

TWENTY-FIRST DAY

St. Paul, Minnesota, Wednesday, March 18, 2009

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Clark imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by Senator Michael J. Jungbauer.

The roll was called, and the following Senators answered to their names:

Anderson	Fischbach	Koering	Ortman	Skoe
Bakk	Fobbe	Kubly	Pariseau	Skogen
Berglin	Foley	Langseth	Prettner Solon	Sparks
Betzold	Frederickson	Limmer	Rest	Stumpf
Bonoff	Gerlach	Lourey	Robling	Tomassoni
Carlson	Gimse	Lynch	Rosen	Torres Ray
Chaudhary	Hann	Marty	Rummel	Vandever
Clark	Higgins	Metzen	Saltzman	Vickerman
Dahle	Ingebrigtsen	Moua	Saxhaug	Wiger
Dibble	Johnson	Murphy	Scheid	
Dille	Jungbauer	Olseen	Senjem	
Doll	Kelash	Olson, G.	Sheran	
Erickson Ropes	Koch	Olson, M.	Sieben	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

REPORTS OF COMMITTEES

Senator Clark moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 121: A bill for an act relating to natural resources; specifying that money received from certain utility permits be deposited in the permanent school fund; allowing exchanges of riparian lands administered by the commissioner of natural resources for other lands administered by the commissioner without certain restrictions; amending Minnesota Statutes 2008, sections 84.415,

subdivision 5; 94.342, subdivision 3.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2008, section 84.415, subdivision 5, is amended to read:

Subd. 5. **Fee Fees; disposition.** (a) In the event the construction of ~~such~~ lines causes damage to timber or other property of the state on or along the same, the license or permit shall also provide for payment to the commissioner of finance of the amount ~~thereof~~ of the damages as may be determined by the commissioner.

(b) The application fee specified in Minnesota Rules is credited to the general fund.

~~All money received under such licenses or permits~~ (c) The utility crossing fees specified in Minnesota Rules shall be credited to the fund to which other income or proceeds of sale from such the land would be credited, if provision therefor be made as provided by law, otherwise to the general fund.

(d) Money received from licenses and permits issued under this section for use of the beds of navigable waters shall be credited to the permanent school fund.

(e) Money received under subdivision 6 must be deposited in the land management account in the natural resources fund, and is appropriated to the commissioner of natural resources to cover the costs incurred for issuing and monitoring utility licenses.

Sec. 2. Minnesota Statutes 2008, section 84.415, is amended by adding a subdivision to read:

Subd. 6. **Supplemental application fee and monitoring fee.** (a) In addition to the application fee and utility crossing fees specified in Minnesota Rules, the commissioner of natural resources shall assess the applicant for a utility license the following fees:

(1) a supplemental application fee of \$1,500 for a public water crossing license and a supplemental application fee of \$4,500 for a public lands crossing license, to cover reasonable costs for reviewing the application and preparing the license; and

(2) a monitoring fee to cover the projected reasonable costs for monitoring the construction of the utility line and preparing special terms and conditions of the license to ensure proper construction. The commissioner must give the applicant an estimate of the monitoring fee before the applicant submits the fee.

(b) The applicant shall pay fees under this subdivision to the commissioner of natural resources. The commissioner shall not issue the license until the applicant has paid all fees in full.

(c) Upon completion of construction, the commissioner shall refund any remaining balance left between the fee assessed for monitoring and the amount used by the commissioner in monitoring the construction of the utility line. The commissioner shall not return the application fees, even if the application is withdrawn or denied."

Page 2, line 5, strike "with" and insert "an agency of" and strike "or any agency thereof"

Page 2, line 9, strike "such"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon, insert "establishing supplemental application and monitoring fees for utility easements; appropriating money;"

Amend the title numbers accordingly

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was re-referred

S.F. No. 225: A bill for an act relating to public health; protecting the health of children from toxic chemicals in products; requiring disclosure by manufacturers of children's products that contain chemicals of high concern; authorizing the Pollution Control Agency to designate priority chemicals of high concern and require replacement with safer alternatives; providing an exemption process; authorizing participation in an interstate clearinghouse; requiring reports to the legislature on implementation plans and comprehensive safe products framework; proposing coding for new law in Minnesota Statutes, chapter 325F.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. **[116.9401] DEFINITIONS.**

(a) For the purposes of sections 116.9401 to 116.9412, the following terms have the meanings given them.

