statutes 2012, section 245C.04, is amended by adding a subdivision to read:

Subd. 7. **Current or prospective contractors serving multiple family child care license holders.** Current or prospective contractors who are required to have a background study under section 245C.03, subdivision 1, who provide services for multiple family child care license holders in a single county, and will have direct contact with children served in the family child care setting are required to have only one background study which is transferable to all family child care programs in that county if:

(1) the county agency maintains a record of the contractor's background study results which verify the contractor is approved to have direct contact with children receiving services;

(2) the license holder contacts the county agency and obtains notice that the current or prospective contractor is in compliance with background study requirements and approved to have direct contact; and

(3) the contractor's background study is repeated every two years."

Page 189, after line 8, insert:

"Section 1. Minnesota Statutes 2013 Supplement, section 256B.0625, subdivision 9, is amended to read:

Subd. 9. **Dental services.** (a) Medical assistance covers dental services.

(b) Medical assistance dental coverage for nonpregnant adults is limited to the following services:

(1) comprehensive exams, limited to once every five years;

(2) periodic exams, limited to one per year;

(3) limited exams;

(4) bitewing x-rays, limited to one per year;

(5) periapical x-rays;

(6) panoramic x-rays, limited to one every five years except (1) when medically necessary for the diagnosis and follow-up of oral and maxillofacial pathology and trauma or (2) once every two years for patients who cannot cooperate for intraoral film due to a developmental disability or medical condition that does not allow for intraoral film placement;

(7) prophylaxis, limited to one per year;

(8) application of fluoride varnish, limited to one per year;

(9) posterior fillings, all at the amalgam rate;

- (10) anterior fillings;
- (11) endodontics, limited to root canals on the anterior and premolars only;
- (12) removable prostheses, each dental arch limited to one every six years;
- (13) oral surgery, limited to extractions, biopsies, and incision and drainage of abscesses;
- (14) palliative treatment and sedative fillings for relief of pain; and
- (15) full-mouth debridement, limited to one every five years.

(c) In addition to the services specified in paragraph (b), medical assistance covers the following services for adults, if provided in an outpatient hospital setting or freestanding ambulatory surgical center as part of outpatient dental surgery:

- (1) periodontics, limited to periodontal scaling and root planing once every two years;
- (2) general anesthesia; and
- (3) full-mouth survey once every five years.

(d) Medical assistance covers medically necessary dental services for children and pregnant women. The following guidelines apply:

- (1) posterior fillings are paid at the amalgam rate;
- (2) application of sealants are covered once every five years per permanent molar for children only;
- (3) application of fluoride varnish is covered once every six months; and
- (4) orthodontia is eligible for coverage for children only.

(e) In addition to the services specified in paragraphs (b) and (c), medical assistance covers the following services for adults:

- (1) house calls or extended care facility calls for on-site delivery of covered services;
- (2) behavioral management when additional staff time is required to accommodate behavioral challenges and sedation is not used;
- (3) oral or IV sedation, if the covered dental service cannot be performed safely without it or would otherwise require the service to be performed under general anesthesia in a hospital or surgical center; and
- (4) prophylaxis, in accordance with an appropriate individualized treatment plan, but no more than four times per year.

(f) The commissioner shall not require prior authorization for the services included in paragraph (e), clauses (1) to (3), and shall prohibit managed care and county-based purchasing plans from requiring prior authorization for those services when provided under sections 256B.69, 256B.692, and 256L.12."

Page 204, after line 11, insert:

"Sec. 9. **INSTRUCTIONS TO THE COMMISSIONER.**

The commissioner of human services must consult with community stakeholders regarding the impact of the decision of the United States Court of Appeals in Geston v. Anderson, 729 F.3d 1077 (8th Cir. 2013) on the Minnesota medical assistance program. The commissioner must provide a written report to the chairs and ranking minority members of the house and senate standing committees with jurisdiction over medical assistance policy and finance no later than January 5, 2015. The report must include proposed legislation to ensure Minnesota's medical assistance program complies with the requirements of the Geston decision."

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Moran moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 205, after line 8, insert:

"ARTICLE 11
CHILDREN AND FAMILY SERVICES POLICY

Section 1. Minnesota Statutes 2012, section 13.46, subdivision 2, is amended to read:

Subd. 2. **General.** (a) Data on individuals collected, maintained, used, or disseminated by the welfare system are private data on individuals, and shall not be disclosed except:

(1) according to section 13.05;

(2) according to court order;

(3) according to a statute specifically authorizing access to the private data;

(4) to an agent of the welfare system and an investigator acting on behalf of a county, the state, or the federal government, including a law enforcement person or attorney in the investigation or prosecution of a criminal, civil, or administrative proceeding relating to the administration of a program;

(5) to personnel of the welfare system who require the data to verify an individual's identity; determine eligibility, amount of assistance, and the need to provide services to an individual or family across programs; evaluate the effectiveness of programs; assess parental contribution amounts; and investigate suspected fraud;

(6) to administer federal funds or programs;

(7) between personnel of the welfare system working in the same program;

(8) to the Department of Revenue to assess parental contribution amounts for purposes of section 252.27, subdivision 2a, administer and evaluate tax refund or tax credit programs and to identify individuals who may benefit from these programs. The following information may be disclosed under this paragraph: an individual's and

their dependent's names, dates of birth, Social Security numbers, income, addresses, and other data as required, upon request by the Department of Revenue. Disclosures by the commissioner of revenue to the commissioner of human services for the purposes described in this clause are governed by section 270B.14, subdivision 1. Tax refund or tax credit programs include, but are not limited to, the dependent care credit under section 290.067, the Minnesota working family credit under section 290.0671, the property tax refund and rental credit under section 290A.04, and the Minnesota education credit under section 290.0674;

(9) between the Department of Human Services, the Department of Employment and Economic Development, and when applicable, the Department of Education, for the following purposes:

(i) to monitor the eligibility of the data subject for unemployment benefits, for any employment or training program administered, supervised, or certified by that agency;

(ii) to administer any rehabilitation program or child care assistance program, whether alone or in conjunction with the welfare system;

(iii) to monitor and evaluate the Minnesota family investment program or the child care assistance program by exchanging data on recipients and former recipients of food support, cash assistance under chapter 256, 256D, 256J, or 256K, child care assistance under chapter 119B, or medical programs under chapter 256B, 256D, or 256L; and

(iv) to analyze public assistance employment services and program utilization, cost, effectiveness, and outcomes as implemented under the authority established in Title II, Sections 201-204 of the Ticket to Work and Work Incentives Improvement Act of 1999. Health records governed by sections 144.291 to 144.298 and "protected health information" as defined in Code of Federal Regulations, title 45, section 160.103, and governed by Code of Federal Regulations, title 45, parts 160-164, including health care claims utilization information, must not be exchanged under this clause;

(10) to appropriate parties in connection with an emergency if knowledge of the information is necessary to protect the health or safety of the individual or other individuals or persons;

(11) data maintained by residential programs as defined in section 245A.02 may be disclosed to the protection and advocacy system established in this state according to Part C of Public Law 98-527 to protect the legal and human rights of persons with developmental disabilities or other related conditions who live in residential facilities for these persons if the protection and advocacy system receives a complaint by or on behalf of that person and the person does not have a legal guardian or the state or a designee of the state is the legal guardian of the person;

(12) to the county medical examiner or the county coroner for identifying or locating relatives or friends of a deceased person;

(13) data on a child support obligor who makes payments to the public agency may be disclosed to the Minnesota Office of Higher Education to the extent necessary to determine eligibility under section 136A.121, subdivision 2, clause (5);

(14) participant Social Security numbers and names collected by the telephone assistance program may be disclosed to the Department of Revenue to conduct an electronic data match with the property tax refund database to determine eligibility under section 237.70, subdivision 4a;

(15) the current address of a Minnesota family investment program participant may be disclosed to law enforcement officers who provide the name of the participant and notify the agency that:

(i) the participant:

(A) is a fugitive felon fleeing to avoid prosecution, or custody or confinement after conviction, for a crime or attempt to commit a crime that is a felony under the laws of the jurisdiction from which the individual is fleeing; or

(B) is violating a condition of probation or parole imposed under state or federal law;

(ii) the location or apprehension of the felon is within the law enforcement officer's official duties; and

(iii) the request is made in writing and in the proper exercise of those duties;

(16) the current address of a recipient of general assistance or general assistance medical care may be disclosed to probation officers and corrections agents who are supervising the recipient and to law enforcement officers who are investigating the recipient in connection with a felony level offense;

(17) information obtained from food support applicant or recipient households may be disclosed to local, state, or federal law enforcement officials, upon their written request, for the purpose of investigating an alleged violation of the Food Stamp Act, according to Code of Federal Regulations, title 7, section 272.1 (c);

(18) the address, Social Security number, and, if available, photograph of any member of a household receiving food support shall be made available, on request, to a local, state, or federal law enforcement officer if the officer furnishes the agency with the name of the member and notifies the agency that:

(i) the member:

(A) is fleeing to avoid prosecution, or custody or confinement after conviction, for a crime or attempt to commit a crime that is a felony in the jurisdiction the member is fleeing;

(B) is violating a condition of probation or parole imposed under state or federal law; or

(C) has information that is necessary for the officer to conduct an official duty related to conduct described in subitem (A) or (B);

(ii) locating or apprehending the member is within the officer's official duties; and

(iii) the request is made in writing and in the proper exercise of the officer's official duty;

(19) the current address of a recipient of Minnesota family investment program, general assistance, general assistance medical care, or food support may be disclosed to law enforcement officers who, in writing, provide the name of the recipient and notify the agency that the recipient is a person required to register under section 243.166, but is not residing at the address at which the recipient is registered under section 243.166;

(20) certain information regarding child support obligors who are in arrears may be made public according to section 518A.74;

(21) data on child support payments made by a child support obligor and data on the distribution of those payments excluding identifying information on obligees may be disclosed to all obligees to whom the obligor owes support, and data on the enforcement actions undertaken by the public authority, the status of those actions, and data on the income of the obligor or obligee may be disclosed to the other party;

(22) data in the work reporting system may be disclosed under section 256.998, subdivision 7;

(23) to the Department of Education for the purpose of matching Department of Education student data with public assistance data to determine students eligible for free and reduced-price meals, meal supplements, and free milk according to United States Code, title 42, sections 1758, 1761, 1766, 1766a, 1772, and 1773; to allocate federal and state funds that are distributed based on income of the student's family; and to verify receipt of energy assistance for the telephone assistance plan;

(24) the current address and telephone number of program recipients and emergency contacts may be released to the commissioner of health or a local board of health as defined in section 145A.02, subdivision 2, when the commissioner or local board of health has reason to believe that a program recipient is a disease case, carrier, suspect case, or at risk of illness, and the data are necessary to locate the person;

(25) to other state agencies, statewide systems, and political subdivisions of this state, including the attorney general, and agencies of other states, interstate information networks, federal agencies, and other entities as required by federal regulation or law for the administration of the child support enforcement program;

(26) to personnel of public assistance programs as defined in section 256.741, for access to the child support system database for the purpose of administration, including monitoring and evaluation of those public assistance programs;

(27) to monitor and evaluate the Minnesota family investment program by exchanging data between the Departments of Human Services and Education, on recipients and former recipients of food support, cash assistance under chapter 256, 256D, 256J, or 256K, child care assistance under chapter 119B, or medical programs under chapter 256B, 256D, or 256L;

(28) to evaluate child support program performance and to identify and prevent fraud in the child support program by exchanging data between the Department of Human Services, Department of Revenue under section 270B.14, subdivision 1, paragraphs (a) and (b), without regard to the limitation of use in paragraph (c), Department of Health, Department of Employment and Economic Development, and other state agencies as is reasonably necessary to perform these functions;

(29) counties operating child care assistance programs under chapter 119B may disseminate data on program participants, applicants, and providers to the commissioner of education; or

(30) child support data on the ~~parents and the child, the parents, and relatives of the child~~ may be disclosed to agencies administering programs under titles IV-B and IV-E of the Social Security Act, as ~~provided~~ authorized by federal law. ~~Data may be disclosed only to the extent necessary for the purpose of establishing parentage or for determining who has or may have parental rights with respect to a child, which could be related to permanency planning.~~

(b) Information on persons who have been treated for drug or alcohol abuse may only be disclosed according to the requirements of Code of Federal Regulations, title 42, sections 2.1 to 2.67.

(c) Data provided to law enforcement agencies under paragraph (a), clause (15), (16), (17), or (18), or paragraph (b), are investigative data and are confidential or protected nonpublic while the investigation is active. The data are private after the investigation becomes inactive under section 13.82, subdivision 5, paragraph (a) or (b).

(d) Mental health data shall be treated as provided in subdivisions 7, 8, and 9, but are not subject to the access provisions of subdivision 10, paragraph (b).

For the purposes of this subdivision, a request will be deemed to be made in writing if made through a computer interface system.

Sec. 2. Minnesota Statutes 2012, section 119B.02, subdivision 2, is amended to read:

Subd. 2. **Contractual agreements with tribes.** The commissioner may enter into contractual agreements with a federally recognized Indian tribe with a reservation in Minnesota to carry out the responsibilities of county human service agencies to the extent necessary for the tribe to operate child care assistance programs under sections 119B.03 and 119B.05. An agreement may allow ~~for the tribe to be reimbursed~~ the state to make payments for child care assistance services provided under section 119B.05. The commissioner shall consult with the affected county or counties in the contractual agreement negotiations, if the county or counties wish to be included, in order to avoid the duplication of county and tribal child care services. Funding to support services under section 119B.03 may be transferred to the federally recognized Indian tribe with a reservation in Minnesota from allocations available to counties in which reservation boundaries lie. When funding is transferred under section 119B.03, the amount shall be commensurate to estimates of the proportion of reservation residents with characteristics identified in section 119B.03, subdivision 6, to the total population of county residents with those same characteristics.

Sec. 3. Minnesota Statutes 2012, section 119B.09, subdivision 6, is amended to read:

Subd. 6. **Maximum child care assistance.** The maximum amount of child care assistance a local agency may ~~authorize pay for~~ in a two-week period is 120 hours per child.

Sec. 4. Minnesota Statutes 2012, section 119B.09, subdivision 13, is amended to read:

Subd. 13. **Child care in the child's home.** (a) Child care assistance must only be authorized in the child's home if:

(1) the child's parents have authorized activities outside of the home ~~and if;~~ or

(2) one parent in a two-parent family is in an authorized activity outside of the home and one parent is unable to care for the child and meets the requirements in Minnesota Rules, part 3400.0040, subpart 5.

(b) In order for child care assistance to be authorized under paragraph (a), clause (1) or (2), one or more of the following circumstances ~~are~~ must be met:

(1) the parents' ~~qualifying~~ authorized activity occurs during times when out-of-home care is not available or when out-of-home care would result in disruption of the child's nighttime sleep schedule. If child care is needed during any period when out-of-home care is not available, in-home care can be approved for the entire time care is needed;

(2) the family lives in an area where out-of-home care is not available; or

(3) a child has a verified illness or disability that would place the child or other children in an out-of-home facility at risk or creates a hardship for the child and the family to take the child out of the home to a child care home or center.

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

Sec. 5. Minnesota Statutes 2012, section 256D.05, is amended by adding a subdivision to read:

Subd. 9. **Personal statement.** If a county agency determines that an applicant is ineligible due to not meeting eligibility requirements of chapter 256D, a county agency may accept a signed personal statement from the applicant in lieu of documentation verifying ineligibility.

Sec. 6. Minnesota Statutes 2012, section 256D.405, subdivision 1, is amended to read:

Subdivision 1. **Verification.** (a) The county agency shall request, and applicants and recipients shall provide and verify, all information necessary to determine initial and continuing eligibility and assistance payment amounts. If necessary, the county agency shall assist the applicant or recipient in obtaining verifications. If the applicant or recipient refuses or fails without good cause to provide the information or verification, the county agency shall deny or terminate assistance.

(b) If a county agency determines that an applicant is ineligible due to not meeting eligibility requirements of chapter 256D, a county agency may accept a signed personal statement from the applicant in lieu of documentation verifying ineligibility.

Sec. 7. Minnesota Statutes 2012, section 256E.30, is amended by adding a subdivision to read:

Subd. 5. **Merger.** In the case of a merger between community action agencies, the newly created agency receives a base funding amount equal to the sum of the merged agencies' base funding amounts at the point of the merger as described in subdivision 2, paragraph (b).

Sec. 8. Minnesota Statutes 2012, section 256I.04, subdivision 1a, is amended to read:

Subd. 1a. **County approval.** (a) A county agency may not approve a group residential housing payment for an individual in any setting with a rate in excess of the MSA equivalent rate for more than 30 days in a calendar year unless the county agency has developed or approved a plan for the individual which specifies that:

(1) the individual has an illness or incapacity which prevents the person from living independently in the community; and

(2) the individual's illness or incapacity requires the services which are available in the group residence.

The plan must be signed or countersigned by any of the following employees of the county of financial responsibility: the director of human services or a designee of the director; a social worker; or a case aide.

(b) If a county agency determines that an applicant is ineligible due to not meeting eligibility requirements under this section, a county agency may accept a signed personal statement from the applicant in lieu of documentation verifying ineligibility.

Sec. 9. Minnesota Statutes 2012, section 256J.09, subdivision 3, is amended to read:

Subd. 3. **Submitting application form.** (a) A county agency must offer, in person or by mail, the application forms prescribed by the commissioner as soon as a person makes a written or oral inquiry. At that time, the county agency must:

(1) inform the person that assistance begins with the date the signed application is received by the county agency or the date all eligibility criteria are met, whichever is later;

(2) inform the person that any delay in submitting the application will reduce the amount of assistance paid for the month of application;

(3) inform a person that the person may submit the application before an interview;

(4) explain the information that will be verified during the application process by the county agency as provided in section 256J.32;

(5) inform a person about the county agency's average application processing time and explain how the application will be processed under subdivision 5;

(6) explain how to contact the county agency if a person's application information changes and how to withdraw the application;

(7) inform a person that the next step in the application process is an interview and what a person must do if the application is approved including, but not limited to, attending orientation under section 256J.45 and complying with employment and training services requirements in sections 256J.515 to 256J.57;

(8) inform the person that the interview must be conducted face-to-face in the county office, through Internet telepresence, or at a location mutually agreed upon;

(9) inform a person who has received MFIP or DWP in the past 12 months of the option to have a face-to-face, Internet telepresence, or telephone interview;

~~(8)~~ (10) explain the child care and transportation services that are available under paragraph (c) to enable caregivers to attend the interview, screening, and orientation; and

~~(9)~~ (11) identify any language barriers and arrange for translation assistance during appointments, including, but not limited to, screening under subdivision 3a, orientation under section 256J.45, and assessment under section 256J.521.

(b) Upon receipt of a signed application, the county agency must stamp the date of receipt on the face of the application. The county agency must process the application within the time period required under subdivision 5. An applicant may withdraw the application at any time by giving written or oral notice to the county agency. The county agency must issue a written notice confirming the withdrawal. The notice must inform the applicant of the county agency's understanding that the applicant has withdrawn the application and no longer wants to pursue it. When, within ten days of the date of the agency's notice, an applicant informs a county agency, in writing, that the applicant does not wish to withdraw the application, the county agency must reinstate the application and finish processing the application.

(c) Upon a participant's request, the county agency must arrange for transportation and child care or reimburse the participant for transportation and child care expenses necessary to enable participants to attend the screening under subdivision 3a and orientation under section 256J.45.

Sec. 10. Minnesota Statutes 2012, section 256J.20, subdivision 3, is amended to read:

Subd. 3. **Other property limitations.** To be eligible for MFIP, the equity value of all nonexcluded real and personal property of the assistance unit must not exceed \$2,000 for applicants and \$5,000 for ongoing participants. The value of assets in clauses (1) to (19) must be excluded when determining the equity value of real and personal property:

(1) a licensed vehicle up to a ~~loan~~ trade-in value of less than or equal to \$10,000. If the assistance unit owns more than one licensed vehicle, the county agency shall determine the ~~loan~~ trade-in value of all additional vehicles and exclude the combined ~~loan~~ trade-in value of less than or equal to \$7,500. The county agency shall apply any excess ~~loan~~ trade-in value as if it were equity value to the asset limit described in this section, excluding: (i) the value of one vehicle per physically disabled person when the vehicle is needed to transport the disabled unit

member; this exclusion does not apply to mentally disabled people; (ii) the value of special equipment for a disabled member of the assistance unit; and (iii) any vehicle used for long-distance travel, other than daily commuting, for the employment of a unit member.

To establish the ~~loan trade-in~~ value of vehicles, a county agency must use the N.A.D.A. ~~Official Used Car Guide, Midwest Edition, for newer model cars~~ online car values and car prices guide. When a vehicle is not listed in ~~the guidebook~~, or when the applicant or participant disputes the ~~loan trade-in~~ value listed in the ~~guidebook~~ online guide as unreasonable given the condition of the particular vehicle, the county agency may require the applicant or participant document the ~~loan trade-in~~ value by securing a written statement from a motor vehicle dealer licensed under section 168.27, stating the amount that the dealer would pay to purchase the vehicle. The county agency shall reimburse the applicant or participant for the cost of a written statement that documents a lower loan value;

(2) the value of life insurance policies for members of the assistance unit;

(3) one burial plot per member of an assistance unit;

(4) the value of personal property needed to produce earned income, including tools, implements, farm animals, inventory, business loans, business checking and savings accounts used at least annually and used exclusively for the operation of a self-employment business, and any motor vehicles if at least 50 percent of the vehicle's use is to produce income and if the vehicles are essential for the self-employment business;

(5) the value of personal property not otherwise specified which is commonly used by household members in day-to-day living such as clothing, necessary household furniture, equipment, and other basic maintenance items essential for daily living;

(6) the value of real and personal property owned by a recipient of Supplemental Security Income or Minnesota supplemental aid;

(7) the value of corrective payments, but only for the month in which the payment is received and for the following month;

(8) a mobile home or other vehicle used by an applicant or participant as the applicant's or participant's home;

(9) money in a separate escrow account that is needed to pay real estate taxes or insurance and that is used for this purpose;

(10) money held in escrow to cover employee FICA, employee tax withholding, sales tax withholding, employee worker compensation, business insurance, property rental, property taxes, and other costs that are paid at least annually, but less often than monthly;

(11) monthly assistance payments for the current month's or short-term emergency needs under section 256J.626, subdivision 2;

(12) the value of school loans, grants, or scholarships for the period they are intended to cover;

(13) payments listed in section 256J.21, subdivision 2, clause (9), which are held in escrow for a period not to exceed three months to replace or repair personal or real property;

(14) income received in a budget month through the end of the payment month;

(15) savings from earned income of a minor child or a minor parent that are set aside in a separate account designated specifically for future education or employment costs;

(16) the federal earned income credit, Minnesota working family credit, state and federal income tax refunds, state homeowners and renters credits under chapter 290A, property tax rebates and other federal or state tax rebates in the month received and the following month;

(17) payments excluded under federal law as long as those payments are held in a separate account from any nonexcluded funds;

(18) the assets of children ineligible to receive MFIP benefits because foster care or adoption assistance payments are made on their behalf; and

(19) the assets of persons whose income is excluded under section 256J.21, subdivision 2, clause (43).

Sec. 11. Minnesota Statutes 2013 Supplement, section 256J.21, subdivision 2, is amended to read:

Subd. 2. **Income exclusions.** The following must be excluded in determining a family's available income:

(1) payments for basic care, difficulty of care, and clothing allowances received for providing family foster care to children or adults under Minnesota Rules, parts 9555.5050 to 9555.6265, 9560.0521, and 9560.0650 to 9560.0655, payments for family foster care for children under section 260C.4411 or chapter 256N, and payments received and used for care and maintenance of a third-party beneficiary who is not a household member;

(2) reimbursements for employment training received through the Workforce Investment Act of 1998, United States Code, title 20, chapter 73, section 9201;

(3) reimbursement for out-of-pocket expenses incurred while performing volunteer services, jury duty, employment, or informal carpooling arrangements directly related to employment;

(4) all educational assistance, except the county agency must count graduate student teaching assistantships, fellowships, and other similar paid work as earned income and, after allowing deductions for any unmet and necessary educational expenses, shall count scholarships or grants awarded to graduate students that do not require teaching or research as unearned income;

(5) loans, regardless of purpose, from public or private lending institutions, governmental lending institutions, or governmental agencies;

(6) loans from private individuals, regardless of purpose, provided an applicant or participant documents that the lender expects repayment;

(7)(i) state income tax refunds; and

(ii) federal income tax refunds;

(8)(i) federal earned income credits;

(ii) Minnesota working family credits;

(iii) state homeowners and renters credits under chapter 290A; and

(iv) federal or state tax rebates;

(9) funds received for reimbursement, replacement, or rebate of personal or real property when these payments are made by public agencies, awarded by a court, solicited through public appeal, or made as a grant by a federal agency, state or local government, or disaster assistance organizations, subsequent to a presidential declaration of disaster;

(10) the portion of an insurance settlement that is used to pay medical, funeral, and burial expenses, or to repair or replace insured property;

(11) reimbursements for medical expenses that cannot be paid by medical assistance;

(12) payments by a vocational rehabilitation program administered by the state under chapter 268A, except those payments that are for current living expenses;

(13) in-kind income, including any payments directly made by a third party to a provider of goods and services;

(14) assistance payments to correct underpayments, but only for the month in which the payment is received;

(15) payments for short-term emergency needs under section 256J.626, subdivision 2;

(16) funeral and cemetery payments as provided by section 256.935;

(17) nonrecurring cash gifts of \$30 or less, not exceeding \$30 per participant in a calendar month;

(18) any form of energy assistance payment made through Public Law 97-35, Low-Income Home Energy Assistance Act of 1981, payments made directly to energy providers by other public and private agencies, and any form of credit or rebate payment issued by energy providers;

(19) Supplemental Security Income (SSI), including retroactive SSI payments and other income of an SSI recipient, except as described in section 256J.37, subdivision 3b;

(20) Minnesota supplemental aid, including retroactive payments;

(21) proceeds from the sale of real or personal property;

(22) ~~state adoption or kinship~~ assistance payments under ~~chapter~~ chapters 256N or 259A, and ~~up to an equal amount of county adoption assistance payments~~ Minnesota permanency demonstration title IV-E waiver payments under section 256.01, subdivision 14a;

(23) state-funded family subsidy program payments made under section 252.32 to help families care for children with developmental disabilities, consumer support grant funds under section 256.476, and resources and services for a disabled household member under one of the home and community-based waiver services programs under chapter 256B;

(24) interest payments and dividends from property that is not excluded from and that does not exceed the asset limit;

(25) rent rebates;

(26) income earned by a minor caregiver, minor child through age 6, or a minor child who is at least a half-time student in an approved elementary or secondary education program;

(27) income earned by a caregiver under age 20 who is at least a half-time student in an approved elementary or secondary education program;

- (28) MFIP child care payments under section 119B.05;
- (29) all other payments made through MFIP to support a caregiver's pursuit of greater economic stability;
- (30) income a participant receives related to shared living expenses;
- (31) reverse mortgages;
- (32) benefits provided by the Child Nutrition Act of 1966, United States Code, title 42, chapter 13A, sections 1771 to 1790;
- (33) benefits provided by the women, infants, and children (WIC) nutrition program, United States Code, title 42, chapter 13A, section 1786;
- (34) benefits from the National School Lunch Act, United States Code, title 42, chapter 13, sections 1751 to 1769e;
- (35) relocation assistance for displaced persons under the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, United States Code, title 42, chapter 61, subchapter II, section 4636, or the National Housing Act, United States Code, title 12, chapter 13, sections 1701 to 1750jj;
- (36) benefits from the Trade Act of 1974, United States Code, title 19, chapter 12, part 2, sections 2271 to 2322;
- (37) war reparations payments to Japanese Americans and Aleuts under United States Code, title 50, sections 1989 to 1989d;
- (38) payments to veterans or their dependents as a result of legal settlements regarding Agent Orange or other chemical exposure under Public Law 101-239, section 10405, paragraph (a)(2)(E);
- (39) income that is otherwise specifically excluded from MFIP consideration in federal law, state law, or federal regulation;
- (40) security and utility deposit refunds;
- (41) American Indian tribal land settlements excluded under Public Laws 98-123, 98-124, and 99-377 to the Mississippi Band Chippewa Indians of White Earth, Leech Lake, and Mille Lacs reservations and payments to members of the White Earth Band, under United States Code, title 25, chapter 9, section 331, and chapter 16, section 1407;
- (42) all income of the minor parent's parents and stepparents when determining the grant for the minor parent in households that include a minor parent living with parents or stepparents on MFIP with other children;
- (43) income of the minor parent's parents and stepparents equal to 200 percent of the federal poverty guideline for a family size not including the minor parent and the minor parent's child in households that include a minor parent living with parents or stepparents not on MFIP when determining the grant for the minor parent. The remainder of income is deemed as specified in section 256J.37, subdivision 1b;
- (44) payments made to children eligible for relative custody assistance under section 257.85;
- (45) vendor payments for goods and services made on behalf of a client unless the client has the option of receiving the payment in cash;

(46) the principal portion of a contract for deed payment;

(47) cash payments to individuals enrolled for full-time service as a volunteer under AmeriCorps programs including AmeriCorps VISTA, AmeriCorps State, AmeriCorps National, and AmeriCorps NCCC; and

(48) housing assistance grants under section 256J.35, paragraph (a).