(b) "Agency" means the Pollution Control Agency.

(c) "Alternative" means a substitute process, product, material, chemical, strategy, or combination of these that serves a functionally equivalent purpose to a chemical in a children's product.

(d) "Chemical" means a substance with a distinct molecular composition or a group of structurally related substances and includes the breakdown products of the substance or substances that form through decomposition, degradation, or metabolism.

(e) "Chemical of high concern" means a chemical identified on the basis of credible scientific evidence by a governmental entity or the United Nations' World Health Organization as being known or suspected with a high degree of probability to:

- (1) harm the normal development of a fetus or child or cause other developmental toxicity;
- (2) cause cancer, genetic damage, or reproductive harm;
- (3) disrupt the endocrine or hormone system;

- (4) damage the nervous system, immune system, or organs, or cause other systemic toxicity;
- (5) be persistent, bioaccumulative, and toxic; or
- (6) be very persistent and very bioaccumulative.
- (f) "Child" means a person under 12 years of age.
- (g) "Children's product" means a consumer product intended for use by children such as baby products, toys, car seats, personal care products, and clothing.
- (h) "Commissioner" means commissioner of the Pollution Control Agency.
- (i) "Department" means the Department of Health.
- (j) "Distributor" means a person who sells consumer products to retail establishments on a wholesale basis.
- (k) "Green chemistry" means an approach to designing and manufacturing products in ways that minimize the use and generation of toxic substances.
- (l) "Manufacturer" means any person who manufactures a final consumer product sold at retail or whose brand name is affixed to the consumer product. In the case of a consumer product imported into the United States, "manufacturer" includes the importer or domestic distributor of the consumer product if the person who manufactured or assembled the consumer product or whose brand name is affixed to the consumer product does not have a presence in the United States.
- (m) "Priority chemical" means a chemical identified by the Department of Health as a chemical of high concern that is contained in a children's product offered for sale in Minnesota and meets the criteria in section 116.9403.
- (n) "Safer alternative" means an alternative whose potential to harm human health is less than that of a priority chemical that it could replace.

Sec. 2. [116.9402] IDENTIFICATION OF CHEMICALS OF HIGH CONCERN.

- (a) By January 15, 2010, the Department of Health shall publish in the State Register and on the department's Internet Web site a list of chemicals of high concern.
- (b) The department must periodically review and revise the list of chemicals of high concern at least every three years. The department may add chemicals to the list if the chemical meets one or more of the criteria in section 116.9401, paragraph (e).
- (c) The department shall consider, among others, chemicals listed in the following sources for possible inclusion on the list of chemicals of high concern:
 - (1) chemicals identified as "Group 1 carcinogens" or "Group 2A carcinogens" by the World Health Organization, International Agency for Research on Cancer;
 - (2) chemicals identified as "known to be a human carcinogen" and "reasonably anticipated to be a human carcinogen" by the secretary of the United States Department of Health and Human Services;
 - (3) chemicals identified as "Group A carcinogens" or "Group B carcinogens" by the United

States Environmental Protection Agency;

(4) chemicals identified as reproductive or developmental toxicants by:

(i) the United States Department of Health and Human Services, National Toxicology Program, Center for the Evaluation of Risks to Human Reproduction; and

(ii) the California Environmental Protection Agency, Office of Environmental Health Hazard Assessment pursuant to the California Health and Safety Code, Safe Drinking Water and Toxic Enforcement Act of 1986, chapter 6.6, section 25249.8;

(5) chemicals identified as known or likely endocrine disruptors through screening or testing conducted in accordance with protocols developed by the United States Environmental Protection Agency pursuant to the federal Food, Drug and Cosmetic Act, United States Code, title 21, section 346a(p), as amended by the federal Food Quality Protection Act (Public Law 104-170) or the federal Safe Drinking Water Act, United States Code, title 42, section 300j-17;