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

Sec. 12. Minnesota Statutes 2013 Supplement, section 256J.24, subdivision 3, is amended to read:

Subd. 3. **Individuals who must be excluded from an assistance unit.** (a) The following individuals who are part of the assistance unit determined under subdivision 2 are ineligible to receive MFIP:

(1) individuals who are recipients of Supplemental Security Income or Minnesota supplemental aid;

(2) individuals disqualified from the food stamp or food support program or MFIP, until the disqualification ends;

(3) children on whose behalf federal, state or local foster care payments are made, except as provided in sections 256J.13, subdivision 2, and 256J.74, subdivision 2;

(4) children receiving ongoing guardianship assistance payments under chapter 256N;

~~(4)~~ (5) children receiving ongoing monthly adoption assistance payments under ~~chapter~~ chapters 256N or 259A; and

~~(5)~~ (6) individuals disqualified from the work participation cash benefit program until that disqualification ends.

(b) The exclusion of a person under this subdivision does not alter the mandatory assistance unit composition.

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

Sec. 13. Minnesota Statutes 2012, section 256J.30, subdivision 4, is amended to read:

Subd. 4. **Participant's completion of recertification of eligibility form.** A participant must complete forms prescribed by the commissioner which are required for recertification of eligibility according to section 256J.32, subdivision 6. A county agency must end benefits when the participant fails to submit the recertification form and verifications and complete the interview process before the end of the certification period. If the participant submits the recertification form by the last day of the certification period, benefits may be reinstated back to the date of closing when the recertification process is completed during the first month after benefits ended.

Sec. 14. Minnesota Statutes 2012, section 256J.30, subdivision 12, is amended to read:

Subd. 12. **Requirement to provide Social Security numbers.** Each member of the assistance unit must provide the member's Social Security number to the county agency, except for members in the assistance unit who are qualified noncitizens who are victims of domestic violence as defined under section 256J.08, subdivision 73, ~~clause (7) clauses (8) and (9).~~ When a Social Security number is not provided to the county agency for verification, this requirement is satisfied when each member of the assistance unit cooperates with the procedures for verification of numbers, issuance of duplicate cards, and issuance of new numbers which have been established jointly between the Social Security Administration and the commissioner.

Sec. 15. Minnesota Statutes 2012, section 256J.32, subdivision 6, is amended to read:

Subd. 6. **Recertification.** (a) The county agency shall recertify eligibility in an annual ~~face-to-face~~ interview with the participant. ~~The county agency may waive the face-to-face interview and conduct a phone interview for participants who qualify under paragraph (b). The interview may be conducted by phone, Internet telepresence, or face-to-face in the county office or in another location mutually agreed upon.~~ During the interview, the county agency shall verify the following:

- (1) presence of the minor child in the home, if questionable;
- (2) income, unless excluded, including self-employment expenses used as a deduction or deposits or withdrawals from business accounts;
- (3) assets when the value is within \$200 of the asset limit;
- (4) information to establish an exception under section 256J.24, subdivision 9, if questionable;
- (5) inconsistent information, if related to eligibility; and
- (6) whether a single caregiver household meets requirements in section 256J.575, subdivision 3.

(b) A participant ~~who is employed any number of hours~~ must be given the option of ~~conducting a face-to-face or a phone interview~~ or Internet telepresence to recertify eligibility. ~~The participant must be employed at the time the interview is scheduled. If the participant loses the participant's job between the time the interview is scheduled and when it is to be conducted, the phone interview may still be conducted.~~

Sec. 16. Minnesota Statutes 2012, section 256J.32, subdivision 8, is amended to read:

Subd. 8. **Personal statement.** (a) The county agency may accept a signed personal statement from the applicant or participant explaining the reasons that the documentation requested in subdivision 2 is unavailable as sufficient documentation at the time of application, recertification, or change related to eligibility only for the following factors:

- (1) a claim of family violence if used as a basis to qualify for the family violence waiver;
- (2) information needed to establish an exception under section 256J.24, subdivision 9;
- (3) relationship of a minor child to caregivers in the assistance unit;
- (4) citizenship status from a noncitizen who reports to be, or is identified as, a victim of severe forms of trafficking in persons, if the noncitizen reports that the noncitizen's immigration documents are being held by an individual or group of individuals against the noncitizen's will. The noncitizen must follow up with the Office of Refugee Resettlement (ORR) to pursue certification. If verification that certification is being pursued is not received within 30 days, the MFIP case must be closed and the agency shall pursue overpayments. The ORR documents certifying the noncitizen's status as a victim of severe forms of trafficking in persons, or the reason for the delay in processing, must be received within 90 days, or the MFIP case must be closed and the agency shall pursue overpayments; and
- (5) other documentation unavailable for reasons beyond the control of the applicant or participant. Reasonable attempts must have been made to obtain the documents requested under subdivision 2.

(b) After meeting all requirements under section 256J.09, if a county agency determines that an applicant is ineligible due to exceeding limits under sections 256J.20 and 256J.21, a county agency may accept a signed personal statement from the applicant in lieu of documentation verifying ineligibility.

Sec. 17. Minnesota Statutes 2012, section 256J.38, subdivision 6, is amended to read:

Subd. 6. **Scope of underpayments.** A county agency must issue a corrective payment for underpayments made to a participant or to a person who would be a participant if an agency or client error causing the underpayment had not occurred. Corrective payments are limited to 12 months prior to the month of discovery. The county agency must issue the corrective payment according to subdivision 8.

Sec. 18. Minnesota Statutes 2012, section 256J.49, subdivision 13, is amended to read:

Subd. 13. **Work activity.** (a) "Work activity" means any activity in a participant's approved employment plan that leads to employment. For purposes of the MFIP program, this includes activities that meet the definition of work activity under the participation requirements of TANF. Work activity includes:

(1) unsubsidized employment, including work study and paid apprenticeships or internships;

(2) subsidized private sector or public sector employment, including grant diversion as specified in section 256J.69, on-the-job training as specified in section 256J.66, paid work experience, and supported work when a wage subsidy is provided;

(3) ~~unpaid~~ Uncompensated work experience, including community service, ~~volunteer work~~, the community work experience program as specified in section 256J.67, unpaid apprenticeships or internships, and supported work when a wage subsidy is not provided. Unpaid Uncompensated work experience is only an option if the participant has been unable to obtain or maintain paid employment in the competitive labor market, and no paid work experience programs are available to the participant. Prior to placing a participant in ~~unpaid~~ uncompensated work, the county must inform the participant that the participant will be notified if a paid work experience or supported work position becomes available. Unless a participant consents in writing to participate in ~~unpaid~~ uncompensated work experience, the participant's employment plan may only include ~~unpaid~~ uncompensated work experience if ~~including the unpaid work experience in the plan will meet~~ the following criteria are met:

(i) the ~~unpaid~~ uncompensated work experience will provide the participant specific skills or experience that cannot be obtained through other work activity options where the participant resides or is willing to reside; and

(ii) the skills or experience gained through the ~~unpaid~~ uncompensated work experience will result in higher wages for the participant than the participant could earn without the ~~unpaid~~ uncompensated work experience;

(4) job search including job readiness assistance, job clubs, job placement, job-related counseling, and job retention services;

(5) job readiness education, including English as a second language (ESL) or functional work literacy classes as limited by the provisions of section 256J.531, subdivision 2, general educational development (GED) course work, high school completion, and adult basic education as limited by the provisions of section 256J.531, subdivision 1;

(6) job skills training directly related to employment, including education and training that can reasonably be expected to lead to employment, as limited by the provisions of section 256J.53;

(7) providing child care services to a participant who is working in a community service program;

(8) activities included in the employment plan that is developed under section 256J.521, subdivision 3; and

(9) preemployment activities including chemical and mental health assessments, treatment, and services; learning disabilities services; child protective services; family stabilization services; or other programs designed to enhance employability.

(b) "Work activity" does not include activities done for political purposes as defined in section 211B.01, subdivision 6.

Sec. 19. Minnesota Statutes 2012, section 256J.521, subdivision 1, is amended to read:

Subdivision 1. **Assessments.** (a) For purposes of MFIP employment services, assessment is a continuing process of gathering information related to employability for the purpose of identifying both participant's strengths and strategies for coping with issues that interfere with employment. The job counselor must use information from the assessment process to develop and update the employment plan under subdivision 2 or 3, as appropriate, to determine whether the participant qualifies for a family violence waiver including an employment plan under subdivision 3, and to determine whether the participant should be referred to family stabilization services under section 256J.575.

(b) The scope of assessment must cover at least the following areas:

(1) basic information about the participant's ability to obtain and retain employment, including: a review of the participant's education level; interests, skills, and abilities; prior employment or work experience; transferable work skills; child care and transportation needs;

(2) identification of personal and family circumstances that impact the participant's ability to obtain and retain employment, including: any special needs of the children, the level of English proficiency, family violence issues, and any involvement with social services or the legal system;

(3) the results of a mental and chemical health screening tool designed by the commissioner and results of the brief screening tool for special learning needs. Screening tools for mental and chemical health and special learning needs must be approved by the commissioner and may only be administered by job counselors or county staff trained in using such screening tools. ~~The commissioner shall work with county agencies to develop protocols for referrals and follow up actions after screens are administered to participants, including guidance on how employment plans may be modified based upon outcomes of certain screens.~~ Participants must be told of the purpose of the screens and how the information will be used to assist the participant in identifying and overcoming barriers to employment. Screening for mental and chemical health and special learning needs must be completed by participants ~~who are unable to find suitable employment after six weeks of job search under subdivision 2, paragraph (b), and participants who are determined to have barriers to employment under subdivision 2, paragraph (d)~~ three months after development of the initial employment plan or earlier if there is a documented need. Failure to complete the screens will result in sanction under section 256J.46; and

(4) a comprehensive review of participation and progress for participants who have received MFIP assistance and have not worked in unsubsidized employment during the past 12 months. The purpose of the review is to determine the need for additional services and supports, including placement in subsidized employment or unpaid work experience under section 256J.49, subdivision 13, or referral to family stabilization services under section 256J.575.

(c) Information gathered during a caregiver's participation in the diversionary work program under section 256J.95 must be incorporated into the assessment process.

(d) The job counselor may require the participant to complete a professional chemical use assessment to be performed according to the rules adopted under section 254A.03, subdivision 3, including provisions in the administrative rules which recognize the cultural background of the participant, or a professional psychological assessment as a component of the assessment process, when the job counselor has a reasonable belief, based on objective evidence, that a participant's ability to obtain and retain suitable employment is impaired by a medical condition. The job counselor may assist the participant with arranging services, including child care assistance and transportation, necessary to meet needs identified by the assessment. Data gathered as part of a professional assessment must be classified and disclosed according to the provisions in section 13.46.

Sec. 20. Minnesota Statutes 2012, section 256J.521, subdivision 2, is amended to read:

Subd. 2. **Employment plan; contents.** (a) Based on the assessment under subdivision 1, the job counselor and the participant must develop an employment plan that includes participation in activities and hours that meet the requirements of section 256J.55, subdivision 1. The purpose of the employment plan is to identify for each participant the most direct path to unsubsidized employment and any subsequent steps that support long-term economic stability. The employment plan should be developed using the highest level of activity appropriate for the participant. Activities must be chosen from clauses (1) to (6), which are listed in order of preference. Notwithstanding this order of preference for activities, priority must be given for activities related to a family violence waiver when developing the employment plan. The employment plan must also list the specific steps the participant will take to obtain employment, including steps necessary for the participant to progress from one level of activity to another, and a timetable for completion of each step. Levels of activity include:

- (1) unsubsidized employment;
- (2) job search;
- (3) subsidized employment or unpaid work experience;
- (4) unsubsidized employment and job readiness education or job skills training;
- (5) unsubsidized employment or unpaid work experience and activities related to a family violence waiver or preemployment needs; and
- (6) activities related to a family violence waiver or preemployment needs.

(b) Participants who are determined to possess sufficient skills such that the participant is likely to succeed in obtaining unsubsidized employment must job search at least 30 hours per week for up to ~~six weeks~~ three months and accept any offer of suitable employment. The remaining hours necessary to meet the requirements of section 256J.55, subdivision 1, may be met through participation in other work activities under section 256J.49, subdivision 13. The participant's employment plan must specify, at a minimum: (1) whether the job search is ~~supervised or unsupervised on site or self-directed~~; (2) support services that will be provided; and (3) how frequently the participant must report to the job counselor. Participants who are unable to find suitable employment after ~~six weeks~~ three months must meet with the job counselor to determine whether other activities in paragraph (a) should be incorporated into the employment plan. Job search activities which are continued after ~~six weeks~~ three months must be structured and supervised.

(c) Participants who are determined to have barriers to obtaining or maintaining suitable employment that will not be overcome during ~~six weeks~~ three months of job search under paragraph (b) must work with the job counselor to develop an employment plan that addresses those barriers by incorporating appropriate activities from paragraph (a), clauses (1) to (6). The employment plan must include enough hours to meet the participation requirements in section 256J.55, subdivision 1, unless a compelling reason to require fewer hours is noted in the participant's file.

(d) The job counselor and the participant must sign the employment plan to indicate agreement on the contents.

(e) Except as provided under paragraph (f), failure to develop or comply with activities in the plan, or voluntarily quitting suitable employment without good cause, will result in the imposition of a sanction under section 256J.46.

(f) When a participant fails to meet the agreed-upon hours of participation in paid employment because the participant is not eligible for holiday pay and the participant's place of employment is closed for a holiday, the job counselor shall not impose a sanction or increase the hours of participation in any other activity, including paid employment, to offset the hours that were missed due to the holiday.

(g) Employment plans must be reviewed at least every three months to determine whether activities and hourly requirements should be revised. The job counselor is encouraged to allow participants who are participating in at least 20 hours of work activities to also participate in education and training activities in order to meet the federal hourly participation rates.

Sec. 21. Minnesota Statutes 2012, section 256J.53, subdivision 2, is amended to read:

Subd. 2. **Approval of postsecondary education or training.** (a) In order for a postsecondary education or training program to be an approved activity in an employment plan, the plan must include additional work activities if the education and training activities do not meet the minimum hours required to meet the federal work participation rate under Code of Federal Regulations, title 45, sections 261.31 and 261.35.

(b) Participants seeking approval of a postsecondary education or training plan must ~~provide documentation work with the job counselor to document~~ that:

(1) the employment goal can only be met with the additional education or training;

(2) there are suitable employment opportunities that require the specific education or training in the area in which the participant resides or is willing to reside;

(3) the education or training will result in significantly higher wages for the participant than the participant could earn without the education or training;

(4) the participant can meet the requirements for admission into the program; and

(5) there is a reasonable expectation that the participant will complete the training program based on such factors as the participant's MFIP assessment, previous education, training, and work history; current motivation; and changes in previous circumstances.

Sec. 22. Minnesota Statutes 2012, section 256J.53, subdivision 5, is amended to read:

Subd. 5. **Requirements after postsecondary education or training.** Upon completion of an approved education or training program, a participant who does not meet the participation requirements in section 256J.55, subdivision 1, through unsubsidized employment must participate in job search. If, after ~~six weeks~~ three months of job search, the participant does not find a full-time job consistent with the employment goal, the participant must accept any offer of full-time suitable employment, or meet with the job counselor to revise the employment plan to include additional work activities necessary to meet hourly requirements.

Sec. 23. Minnesota Statutes 2013 Supplement, section 256J.621, is amended to read:

256J.621 WORK PARTICIPATION CASH BENEFITS.

Subdivision 1. **Program characteristics.** (a) ~~Effective October 1, 2009, upon exiting the diversionary work program (DWP) or upon terminating~~ Within 30 days of exiting the Minnesota family investment program with earnings, a participant who is employed may be eligible the county must assess eligibility for work participation

cash benefits of \$25 per month to assist in meeting the family's basic needs as the participant continues to move toward self-sufficiency. Payment begins effective the first of the month following exit or termination for MFIP and DWP participants.

(b) To be eligible for work participation cash benefits, the participant shall not receive MFIP or diversionary work program assistance during the month and the participant or participants must meet the following work requirements:

(1) if the participant is a single caregiver and has a child under six years of age, the participant must be employed at least 87 hours per month;

(2) if the participant is a single caregiver and does not have a child under six years of age, the participant must be employed at least 130 hours per month; or

(3) if the household is a two-parent family, at least one of the parents must be employed 130 hours per month.

Whenever a participant exits the diversionary work program or is terminated from MFIP and meets the other criteria in this section, work participation cash benefits are available for up to 24 consecutive months.

(c) Expenditures on the program are maintenance of effort state funds under a separate state program for participants under paragraph (b), clauses (1) and (2). Expenditures for participants under paragraph (b), clause (3), are nonmaintenance of effort funds. Months in which a participant receives work participation cash benefits under this section do not count toward the participant's MFIP 60-month time limit.

Subd. 2. **Program suspension.** (a) Effective December 1, 2014, the work participation cash benefits program shall be suspended.

(b) The commissioner of human services may reinstate the work participation cash benefits program if the United States Department of Human Services determines that the state of Minnesota did not meet the federal TANF work participation rate and sends a notice of penalty to reduce Minnesota's federal TANF block grant authorized under title I of Public Law 104-193, the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, and under Public Law 109-171, the Deficit Reduction Act of 2005.

(c) The commissioner shall notify the chairs and ranking minority members of the legislative committees with jurisdiction over human services policy and finance of the potential penalty and the commissioner's plans to reinstate the work participation cash benefit program within 30 days of the date the commissioner receives notification that the state failed to meet the federal work participation rate.

Sec. 24. Minnesota Statutes 2012, section 256J.626, subdivision 5, is amended to read:

Subd. 5. **Innovation projects.** Beginning January 1, 2005, no more than \$3,000,000 of the funds annually appropriated to the commissioner for use in the consolidated fund shall be available to the commissioner ~~for projects testing~~ to reward high performing counties and tribes, support promising practices, and test innovative approaches to improving outcomes for MFIP participants, family stabilization services participants, and persons at risk of receiving MFIP as detailed in subdivision 3. ~~Projects shall~~ Project funds may be targeted to geographic areas with poor outcomes as specified in section 256J.751, subdivision 5, or to subgroups within the MFIP case load who are experiencing poor outcomes.

Sec. 25. Minnesota Statutes 2013 Supplement, section 256J.626, subdivision 6, is amended to read:

Subd. 6. **Base allocation to counties and tribes; definitions.** (a) For purposes of this section, the following terms have the meanings given.

(1) "2002 historic spending base" means the commissioner's determination of the sum of the reimbursement related to fiscal year 2002 of county or tribal agency expenditures for the base programs listed in clause (6), items (i) through (iv), and earnings related to calendar year 2002 in the base program listed in clause (6), item (v), and the amount of spending in fiscal year 2002 in the base program listed in clause (6), item (vi), issued to or on behalf of persons residing in the county or tribal service delivery area.

(2) "Adjusted caseload factor" means a factor weighted:

(i) 47 percent on the MFIP cases in each county at four points in time in the most recent 12-month period for which data is available multiplied by the county's caseload difficulty factor; and

(ii) 53 percent on the count of adults on MFIP in each county and tribe at four points in time in the most recent 12-month period for which data is available multiplied by the county or tribe's caseload difficulty factor.

(3) "Caseload difficulty factor" means a factor determined by the commissioner for each county and tribe based upon the self-support index described in section 256J.751, subdivision 2, clause (6).

(4) "Initial allocation" means the amount potentially available to each county or tribe based on the formula in paragraphs (b) through (d).

(5) "Final allocation" means the amount available to each county or tribe based on the formula in paragraphs (b) through (d), after adjustment by subdivision 7.

(6) "Base programs" means the:

(i) MFIP employment and training services under Minnesota Statutes 2002, section 256J.62, subdivision 1, in effect June 30, 2002;

(ii) bilingual employment and training services to refugees under Minnesota Statutes 2002, section 256J.62, subdivision 6, in effect June 30, 2002;

(iii) work literacy language programs under Minnesota Statutes 2002, section 256J.62, subdivision 7, in effect June 30, 2002;

(iv) supported work program authorized in Laws 2001, First Special Session chapter 9, article 17, section 2, in effect June 30, 2002;

(v) administrative aid program under section 256J.76 in effect December 31, 2002; and

(vi) emergency assistance program under Minnesota Statutes 2002, section 256J.48, in effect June 30, 2002.

(b) The commissioner shall determine for calendar year 2008 and subsequent years the initial allocation of funds to be made available under this section based 50 percent on the proportion of the county or tribe's share of the statewide 2002 historic spending base and 50 percent on the proportion of the county or tribe's share of the adjusted caseload factor.

(c) With the commencement of a new or expanded tribal TANF program, or for tribes administering TANF as authorized under Laws 2011, First Special Session chapter 9, article 9, section 18, or an agreement under section 256.01, subdivision 2, paragraph (g), in which some or all of the responsibilities of particular counties under this section are transferred to a tribe, the commissioner shall:

(1) in the case where all responsibilities under this section are transferred to a tribe or tribal program, determine the percentage of the county's current caseload that is transferring to a tribal program and adjust the affected county's allocation and tribe's allocations accordingly; and

(2) in the case where a portion of the responsibilities under this section are transferred to a tribe or tribal program, the commissioner shall consult with the affected county or counties to determine an appropriate adjustment to the allocation.

(d) Effective January 1, 2005, counties and tribes will have their final allocations adjusted based on the performance provisions of subdivision 7.

Sec. 26. Minnesota Statutes 2013 Supplement, section 256J.626, subdivision 7, is amended to read:

Subd. 7. **Performance base funds.** ~~(a) For the purpose of this section, the following terms have the meanings given.~~

~~(1) "Caseload Reduction Credit" (CRC) means the measure of how much Minnesota TANF and separate state program caseload has fallen relative to federal fiscal year 2005 based on caseload data from October 1 to September 30.~~

~~(2) "TANF participation rate target" means a 50 percent participation rate reduced by the CRC for the previous year.~~

~~(b) (a) Each county and tribe will must be allocated 95 percent of their initial calendar year allocation. Counties and tribes will must be allocated additional funds based on performance as follows:~~

~~(1) a county or tribe that achieves the TANF participation rate target or a five percentage point improvement over the previous year's TANF participation rate under section 256J.751, subdivision 2, clause (7), as averaged across 12 consecutive months for the most recent year for which the measurements are available, will receive an additional allocation equal to 2.5 percent of its initial allocation;~~

~~(2) (1) a county or tribe that performs within or above its range of expected performance on the annualized three-year self-support index under section 256J.751, subdivision 2, clause (6), will must receive an additional allocation equal to 2.5 five percent of its initial allocation; and~~

~~(3) a county or tribe that does not achieve the TANF participation rate target or a five percentage point improvement over the previous year's TANF participation rate under section 256J.751, subdivision 2, clause (7), as averaged across 12 consecutive months for the most recent year for which the measurements are available, will not receive an additional 2.5 percent of its initial allocation until after negotiating a multiyear improvement plan with the commissioner; or~~

~~(4) (2) a county or tribe that does not perform within or above its range of expected performance on the annualized three-year self-support index under section 256J.751, subdivision 2, clause (6), will must not receive an additional allocation equal to 2.5 five percent of its initial allocation until after negotiating a multiyear improvement plan with the commissioner.~~

~~(e)~~ (b) For calendar year ~~2009~~ 2014 and yearly thereafter, performance-based funds for a federally approved tribal TANF program in which the state and tribe have in place a contract under section 256.01, addressing consolidated funding, ~~will~~ must be allocated as follows:

~~(1)~~ a tribe that achieves the participation rate approved in its federal TANF plan using the average of 12 consecutive months for the most recent year for which the measurements are available, will receive an additional allocation equal to ~~2.5~~ percent of its initial allocation; and

~~(2)~~ (1) a tribe that performs within or above its range of expected performance on the annualized three-year self-support index under section 256J.751, subdivision 2, clause (6), ~~will~~ must receive an additional allocation equal to ~~2.5~~ five percent of its initial allocation; or

~~(3)~~ a tribe that does not achieve the participation rate approved in its federal TANF plan using the average of 12 consecutive months for the most recent year for which the measurements are available, will not receive an additional allocation equal to ~~2.5~~ percent of its initial allocation until after negotiating a multiyear improvement plan with the commissioner; or

~~(4)~~ (2) a tribe that does not perform within or above its range of expected performance on the annualized three-year self-support index under section 256J.751, subdivision 2, clause (6), ~~will~~ must not receive an additional allocation equal to ~~2.5~~ five percent until after negotiating a multiyear improvement plan with the commissioner.

~~(d)~~ (c) Funds remaining unallocated after the performance-based allocations in ~~paragraph~~ paragraphs (a) and (b) are available to the commissioner for innovation projects under subdivision 5.

(1) If available funds are insufficient to meet county and tribal allocations under ~~paragraph~~ paragraphs (a) and (b), the commissioner may make available for allocation funds that are unobligated and available from the innovation projects through the end of the current biennium.

(2) If after the application of clause (1) funds remain insufficient to meet county and tribal allocations under paragraph (b), the commissioner must proportionally reduce the allocation of each county and tribe with respect to their maximum allocation available under paragraph (a) or (b).

Sec. 27. Minnesota Statutes 2012, section 256J.626, subdivision 8, is amended to read:

Subd. 8. **Reporting requirement and reimbursement.** (a) The commissioner shall specify requirements for reporting according to section 256.01, subdivision 2, clause (17). Each county or tribe shall be reimbursed for eligible expenditures up to the limit of its allocation and subject to availability of funds.

(b) Reimbursements for county administrative-related expenditures determined through the income maintenance random moment time study shall be reimbursed at a rate of 50 percent of eligible expenditures.

(c) The commissioner of human services shall review county and tribal agency expenditures of the MFIP consolidated fund as appropriate and may reallocate unencumbered or unexpended money appropriated under this section to those county and tribal agencies that can demonstrate a need for additional money ~~as follows:—~~.

~~(1) to the extent that particular county or tribal allocations are reduced from the previous year's amount due to the phase in under subdivision 6, paragraph (b), clauses (4) to (6), those tribes or counties would have first priority for reallocated funds; and~~

~~(2) To the extent that unexpended funds are insufficient to cover demonstrated need, funds will~~ must be prorated to those counties and tribes in relation to demonstrated need.

Sec. 28. Minnesota Statutes 2012, section 256J.67, is amended to read:

256J.67 COMMUNITY WORK EXPERIENCE.