(6) chemicals listed on the basis of endocrine-disrupting properties in Annex XIV, List of Substances Subject to Authorisation, Regulation (EC) No 1907/2006 of the European Parliament concerning the Registration, Evaluation, Authorisation, and Restriction of Chemicals;

(7) persistent, bioaccumulative, and toxic chemicals identified by:

(i) the state of Washington Department of Ecology in Washington Administrative Code, Chapter 173-333; or

(ii) the United States Environmental Protection Agency in Code of Federal Regulations, title 40, part 372; and

(8) a very persistent, very bioaccumulative chemical listed in Annex XIV, List of Substances Subject to Authorisation, Regulation (EC) No 1907/2006 of the European Parliament concerning the Registration, Evaluation, Authorisation, and Restriction of Chemicals.

(d) The department may consider chemicals listed by another state as harmful to human health or the environment for possible inclusion in the list of chemicals of high concern.

Sec. 3. [116.9403] IDENTIFICATION OF PRIORITY CHEMICALS.

(a) The Department of Health may designate a chemical of high concern as a priority chemical if the department finds:

(1) the chemical is contained in a children's product offered for sale in Minnesota; and

(2) the chemical has been found through biomonitoring to be present in human blood, including umbilical cord blood, breast milk, urine, or other bodily tissues or fluids;

(3) the chemical has been found through sampling and analysis to be present in household dust, indoor air, drinking water, or elsewhere in the home environment;

(4) the chemical has been found through monitoring to be present in fish, wildlife, or the natural environment;

(5) the chemical has been identified as a high-production volume chemical by the federal

Environmental Protection Agency; or

(6) the sale or use of the chemical or a product containing the chemical has been prohibited in another state within the United States.

(b) The department shall designate at least five priority chemicals by January 1, 2011, and an additional five priority chemicals by January 1, 2013.

(c) By February 1, 2011, the department shall publish a list of priority chemicals in the State Register and on the department's Internet Web site and shall update the published list whenever a new priority chemical is designated.

Sec. 4. [116.9404] DISCLOSURE OF INFORMATION ON PRIORITY CHEMICALS.

Subdivision 1. **Reporting of chemical use.** Not later than 180 days after a priority chemical is identified under section 116.9403, any person who is a manufacturer or distributor of a children's product for sale in this state that contains a priority chemical shall notify the agency of that fact in writing unless the children's product is not subject to regulation under section 116.9408. This written notice must identify the product, the number of units sold or distributed for sale in this state or nationally during the previous calendar year, the priority chemical or chemicals contained in the product, and the intended purpose of the priority chemicals in the product.

Subd. 2. **Supplemental information.** The manufacturer or distributor of a children's product that contains a priority chemical shall provide the following additional information if requested by the agency:

(1) information on the likelihood that the chemical will be released from the children's product to the environment during the children's product's lifecycle and the extent to which users of the children's product are likely to be exposed to the chemical;

(2) additional information regarding the potential for harm to human health from specific uses of the priority chemical; and

(3) an assessment of the availability, cost, feasibility, and performance, including potential for harm to human health of alternatives to the priority chemical and the reason the priority chemical is used in the manufacture of the children's product in lieu of identified alternatives. If an assessment acceptable to the agency is not timely submitted as determined by the agency, the agency may assess a fee on the manufacturer or distributor to cover the costs to prepare an independent report on the availability of safer alternatives by a contractor of the agency's choice.

Sec. 5. [116.9405] SAFER ALTERNATIVES TO PRIORITY CHEMICALS.

Subdivision 1. **Replacement with safer alternative.** A manufacturer or distributor of a children's product containing a priority chemical designated by the department must:

(1) discontinue offering the product for sale in Minnesota;

(2) obtain a waiver from the commissioner under section 116.9407 in order to continue offering the product for sale in Minnesota; or

(3) replace the priority chemical with a safer alternative