Subdivision 1. **Establishing the community work experience program.** To the extent of available resources, each county agency may establish and operate a community work experience component for MFIP caregivers who are participating in employment and training services. This option for county agencies supersedes the requirement in section 402(a)(1)(B)(iv) of the Social Security Act that caregivers who have received assistance for two months and who are not exempt from work requirements must participate in a work experience program. The purpose of the community work experience component is to enhance the caregiver's employability and self-sufficiency and to provide meaningful, productive work activities. The county shall use this program for an individual after exhausting all other employment opportunities. The county agency shall not require a caregiver to participate in the community work experience program unless the caregiver has been given an opportunity to participate in other work activities.

Subd. 2. **Commissioner's duties.** The commissioner shall assist counties in the design and implementation of these components.

Subd. 3. **Employment options.** (a) Work sites developed under this section are limited to projects that serve a useful public service such as: health, social service, environmental protection, education, urban and rural development and redevelopment, welfare, recreation, public facilities, public safety, community service, services to aged or disabled citizens, and child care. To the extent possible, the prior training, skills, and experience of a caregiver must be considered in making appropriate work experience assignments.

(b) Structured, supervised ~~volunteer~~ uncompensated work with an agency or organization, which is monitored by the county service provider, may, with the approval of the county agency, be used as a community work experience placement.

(c) As a condition of placing a caregiver in a program under this section, the county agency shall first provide the caregiver the opportunity:

(1) for placement in suitable subsidized ~~or unsubsidized~~ employment through participation in a job search; or

(2) for placement in suitable employment through participation in on-the-job training, if such employment is available.

Subd. 4. **Employment plan.** (a) The caretaker's employment plan must include the length of time needed in the community work experience program, the need to continue job-seeking activities while participating in community work experience, and the caregiver's employment goals.

(b) After each six months of a caregiver's participation in a community work experience job placement, and at the conclusion of each community work experience assignment under this section, the county agency shall reassess and revise, as appropriate, the caregiver's employment plan.

(c) A caregiver may claim good cause under section 256J.57, subdivision 1, for failure to cooperate with a community work experience job placement.

(d) The county agency shall limit the maximum number of hours any participant may work under this section to the amount of the MFIP standard of need divided by the federal or applicable state minimum wage, whichever is higher. After a participant has been assigned to a position for nine months, the participant may not continue in that assignment unless the maximum number of hours a participant works is no greater than the amount of the MFIP standard of need divided by the rate of pay for individuals employed in the same or similar occupations by the same employer at the same site. This limit does not apply if it would prevent a participant from counting toward the federal work participation rate.

Sec. 29. Minnesota Statutes 2012, section 256J.68, subdivision 1, is amended to read:

Subdivision 1. **Applicability.** (a) This section must be used to determine payment of any claims resulting from an alleged injury or death of a person participating in a county or a tribal ~~community~~ uncompensated work experience program under section 256J.49, subdivision 13, paragraph (a), clause (3), that is approved by the commissioner and is operated by:

(1) the county agency;

(2) the tribe;

(3) a ~~department of the state~~ agency; or

(4) a community-based organization under contract, ~~prior to April 1, 1997,~~ with a tribe or county agency to provide a ~~community~~ an uncompensated work experience program or a food stamp ~~community work experience employment and training~~ program, ~~provided the organization has not experienced any individual injury loss or claim greater than \$1,000 under section 256D.051.~~

~~(b) This determination method is available to the community-based organization under paragraph (a), clause (4), only for claims incurred by participants in the community work experience program or the food stamp community work experience program.~~

~~(c) (b) This determination method~~ section applies to the community work experience program under section 256J.67, the Supplemental Nutrition Assistance Program uncompensated work experience programs authorized, and other uncompensated work programs approved by the commissioner for persons applying for or receiving cash assistance and food stamps, and to the Minnesota parent's fair share program, in a county with an approved ~~community investment program for obligors.~~ Uncompensated work experience programs are considered to be approved by the commissioner if they are included in an approved tribal or county biennial service agreement under section 256J.626, subdivision 4.

Sec. 30. Minnesota Statutes 2012, section 256J.68, subdivision 2, is amended to read:

Subd. 2. **Investigation of the claim.** Claims that are subject to this section must be investigated by the county agency or ~~the tribal program~~ tribe responsible for ~~supervising the placing a participant in an uncompensated work experience program~~ to determine whether the claimed injury occurred, whether the claimed medical expenses are reasonable, and whether the loss is covered by the claimant's insurance. If insurance coverage is established, the county agency or ~~tribal program~~ tribe shall submit the claim to the appropriate insurance entity for payment. The investigating county agency or ~~tribal program~~ tribe shall submit all ~~valid~~ remaining claims, in the amount net of any insurance payments, to the Department of Human Services.

Sec. 31. Minnesota Statutes 2012, section 256J.68, subdivision 4, is amended to read:

Subd. 4. **Claims less than \$1,000.** The commissioner shall approve a claim of \$1,000 or less for payment if appropriated funds are available, if the county agency or ~~tribal program~~ tribe responsible for ~~supervising the placing a participant in an uncompensated work experience program~~ has made the determinations required by this section, and if the work program was operated in compliance with the safety provisions of this section. The commissioner shall pay the portion of an approved claim of \$1,000 or less that is not covered by the claimant's insurance within three months of the date of submission. On or before February 1 of each year, the commissioner shall submit to the appropriate committees of the senate and the house of representatives a list of claims of \$1,000 or less paid during the preceding calendar year and shall be reimbursed by legislative appropriation for any claims that exceed the original appropriation provided to the commissioner to operate ~~this program~~ the injury protection program for

uncompensated work experience participants. Any unspent money from this appropriation shall carry over to the second year of the biennium, and any unspent money remaining at the end of the second year shall be returned to the state general fund.

Sec. 32. Minnesota Statutes 2012, section 256J.68, subdivision 7, is amended to read:

Subd. 7. **Exclusive procedure.** The ~~procedure~~ procedures established by this section ~~is~~ apply to uncompensated work experience programs under subdivision 1 and are exclusive of all other legal, equitable, and statutory remedies against the state, its political subdivisions, or employees of the state or its political subdivisions under section 13.02, subdivision 11. The claimant shall not be entitled to seek damages from any state, county, tribal, or reservation insurance policy or self-insurance program. A provider who accepts or agrees to accept an injury protection program payment for services provided to an individual must not require any payment from the individual.

Sec. 33. Minnesota Statutes 2012, section 256J.68, subdivision 8, is amended to read:

Subd. 8. **Invalid claims.** A claim is ~~not valid~~ invalid for purposes of this section if the county agency or tribe responsible for ~~supervising the work~~ placing a participant cannot verify to the commissioner:

(1) that appropriate safety training and information is provided to all persons being supervised by the ~~agency~~ uncompensated work experience site under this section; and

(2) that all programs ~~involving work by those persons under subdivision 1~~ comply with federal Occupational Safety and Health Administration and state Department of Labor and Industry safety standards. A claim that is not valid because of An invalid claim due to a failure to verify safety training or compliance with safety standards will not be paid by the Department of Human Services or through the legislative claims process and must be heard, decided, and paid, if appropriate, by the local government unit county agency or tribal program tribe responsible for ~~supervising the work of~~ placing the claimant.

Sec. 34. Minnesota Statutes 2012, section 256J.751, subdivision 2, is amended to read:

Subd. 2. **Quarterly comparison report.** (a) The commissioner shall report quarterly to all counties on each county's performance on the following measures:

(1) percent of MFIP caseload working in paid employment;

(2) percent of MFIP caseload receiving only the food portion of assistance;

(3) number of MFIP cases that have left assistance;

(4) median placement wage rate;

(5) caseload by months of TANF assistance;

(6) percent of MFIP and diversionary work program (DWP) cases off cash assistance or working 30 or more hours per week at one-year, two-year, and three-year follow-up points from a baseline quarter. This measure is called the self-support index. The commissioner shall report quarterly an expected range of performance for each county, county grouping, and tribe on the self-support index. The expected range shall be derived by a statistical methodology developed by the commissioner in consultation with the counties and tribes. The statistical methodology shall control differences across counties in economic conditions and demographics of the MFIP and DWP case load; and

(7) the TANF work participation rate, defined as the participation requirements specified under Public Law 109-171, the Deficit Reduction Act of 2005.

(b) The commissioner shall not apply the limits on vocational educational training and education activities under Code of Federal Regulations, title 45, section 261.33(c) when determining TANF work participation rates for individual counties under this subdivision.

Sec. 35. Minnesota Statutes 2012, section 256K.26, subdivision 4, is amended to read:

Subd. 4. **County Eligibility.** Counties and tribes are eligible for funding under this section. Priority will be given to proposals submitted on behalf of multicounty and tribal partnerships.

Sec. 36. **[260D.12] TRIAL HOME VISITS; VOLUNTARY FOSTER CARE FOR TREATMENT.**

When a child is in foster care for treatment under this chapter, the child's parent and the responsible social services agency may agree that the child is returned to the care of the parent on a trial home visit. The purpose of the trial home visit is to provide sufficient planning for supports and services to the child and family to meet the child's needs following treatment so that the child can return to and remain in the parent's home. During the period of the trial home visit, the agency has placement and care responsibility for the child. The trial home visit shall not exceed six months and may be terminated by either the parent or the agency within ten days' written notice.

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

Sec. 37. Minnesota Statutes 2013 Supplement, section 626.556, subdivision 7, is amended to read:

Subd. 7. **Report; information provided to parent.** (a) An oral report shall be made immediately by telephone or otherwise. An oral report made by a person required under subdivision 3 to report shall be followed within 72 hours, exclusive of weekends and holidays, by a report in writing to the appropriate police department, the county sheriff, the agency responsible for assessing or investigating the report, or the local welfare agency, ~~unless the appropriate agency has informed the reporter that the oral information does not constitute a report under subdivision 40.~~ The local welfare agency shall determine if the report is accepted for an assessment or investigation as soon as possible but in no event longer than 24 hours after the report is received.

~~(b) Any report shall be of sufficient content to identify the child, any person believed to be responsible for the abuse or neglect of the child if the person is known, the nature and extent of the abuse or neglect and the name and address of the reporter. If requested, the local welfare agency or the agency responsible for assessing or investigating the report shall inform the reporter within ten days after the report is made, either orally or in writing, whether the report was accepted for assessment or investigation. The local welfare agency or agency responsible for assessing or investigating the report shall accept a report made under subdivision 3 notwithstanding refusal by a reporter to provide the reporter's name or address as long as the report is otherwise sufficient under this paragraph. Written reports received by a police department or the county sheriff shall be forwarded immediately to the local welfare agency or the agency responsible for assessing or investigating the report. The police department or the county sheriff may keep copies of reports received by them. Copies of written reports received by a local welfare department or the agency responsible for assessing or investigating the report shall be forwarded immediately to the local police department or the county sheriff.~~

~~(c) When requested, the agency responsible for assessing or investigating a report shall inform the reporter within ten days after the report was made, either orally or in writing, whether the report was accepted or not. If the responsible agency determines the report does not constitute a report under this section, the agency shall advise the reporter the report was screened out. A screened-out report must not be used for any purpose other than making an offer of social services to the subjects of the screened-out report.~~

~~(b)~~ (d) Notwithstanding paragraph (a), the commissioner of education must inform the parent, guardian, or legal custodian of the child who is the subject of a report of alleged maltreatment in a school facility within ten days of receiving the report, either orally or in writing, whether the commissioner is assessing or investigating the report of alleged maltreatment.

~~(e)~~ (e) Regardless of whether a report is made under this subdivision, as soon as practicable after a school receives information regarding an incident that may constitute maltreatment of a child in a school facility, the school shall inform the parent, legal guardian, or custodian of the child that an incident has occurred that may constitute maltreatment of the child, when the incident occurred, and the nature of the conduct that may constitute maltreatment.

~~(f)~~ (f) A written copy of a report maintained by personnel of agencies, other than welfare or law enforcement agencies, which are subject to chapter 13 shall be confidential. An individual subject of the report may obtain access to the original report as provided by subdivision 11.

Sec. 38. Minnesota Statutes 2012, section 626.556, subdivision 11c, is amended to read:

Subd. 11c. **Welfare, court services agency, and school records maintained.** Notwithstanding sections 138.163 and 138.17, records maintained or records derived from reports of abuse by local welfare agencies, agencies responsible for assessing or investigating the report, court services agencies, or schools under this section shall be destroyed as provided in paragraphs (a) to (d) by the responsible authority.

(a) For family assessment cases and cases where an investigation results in no determination of maltreatment or the need for child protective services, the assessment or investigation records must be maintained for a period of four years after the date of the final entry in the case record. Records under this paragraph may not be used for employment, background checks, or purposes other than to assist in future risk and safety assessments.

(b) All records relating to reports which, upon investigation, indicate either maltreatment or a need for child protective services shall be maintained for ~~at least~~ ten years after the date of the final entry in the case record.

(c) All records regarding a report of maltreatment, including any notification of intent to interview which was received by a school under subdivision 10, paragraph (d), shall be destroyed by the school when ordered to do so by the agency conducting the assessment or investigation. The agency shall order the destruction of the notification when other records relating to the report under investigation or assessment are destroyed under this subdivision.

(d) Private or confidential data released to a court services agency under subdivision 10h must be destroyed by the court services agency when ordered to do so by the local welfare agency that released the data. The local welfare agency or agency responsible for assessing or investigating the report shall order destruction of the data when other records relating to the assessment or investigation are destroyed under this subdivision.

Sec. 39. Minnesota Statutes 2012, section 626.5561, subdivision 1, is amended to read:

Subdivision 1. **Reports required.** (a) Except as provided in paragraph (b), a person mandated to report under section 626.556, subdivision 3, shall immediately report to the local welfare agency if the person knows or has reason to believe that a woman is pregnant and has used a controlled substance for a nonmedical purpose during the pregnancy, including, but not limited to, tetrahydrocannabinol, or has consumed alcoholic beverages during the pregnancy in any way that is habitual or excessive.

(b) A health care professional or a social service professional who is mandated to report under section 626.556, subdivision 3, is exempt from reporting under paragraph (a) a woman's use or consumption of tetrahydrocannabinol or alcoholic beverages during pregnancy if the professional is providing the woman with prenatal care or other healthcare services.

(c) Any person may make a voluntary report if the person knows or has reason to believe that a woman is pregnant and has used a controlled substance for a nonmedical purpose during the pregnancy, including, but not limited to, tetrahydrocannabinol, or has consumed alcoholic beverages during the pregnancy in any way that is habitual or excessive.

(d) An oral report shall be made immediately by telephone or otherwise. An oral report made by a person required to report shall be followed within 72 hours, exclusive of weekends and holidays, by a report in writing to the local welfare agency. Any report shall be of sufficient content to identify the pregnant woman, the nature and extent of the use, if known, and the name and address of the reporter. The local welfare agency shall accept a report made under paragraph (c) notwithstanding refusal by a voluntary reporter to provide the reporter's name or address as long as the report is otherwise sufficient.

~~(d)~~ (e) For purposes of this section, "prenatal care" means the comprehensive package of medical and psychological support provided throughout the pregnancy."

Amend the title accordingly

Drazkowski moved to amend the Moran amendment to H. F. No. 2402, the first engrossment, as amended, as follows:

Page 7, line 26, before the period, insert "unless the commissioner determines the funding amount should be less than the sum of the merged agencies' base funding amount due to savings resulting from fewer redundancies and duplicative services"

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

The question recurred on the Moran amendment, as amended, to H. F. No. 2402, the first engrossment, as amended. The motion prevailed and the amendment, as amended, was adopted.

Murphy, E., moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 12, delete section 5

Page 103, delete section 20

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Loeffler moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 131, after line 19, insert:

"Sec. 29. **[145.945] CERTAIN CLEANING PRODUCTS PROHIBITED.**

Subdivision 1. **Prohibition.** In order to prevent the spread of infectious disease and avoidable infections and to promote best practices in sanitation, no person shall offer for sale in Minnesota any cleaning product that contains triclosan and is used for sanitizing or hand and body cleansing.

Subd. 2. **Exception.** The prohibition in subdivision 1 shall not apply to individual products for which specific United States Food and Drug Administration approval for consumer use has been secured.

EFFECTIVE DATE. This section is effective January 1, 2016."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

Atkins moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 200, after line 36, insert:

"Sec. 6. **[325F.1791] CERTAIN ANTIBACTERIAL PRODUCTS; SALE PERMITTED UNDER CERTAIN CIRCUMSTANCES.**

Subdivision 1. **Generally.** A person may offer for sale in Minnesota a product that contains only trace amounts of triclosan, triclocarban, or similar antibacterial compounds and may label the product as "triclosan free."

Subd. 2. **Exception.** Subdivision 1 applies only if the trace amounts of triclosan, triclocarban, or similar antibacterial compounds referenced in subdivision 1 were caused by the raw materials or the manufacturing process and were not added by the seller.

EFFECTIVE DATE. This section is effective January 1, 2015, and applies to products offered for sale or sold on or after that date."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker resumed the Chair.

Gruenhagen offered an amendment to H. F. No. 2402, the first engrossment, as amended.

POINT OF ORDER

Liebling 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 the Gruenhagen amendment was not in order. The Speaker ruled the point of order well taken and the Gruenhagen amendment out of order.

Falk was excused between the hours of 5:35 p.m. and 6:45 p.m.

Gruenhagen moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 189, after line 8, insert:

"Section 1. Minnesota Statutes 2012, section 256B.0644, is amended to read:

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

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

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

(1) the provider accepts new medical assistance and MinnesotaCare patients;

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

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

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

(d) A volunteer dentist who has signed a volunteer agreement under section 256B.0625, subdivision 9a, shall not be considered to be participating in medical assistance or MinnesotaCare for the purpose of this section.

EFFECTIVE DATE. This section is effective upon receipt of any necessary federal waiver or approval. The commissioner of human services shall notify the revisor of statutes if a federal waiver or approval is sought and, if sought, when a federal waiver or approval is obtained."

Page 193, after line 24, insert:

"Sec. 7. **FEDERAL WAIVER OR APPROVAL.**

The commissioner of human services shall seek any federal waiver or approval necessary to implement section 1."

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 Gruenhagen amendment and the roll was called. There were 62 yeas and 68 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Anzelc moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 115, after line 24, insert:

"Sec. 6. **[144.1212] NOTICE TO PATIENT; MAMMOGRAM RESULTS.**

Subdivision 1. Definition. For purposes of this section, "facility" has the meaning provided in United States Code, title 42, section 263b(a)(3)(A).

Subd. 2. Required notice. A facility at which a mammography examination is performed shall, if a patient is categorized by the facility as having heterogeneously dense breasts or extremely dense breasts based on the Breast Imaging Reporting and Data System established by the American College of Radiology, include in the summary of the written report that is sent to the patient, as required by the federal Mammography Quality Standards Act, United States Code, title 42, section 263b, notice that the patient has dense breast tissue, that this may make it more difficult to detect cancer on a mammogram, and that it may increase her risk of breast cancer. The following language may be used:

"Your mammogram shows that your breast tissue is dense. Dense breast tissue is relatively common and is found in more than 40 percent of women. However, dense breast tissue may make it more difficult to identify precancerous lesions or cancer through a mammogram and may also be associated with an increased risk of breast cancer. This information about the results of your mammogram is given to you to raise your own awareness and to help inform your conversations with your treating clinician who has received a report of your mammogram results. Together you can decide which screening options are right for you based on your mammogram results, individual risk factors, or physical examination."

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 Anzelc amendment and the roll was called. There were 125 yeas and 7 nays as follows:

Those who voted in the affirmative were:

Abeler	Clark	Faust	Hertaus	Kiel	McNamar
Albright	Cornish	Fischer	Hilstrom	Kresha	McNamara
Allen	Daudt	FitzSimmons	Holberg	Leidiger	Melin
Anderson, M.	Davids	Franson	Hoppe	Lenczewski	Metsa
Anderson, P.	Davnie	Freiberg	Hornstein	Lesch	Moran
Anderson, S.	Dean, M.	Fritz	Hortman	Lien	Morgan
Anzelc	Dehn, R.	Garofalo	Howe	Lillie	Mullery
Atkins	Dettmer	Green	Huntley	Lohmer	Murphy, E.
Barrett	Dill	Gruenhagen	Isaacson	Loon	Murphy, M.
Beard	Dorholt	Gunther	Johnson, B.	Mack	Myhra
Benson, J.	Drazkowski	Hackbarth	Johnson, C.	Mahoney	Nelson
Benson, M.	Erhardt	Halverson	Johnson, S.	Mariani	Newberger
Bernardy	Erickson, R.	Hamilton	Kahn	Marquart	Newton
Bly	Erickson, S.	Hansen	Kelly	Masin	Nornes
Carlson	Fabian	Hausman	Kieffer	McDonald	Norton

O'Driscoll	Petersburg	Runbeck	Scott	Swedzinski	Wills
O'Neill	Poppe	Sanders	Selcer	Theis	Woodard
Paymar	Pugh	Savick	Simon	Torkelson	Yarusso
Pelowski	Quam	Sawatzky	Simonson	Uglen	Zellers
Peppin	Radinovich	Schoen	Slocum	Urdahl	Zerwas
Persell	Rosenthal	Schomacker	Sundin	Ward, J.A.	

Those who voted in the negative were:

Brynaert	Liebling	Wagenius	Spk. Thissen
Laine	Loeffler	Winkler	

The motion prevailed and the amendment was adopted.

Loeffler moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 130, line 13, delete "within 30 days of hire" and insert "during the initial staff orientation"

Page 130, line 14, after the period, insert "Staff who have not received emergency and disaster training are allowed to work only when trained staff are also working on site."

The motion prevailed and the amendment was adopted.

Abeler moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 203, delete section 8

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Abeler moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 131, delete section 30 and insert:

"Sec. 30. Minnesota Statutes 2012, section 325H.05, is amended to read:

325H.05 POSTED WARNING REQUIRED.

(a) The facility owner or operator shall conspicuously post the warning signs described in paragraph (b) within three feet of each tanning station. The sign must be clearly visible, not obstructed by any barrier, equipment, or other object, and must be posted so that it can be easily viewed by the consumer before energizing the tanning equipment.

(b) The warning sign required in paragraph (a) shall have dimensions not less than eight inches by ten inches, and must have the following wording:

"DANGER - ULTRAVIOLET RADIATION

~~-Follow instructions.~~

~~-Avoid overexposure. As with natural sunlight, overexposure can cause eye and skin injury and allergic reactions. Repeated exposure may cause premature aging of the skin and skin cancer.~~

~~-Wear protective eyewear.~~

~~FAILURE TO USE PROTECTIVE EYEWEAR MAY RESULT
IN SEVERE BURNS OR LONG TERM INJURY TO THE EYES.~~

~~-Medications or cosmetics may increase your sensitivity to the ultraviolet radiation. Consult a physician before using sunlamp or tanning equipment if you are using medications or have a history of skin problems or believe yourself to be especially sensitive to sunlight."~~

WARNING: IF YOU TAN INDOORS FREQUENTLY, YOU SHOULD SEE A DOCTOR TO CHECK FOR SKIN CANCER. YOU SHOULD NOT TAN INDOORS IF YOU HAVE HAD SKIN CANCER OR IF YOU HAVE A FAMILY HISTORY OF SKIN CANCER.

Talk to your doctor before tanning indoors if you:

-are using medications

-have a history of skin problems

-are sensitive to sunlight

Over time, exposure to ultraviolet radiation may cause premature aging and skin cancer.

-Follow tanning equipment instructions.

-Wear protective eyewear to avoid severe burns or long-term injury.

-Do not tan if you have a rash or an open cut.

-Medications and cosmetics may increase your sensitivity to ultraviolet radiation."

Abeler moved to amend his amendment to H. F. No. 2402, the first engrossment, as amended, as follows:

Page 2, after line 10, insert:

"(c) All tanning facilities must prominently display a sign in a conspicuous place, at the point of sale, that states it is unlawful for a tanning facility or operator to allow a person under age 18 to use any tanning equipment."

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

The question recurred on the Abeler amendment, as amended, to H. F. No. 2402, the first engrossment, as amended. The motion prevailed and the amendment, as amended, was adopted.

Isaacson moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 137, after line 24, insert:

"Sec. 37. **[461.21] KIOSK SALES PROHIBITED.**

No person shall sell tobacco, tobacco-related devices, or electronic delivery devices as defined in section 609.685, subdivision 1, or nicotine or lobelia delivery products as described in section 609.6855, from a moveable place of business. For the purposes of this section, a moveable place of business means any retail business whose physical location is not permanent including, but not limited to, any retail business that is operated from a kiosk, other transportable structure, or a motorized or nonmotorized vehicle."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Freiberg moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 137, after line 24, insert:

"Sec. 37. **[461.20] SALE OF ELECTRONIC DELIVERY DEVICE; PACKAGING.**

(a) The sale of any liquid, whether or not such liquid contains nicotine, that is intended for human consumption and use in an electronic delivery device, as defined in section 609.685, subdivision 1, that is not contained in packaging that is child-resistant is prohibited. All licensees under this chapter must ensure that any liquid intended for human consumption and use in an electronic delivery device is sold in child-resistant packaging.

(b) A licensee that fails to comply with this section is subject to administrative penalties under section 461.12, subdivision 2.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Hoppe moved to amend the Freiberg amendment to H. F. No. 2402, the first engrossment, as amended, as follows:

Page 1, after line 11, insert:

"(c) This section shall not apply to any liquid, whether or not such liquid contains nicotine, that is intended for human consumption and use in an electronic delivery device or nicotine or lobelia delivery product where the liquid is contained in a prefilled, sealed cartridge that is sold, marketed, or intended for use in an electronic delivery device or nicotine or lobelia delivery product, provided that such cartridge is prefilled and sealed by the manufacturer, and not intended to be opened by the consumer."

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

Freiberg moved to amend his amendment to H. F. No. 2402, the first engrossment, as amended, as follows:

Page 1, after line 4, insert:

"(a) For purposes of this section, "child-resistant packaging" is defined as set forth in Code of Federal Regulations, title 16, section 1700.15(b)(1), as in effect on the effective date of this act, when tested in accordance with the method described in Code of Federal Regulations, title 16, section 1700.20, as in effect on the effective date of this act."

Page 1, line 5, delete "(a)" and insert "(b)"

Page 1, line 10, delete "(b)" and insert "(c)"

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

The question recurred on the Freiberg amendment, as amended, to H. F. No. 2402, the first engrossment, as amended. The motion prevailed and the amendment, as amended, was adopted.

Bernardy was excused between the hours of 7:05 p.m. and 8:40 p.m.

Kahn moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 121, after line 33, insert:

"Sec. 15. Minnesota Statutes 2012, section 144.414, is amended by adding a subdivision to read:

Subd. 5. **Electronic cigarettes.** In any indoor building owned by the state and under the direction of the commissioner of the Department of Administration, the use of an electronic cigarette, including the inhaling or exhaling of vapor from any electronic delivery device, as defined in section 609.685, subdivision 1, is prohibited in the same way the use of tobacco cigarettes is prohibited under subdivision 1."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Metsa moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 4, line 34, delete "enclosed" and insert "interior"

Page 4, line 35, delete ", porch, deck,"

Page 5, line 2, delete everything after "permitted" and insert a period

Page 5, delete line 3

A roll call was requested and properly seconded.

The question was taken on the Metsa amendment and the roll was called. There were 50 yeas and 80 nays as follows:

Those who voted in the affirmative were:

Anderson, M.	Dettmer	Gruenhagen	Lesch	O'Neill	Scott
Anderson, P.	Dill	Hamilton	Loon	Pelowski	Sundin
Anderson, S.	Drazkowski	Hertaus	McDonald	Peppin	Swedzinski
Anzelc	Erickson, R.	Holberg	Metsa	Poppe	Torkelson
Beard	Fabian	Howe	Murphy, E.	Pugh	Woodard
Benson, M.	FitzSimmons	Johnson, B.	Myhra	Quam	
Cornish	Franson	Kieffer	Newberger	Radinovich	
Daudt	Garofalo	Kresha	Nornes	Runbeck	
Dauids	Green	Leidiger	O'Driscoll	Schomacker	

Those who voted in the negative were:

Abeler	Erickson, S.	Hortman	Lohmer	Newton	Theis
Albright	Falk	Huntley	Mack	Norton	Uglem
Allen	Faust	Isaacson	Mahoney	Paymar	Urdahl
Atkins	Fischer	Johnson, C.	Mariani	Persell	Wagenius
Barrett	Freiberg	Johnson, S.	Marquart	Petersburg	Ward, J.A.
Benson, J.	Fritz	Kahn	Masin	Rosenthal	Wills
Bly	Gunther	Kelly	McNamar	Sanders	Winkler
Brynaert	Hackbarth	Kiel	McNamara	Savick	Yarusso
Carlson	Halverson	Laine	Melin	Sawatzky	Zerwas
Clark	Hansen	Lenczewski	Moran	Schoen	Spk. Thissen
Davnie	Hausman	Liebling	Morgan	Selcer	
Dehn, R.	Hilstrom	Lien	Mullery	Simon	
Dorholt	Hoppe	Lillie	Murphy, M.	Simonson	
Erhardt	Hornstein	Loeffler	Nelson	Slocum	

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

Moran moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 141, after line 3, insert:

"Sec. 42. **FOREIGN TRAINED PHYSICIAN TASK FORCE.**

(a) The commissioner of health shall appoint members to an advisory task force by July 1, 2014, to develop strategies to integrate refugee and asylee physicians into the Minnesota health care delivery system. The task force shall:

- (1) analyze demographic information of current medical providers compared to the population of the state;
- (2) identify, to the extent possible, foreign-trained physicians living in Minnesota who are refugees or asylees and interested in meeting the requirements to enter medical practice or other health careers;
- (3) identify costs and barriers associated with integrating foreign-trained physicians into the state workforce;
- (4) explore alternative roles and professions for foreign trained physicians who are unable to practice as physicians in the Minnesota health care system; and
- (5) identify possible funding sources to integrate foreign-trained physicians into the state workforce as physicians or other health professionals.
- (b) The commissioner shall provide assistance to the task force, within available resources.
- (c) By January 15, 2015, the task force must submit recommendations to the commissioner of health. The commissioner shall report findings and recommendations to the legislative committees with jurisdiction over health care by January 15, 2015."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Abeler moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 56, after line 14, insert:

"Sec. 42. **[214.1035] ADVERSE ACTION AGAINST HEALTH CARE PROVIDER; PROHIBITION.**

A health-related licensing board must not take any adverse action against a person regulated by the respective board for any complaint that the regulated person can no longer treat a patient due to coverage changes caused by the Affordable Care Act."

A roll call was requested and properly seconded.

Dauids offered an amendment to the Abeler amendment to H. F. No. 2402, the first engrossment, as amended.

POINT OF ORDER

Atkins raised a point of order pursuant to rule 3.21(b) that the Davids amendment to the Abeler amendment was not in order. The Speaker ruled the point of order well taken and the Davids amendment to the Abeler amendment out of order.

The question recurred on the Abeler amendment and the roll was called. There were 62 yeas and 69 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mack offered an amendment to H. F. No. 2402, the first engrossment, as amended.

POINT OF ORDER

Atkins 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 the Mack amendment was not in order. The Speaker ruled the point of order well taken and the Mack amendment out of order.

Sanders appealed the decision of the Speaker.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 71 yeas and 61 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

So it was the judgment of the House that the decision of the Speaker should stand.

Dean, M., offered an amendment to H. F. No. 2402, the first engrossment, as amended.

POINT OF ORDER

Atkins raised a point of order pursuant to rule 3.21 that the Dean, M., amendment was not in order. The Speaker ruled the point of order well taken and the Dean, M., amendment out of order.

Dean, M., appealed the decision of the Speaker.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 71 yeas and 61 nays as follows:

Those who voted in the affirmative were:

Allen	Benson, J.	Carlson	Dehn, R.	Erhardt	Faust
Anzelc	Bly	Clark	Dill	Erickson, R.	Fischer
Atkins	Brynaert	Davnie	Dorholt	Falk	Freiberg

Fritz	Johnson, C.	Loeffler	Morgan	Persell	Simonson
Halverson	Johnson, S.	Mahoney	Mullery	Poppe	Slocum
Hansen	Kahn	Mariani	Murphy, E.	Radinovich	Sundin
Hausman	Laine	Marquart	Murphy, M.	Rosenthal	Wagenius
Hilstrom	Lenczewski	Masin	Nelson	Savick	Ward, J.A.
Hornstein	Lesch	McNamar	Newton	Sawatzky	Winkler
Hortman	Liebling	Melin	Norton	Schoen	Yarusso
Huntley	Lien	Metsa	Paymar	Selcer	Spk. Thissen
Isaacson	Lillie	Moran	Pelowski	Simon	

Those who voted in the negative were:

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

So it was the judgment of the House that the decision of the Speaker should stand.

Abeler offered an amendment to H. F. No. 2402, the first engrossment, as amended.

POINT OF ORDER

Atkins raised a point of order pursuant to rule 3.21 that the Abeler amendment was not in order. The Speaker ruled the point of order well taken and the Abeler amendment out of order.

Abeler appealed the decision of the Speaker.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 71 yeas and 61 nays as follows:

Those who voted in the affirmative were:

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

Murphy, M.	Paymar	Radinovich	Schoen	Slocum	Winkler
Nelson	Pelowski	Rosenthal	Selcer	Sundin	Yarusso
Newton	Persell	Savick	Simon	Wagenius	Spk. Thissen
Norton	Poppe	Sawatzky	Simonson	Ward, J.A.	

Those who voted in the negative were:

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

So it was the judgment of the House that the decision of the Speaker should stand.

Abeler moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 189, line 3, delete "(a)"

Page 189, delete lines 5 and 6

Amend the title accordingly

A roll call was requested and properly seconded.

The question was taken on the Abeler 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.	Hoppe	Loon	Pugh	Urdahl
Albright	Dehn, R.	Howe	Mack	Rosenthal	Ward, J.A.
Anderson, M.	Dettmer	Isaacson	McDonald	Sanders	Wills
Anderson, P.	Fabian	Johnson, B.	McNamara	Sawatzky	Woodard
Anderson, S.	Franson	Kelly	Metsa	Schomacker	Zellers
Barrett	Garofalo	Kieffer	Myhra	Scott	Zerwas
Benson, M.	Green	Kiel	Newberger	Selcer	
Clark	Gunther	Kresha	Nornes	Swedzinski	
Cornish	Hackbarth	Lenczewski	O'Driscoll	Theis	
Daudt	Hamilton	Loeffler	O'Neill	Torkelson	
Davids	Holberg	Lohmer	Petersburg	Uglem	

Those who voted in the negative were:

Allen	Beard	Brynaert	Dill	Erhardt	Falk
Anzelc	Benson, J.	Carlson	Dorholt	Erickson, R.	Faust
Atkins	Bly	Davnie	Drazkowski	Erickson, S.	Fischer

Freiberg	Hortman	Lien	Morgan	Peppin	Simonson
Fritz	Huntley	Lillie	Mullery	Persell	Slocum
Gruenhagen	Johnson, C.	Mahoney	Murphy, E.	Poppe	Sundin
Halverson	Johnson, S.	Mariani	Murphy, M.	Quam	Wagenius
Hansen	Kahn	Marquart	Nelson	Radinovich	Winkler
Hausman	Laine	Masin	Newton	Runbeck	Yarusso
Hertaus	Leidiger	McNamar	Norton	Savick	Spk. Thissen
Hilstrom	Lesch	Melin	Paymar	Schoen	
Hornstein	Liebling	Moran	Pelowski	Simon	

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

Huntley offered an amendment to H. F. No. 2402, the first engrossment, as amended.

POINT OF ORDER

Atkins raised a point of order pursuant to rule 3.21 that the Huntley amendment was not in order. The Speaker ruled the point of order well taken and the Huntley amendment out of order.

Abeler appealed the decision of the Speaker.

A roll call was requested and properly seconded.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" and the roll was called. There were 71 yeas and 61 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeler	Beard	Dettmer	Garofalo	Hertaus	Kieffer
Albright	Benson, M.	Drazkowski	Green	Holberg	Kiel
Anderson, M.	Cornish	Erickson, S.	Gruenhagen	Hoppe	Kresha
Anderson, P.	Daudt	Fabian	Gunther	Howe	Leidiger
Anderson, S.	Dauids	FitzSimmons	Hackbarth	Johnson, B.	Lohmer
Barrett	Dean, M.	Franson	Hamilton	Kelly	Loon

Mack	Nornes	Pugh	Scott	Urdahl
McDonald	O'Driscoll	Quam	Swedzinski	Wills
McNamara	O'Neill	Runbeck	Theis	Woodard
Myhra	Peppin	Sanders	Torkelson	Zellers
Newberger	Petersburg	Schomacker	Uglen	Zerwas

So it was the judgment of the House that the decision of the Speaker should stand.

Davids moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 193, line 19, before the period, insert "NAVIGATORS, BROKERS, AND AGENTS"

Page 193, line 20, before "The" insert "(a)"

Page 194, after line 24, insert:

"(b) The commissioner of human services shall submit a report to the chairs and ranking minority members of the legislative committees with jurisdiction over health and human services policy and finance, and commerce and consumer protection finance and policy, no later than October 1, 2014, detailing the impact of MNsure's technological failures, administrative and project management problems, and lack of oversight on navigators, insurance brokers, and agents in Minnesota. The report must provide detailed information regarding the sufficiency of the access that insurance brokers and agents have experienced with respect to the MNsure infrastructure and the broker/agent portal, and the impact, fiscal and otherwise, MNsure has had on insurance brokers and agents. The report must also provide detailed information regarding the performance of MNsure navigators, including a list of every payment that was made to navigators for signing individuals up for coverage through MNsure, the sufficiency of navigator training, and the percentage of MNsure enrollment that is attributable to the efforts of MNsure navigators. This report shall be accomplished with existing agency resources."

Davids moved to amend his amendment to H. F. No. 2402, the first engrossment, as amended, as follows:

Page 1, line 5, delete "194" and insert "193"

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

Loeffler moved to amend the Davids amendment, as amended, to H. F. No. 2402, the first engrossment, as amended, as follows:

Page 1, delete lines 6 to 19 and insert:

"(b) The commissioner of human services shall submit a report to the chairs and ranking minority members of the legislative committees with jurisdiction over health and human services policy and finance, and commerce and consumer protection finance and policy, no later than January 10, 2015, on the changes in access that insurance brokers and agents have experienced with respect to the MNsure infrastructure and the broker/agent portal, and the changes in the number of policies sold or arranged by brokers and agents through and outside MNsure for individual health coverage. The commissioner shall survey agents, brokers, navigators, and counties as to their experience with MNsure, and include these findings in the report. This report shall be accomplished with existing agency resources."

POINT OF ORDER

Davids raised a point of order pursuant to section 401, paragraph 2, of "Mason's Manual of Legislative Procedure," relating to Frivolous and Improper Amendments that the Loeffler amendment to the Davids amendment, as amended, was not in order. The Speaker ruled the point of order not well taken and the Loeffler amendment to the Davids amendment, as amended, in order.

Abeler appealed the decision of the Speaker.

The vote was taken on the question "Shall the decision of the Speaker stand as the judgment of the House?" It was the judgment of the House that the decision of the Speaker should stand.

The question recurred on the Loeffler amendment to the Davids amendment, as amended, to H. F. No. 2402, the first engrossment, as amended. The motion prevailed and the amendment to the amendment, as amended, was adopted.

Davids withdrew his amendment, as amended, to H. F. No. 2402, the first engrossment, as amended.

Zerwas moved to amend H. F. No. 2402, the first engrossment, as amended, as follows:

Page 189, after line 8, insert:

"Section 1. Minnesota Statutes 2012, section 256.962, is amended by adding a subdivision to read:

Subd. 9. **Payment to navigators.** A navigator is limited to one payment or fee for assistance with an individual application, regardless of whether the application is submitted or processed more than once."

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. 2402, A bill for an act relating to state government; making changes to health and human services policy provisions; modifying provisions relating to children and family services, the provision of health services, chemical and mental health services, health-related occupations, Department of Health, public health, continuing care, public assistance programs, and health care; establishing reporting requirements and grounds for disciplinary action for health professionals; making changes to the medical assistance program; modifying provisions governing juvenile safety and placement; regulating the sale and use of tobacco-related and electronic delivery devices; modifying requirements for local boards of health; making changes to provisions governing the Board of Pharmacy; modifying home and community-based services standards; revising the Minnesota family investment program; establishing and modifying task forces and advisory councils; making changes to grant programs; modifying certain penalty fees; requiring studies and reports; amending Minnesota Statutes 2012, sections 13.46, subdivision 2; 62J.497, subdivision 5; 119B.02, subdivision 2; 119B.09, subdivisions 6, 13; 144.1501, subdivision 1; 144.414, by adding a subdivision; 144.4165; 144D.065; 144E.101, subdivision 6; 145.928, by adding a subdivision; 145A.02, subdivisions 5, 15, by adding subdivisions; 145A.03, subdivisions 1, 2, 4, 5, by adding a subdivision; 145A.04, as amended; 145A.05, subdivision 2; 145A.06, subdivisions 2, 5, 6, by adding subdivisions; 145A.07, subdivisions 1, 2; 145A.08; 145A.11, subdivision 2; 145A.131; 148.01, subdivisions 1, 2, by adding a subdivision; 148.105, subdivision 1; 148.6402, subdivision 17; 148.6404; 148.6430; 148.6432, subdivision 1; 148.7802, subdivisions 3, 9; 148.7803, subdivision 1; 148.7805, subdivision 1; 148.7808, subdivisions 1, 4; 148.7812, subdivision 2; 148.7813,

by adding a subdivision; 148.7814; 148.995, subdivision 2; 148B.5301, subdivisions 2, 4; 149A.92, by adding a subdivision; 150A.01, subdivision 8a; 150A.06, subdivisions 1, 1a, 1c, 1d, 2, 2a, 2d, 3, 8; 150A.091, subdivision 16; 150A.10; 151.01; 151.06; 151.211; 151.26; 151.34; 151.35; 151.361, subdivision 2; 151.37, as amended; 151.44; 151.58, subdivisions 2, 3, 5; 153.16, subdivisions 1, 2, 3, by adding subdivisions; 214.103, subdivisions 2, 3; 214.12, by adding a subdivision; 214.29; 214.31; 214.32; 214.33, subdivision 3, by adding a subdivision; 245A.02, subdivision 19; 245A.03, subdivision 6a; 245A.155, subdivisions 1, 2, 3; 245A.65, subdivision 2; 245C.04, by adding a subdivision; 253B.092, subdivision 2; 254B.01, by adding a subdivision; 254B.05, subdivision 5; 256.962, by adding a subdivision; 256B.0654, subdivision 1; 256B.0659, subdivisions 11, 28; 256B.0751, by adding a subdivision; 256B.493, subdivision 1; 256B.5016, subdivision 1; 256B.69, subdivision 16, by adding a subdivision; 256D.01, subdivision 1e; 256D.05, by adding a subdivision; 256D.405, subdivision 1; 256E.30, by adding a subdivision; 256G.02, subdivision 6; 256I.03, subdivision 3; 256I.04, subdivisions 1a, 2a; 256J.09, subdivision 3; 256J.20, subdivision 3; 256J.30, subdivisions 4, 12; 256J.32, subdivisions 6, 8; 256J.38, subdivision 6; 256J.49, subdivision 13; 256J.521, subdivisions 1, 2; 256J.53, subdivisions 2, 5; 256J.626, subdivisions 5, 8; 256J.67; 256J.68, subdivisions 1, 2, 4, 7, 8; 256J.751, subdivision 2; 256K.26, subdivision 4; 260C.157, subdivision 3; 260C.215, subdivisions 4, 6, by adding a subdivision; 325H.05; 325H.09; 393.01, subdivisions 2, 7; 461.12; 461.18; 461.19; 609.685; 609.6855; 626.556, subdivision 11c; 626.5561, subdivision 1; Minnesota Statutes 2013 Supplement, sections 144.1225, subdivision 2; 144.493, subdivisions 1, 2; 144A.474, subdivisions 8, 12; 144A.475, subdivision 3, by adding subdivisions; 145.4716, subdivision 2; 145A.06, subdivision 7; 151.252, by adding a subdivision; 245A.1435; 245A.50, subdivision 5; 245D.02, by adding a subdivision; 245D.05, subdivisions 1, 1b; 245D.06, subdivision 1; 245D.07, subdivision 2; 245D.071, subdivisions 1, 3, 4, 5; 245D.09, subdivisions 3, 4, 4a, 5; 245D.095, subdivision 3; 245D.22, subdivision 4; 245D.31, subdivisions 3, 4, 5; 245D.33; 254A.035, subdivision 2; 254A.04; 256B.04, subdivision 21; 256B.0625, subdivision 9; 256B.0659, subdivision 21; 256B.0922, subdivision 1; 256B.4912, subdivision 10; 256B.492; 256B.766; 256B.85, subdivision 12; 256J.21, subdivision 2; 256J.24, subdivision 3; 256J.621, subdivision 1; 256J.626, subdivisions 6, 7; 260.835, subdivision 2; 626.556, subdivision 7; 626.557, subdivision 9; Laws 2011, First Special Session chapter 9, article 7, section 7; Laws 2013, chapter 108, article 7, section 60; proposing coding for new law in Minnesota Statutes, chapters 144; 144D; 150A; 151; 214; 245A; 260D; 325F; 325H; 403; 461; repealing Minnesota Statutes 2012, sections 145A.02, subdivision 2; 145A.03, subdivisions 3, 6; 145A.09, subdivisions 1, 2, 3, 4, 5, 7; 145A.10, subdivisions 1, 2, 3, 4, 5a, 7, 9, 10; 145A.12, subdivisions 1, 2, 7; 148.01, subdivision 3; 148.7808, subdivision 2; 148.7813; 214.28; 214.36; 214.37; 256.01, subdivision 32; 325H.06; 325H.08; Minnesota Statutes 2013 Supplement, sections 148.6440; 245D.071, subdivision 2; Laws 2011, First Special Session chapter 9, article 6, section 95, subdivisions 1, 2, 3, 4; Minnesota Rules, parts 2500.0100, subparts 3, 4b, 9b; 2500.4000; 9500.1126; 9500.1450, subpart 3; 9500.1452, subpart 3; 9500.1456; 9505.5300; 9505.5305; 9505.5310; 9505.5315; 9505.5325; 9525.1580.

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 86 yeas and 46 nays as follows:

Those who voted in the affirmative were:

Abeler	Dettmer	Hamilton	Kresha	Masin	Norton
Allen	Dill	Hansen	Laine	McNamar	Paymar
Anderson, P.	Dorholt	Hausman	Lenczewski	McNamara	Pelowski
Anzelc	Erhardt	Hilstrom	Lesch	Melin	Persell
Atkins	Erickson, R.	Hornstein	Liebling	Moran	Petersburg
Benson, J.	Falk	Hortman	Lien	Morgan	Poppe
Bly	Faust	Huntley	Lillie	Mullery	Radinovich
Brynaert	Fischer	Isaacson	Loeffler	Murphy, E.	Rosenthal
Carlson	Franson	Johnson, C.	Mack	Murphy, M.	Runbeck
Clark	Freiberg	Johnson, S.	Mahoney	Nelson	Savick
Davnie	Fritz	Kahn	Mariani	Newton	Sawatzky
Dehn, R.	Halverson	Kiel	Marquart	Nornes	Schoen

Selcer	Slocum	Urdahl	Wills	Zerwas
Simon	Sundin	Wagenius	Winkler	Spk. Thissen
Simonson	Uglen	Ward, J.A.	Yarusso	

Those who voted in the negative were:

Albright	Davids	Gruenhagen	Kelly	Newberger	Scott
Anderson, M.	Dean, M.	Gunther	Kieffer	O'Driscoll	Swedzinski
Anderson, S.	Drazkowski	Hackbarth	Leidiger	O'Neill	Theis
Barrett	Erickson, S.	Hertaus	Lohmer	Peppin	Torkelson
Beard	Fabian	Holberg	Loon	Pugh	Woodard
Benson, M.	FitzSimmons	Hoppe	McDonald	Quam	Zellers
Cornish	Garofalo	Howe	Metsa	Sanders	
Daudt	Green	Johnson, B.	Myhra	Schomacker	

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

S. F. No. 2782 was reported to the House.

Winkler moved to amend S. F. No. 2782, the first engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 3033, the first engrossment:

"Section 1. Minnesota Statutes 2012, section 211A.02, is amended by adding a subdivision to read:

Subd. 6. **Online accessibility; reports.** (a) The filing officer shall make all reports required to be filed under this section available on the local government's Web site.

(b) The filing officer shall provide the Campaign Finance and Public Disclosure Board with the link to the section of the Web site where reports are made available pursuant to paragraph (a). The Campaign Finance and Public Disclosure Board shall publish on its Web site each link that a filing officer provides pursuant to this paragraph.

Sec. 2. Minnesota Statutes 2012, section 211A.12, is amended to read:

211A.12 CONTRIBUTION LIMITS.

A candidate or a candidate's committee may not accept aggregate contributions made or delivered by an individual or committee in excess of ~~\$300~~ \$600 in an election year for the office sought and ~~\$100~~ \$250 in other years; except that a candidate or a candidate's committee for an office whose territory has a population over 100,000 may not accept aggregate contributions made or delivered by an individual or committee in excess of ~~\$500~~ \$1,000 in an election year for the office sought and ~~\$100~~ \$250 in other years.

The following deliveries are not subject to the bundling limitation in this section:

(1) delivery of contributions collected by a member of the candidate's committee, such as a block worker or a volunteer who hosts a fund-raising event, to the committee's treasurer; and

(2) a delivery made by an individual on behalf of the individual's spouse.

Notwithstanding sections 211A.02, subdivision 3, and 410.21, this section supersedes any home rule charter."

Delete the title and insert:

"A bill for an act relating to campaign finance; modifying certain contribution limits; requiring certain reports to be made available online; amending Minnesota Statutes 2012, sections 211A.02, by adding a subdivision; 211A.12."

The motion prevailed and the amendment was adopted.

Winkler moved to amend S. F. No. 2782, the first engrossment, as amended, as follows:

Page 1, after line 13, insert:

"(c) If the local government does not maintain a Web site, the filing officer shall forward a copy of each filed report to the county auditor of any county in which the local government is located. Upon receipt of a report submitted under this paragraph, the county auditor shall post the report on the county's Web site, and shall perform all other duties required of the local government filing officer under this subdivision related to that report.

(d) This subdivision does not apply to a city or town, if the city or town has fewer than 400 registered voters as of January 1 of the year in which the election is to be held."

Winkler offered an amendment to his amendment to S. F. No. 2782, the first engrossment, as amended.

POINT OF ORDER

Sanders raised a point of order pursuant to rule 3.21 that the amendment to the amendment was not in order. The Speaker ruled the point of order well taken and the amendment to the amendment out of order.

The question recurred on the Winkler amendment to S. F. No. 2782, the first engrossment, as amended. The motion prevailed and the amendment was adopted.

S. F. No. 2782, A bill for an act relating to campaign finance; modifying certain contribution limits; requiring certain reports to be made available online; amending Minnesota Statutes 2012, sections 211A.02, by adding a subdivision; 211A.12.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 121 yeas and 11 nays as follows:

Those who voted in the affirmative were:

Abeler	Anderson, S.	Benson, M.	Clark	Dean, M.	Draskowski
Albright	Anzelc	Bernardy	Cornish	Dehn, R.	Erhardt
Allen	Barrett	Bly	Daudt	Dettmer	Erickson, R.
Anderson, M.	Beard	Brynaert	Davids	Dill	Erickson, S.
Anderson, P.	Benson, J.	Carlson	Davnie	Dorholt	Fabian

Faust	Hortman	Lillie	Mullery	Radinovich	Uglen
Fischer	Howe	Loeffler	Murphy, E.	Rosenthal	Urdahl
FitzSimmons	Huntley	Lohmer	Myhra	Runbeck	Wagenius
Franson	Isaacson	Loon	Nelson	Sanders	Ward, J.A.
Freiberg	Johnson, B.	Mack	Newberger	Savick	Wills
Garofalo	Johnson, S.	Mahoney	Newton	Schoen	Winkler
Green	Kahn	Mariani	Nornes	Schomacker	Woodard
Gruenhagen	Kelly	Marquart	Norton	Scott	Yarusso
Gunther	Kieffer	Masin	O'Driscoll	Selcer	Zellers
Halverson	Kiel	McDonald	O'Neill	Simon	Zerwas
Hamilton	Kresha	McNamar	Paymar	Simonson	Spk. Thissen
Hausman	Laine	McNamara	Peppin	Slocum	
Hertaus	Lenczewski	Melin	Persell	Sundin	
Hilstrom	Lesch	Metsa	Petersburg	Swedzinski	
Hoppe	Liebling	Moran	Poppe	Theis	
Hornstein	Lien	Morgan	Pugh	Torkelson	

Those who voted in the negative were:

Atkins	Fritz	Hansen	Johnson, C.	Murphy, M.	Sawatzky
Falk	Hackbarth	Holberg	Leidiger	Pelowski	

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

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

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 3043, A bill for an act relating to local government; authorizing local governments to transfer cemetery property to a tribal cemetery association; amending Minnesota Statutes 2012, section 306.02, subdivision 2.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 3238, A bill for an act relating to public safety; prohibiting persons subject to domestic violence restraining orders from possessing weapons; requiring persons convicted of domestic violence offenses to surrender their firearms while they are prohibited from possessing firearms; providing penalties; amending Minnesota Statutes 2012, sections 260C.201, subdivision 3; 518B.01, subdivision 6; 609.2242, subdivision 3; 609.749, subdivision 8; 624.713, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 624.

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. 1851, A bill for an act relating to public safety; enhancing penalties for certain repeat criminal sexual conduct offenders; amending Minnesota Statutes 2012, sections 243.167, subdivision 1; 609.135, subdivision 2; 609.3451, subdivision 3.

JOANNE M. ZOFF, Secretary of the Senate

Kieffer moved that the House refuse to concur in the Senate amendments to H. F. No. 1851, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the 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. 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 3; 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; 363A.36, subdivision 1; 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.

JOANNE M. ZOFF, Secretary of the Senate

Murphy, M., moved that the House refuse to concur in the Senate amendments to H. F. No. 1951, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the 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. 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.

JOANNE M. ZOFF, Secretary of the Senate

Sundin moved that the House refuse to concur in the Senate amendments to H. F. No. 1984, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the 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. 2166, A bill for an act relating to elections; providing a study of the use of electronic rosters in elections; requiring secretary of state to evaluate electronic rosters in 2014 election; authorizing the use of electronic rosters statewide; proposing coding for new law in Minnesota Statutes, chapter 201.

JOANNE M. ZOFF, Secretary of the Senate

Laine moved that the House refuse to concur in the Senate amendments to H. F. No. 2166, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

I hereby announce the 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. 2925, A bill for an act relating to public safety; compensating exonerated persons; appropriating money; amending Minnesota Statutes 2012, section 609A.02, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 590; 611.

JOANNE M. ZOFF, Secretary of the Senate

Lesch moved that the House refuse to concur in the Senate amendments to H. F. No. 2925, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

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 Wednesday, May 7, 2014 and established a prefiling requirement for amendments offered to the following bills:

H. F. No. 799; S. F. Nos. 2175, 2162 and 2065; H. F. No. 2542; and S. F. No. 1900.

MOTIONS AND RESOLUTIONS

Allen moved that the name of Fischer be added as an author on H. F. No. 1082. The motion prevailed.

ADJOURNMENT

Murphy, E., moved that when the House adjourns today it adjourn until 11:00 a.m., Tuesday, May 6, 2014. The motion prevailed.

Murphy, E., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 11:00 a.m., Tuesday, May 6, 2014.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives

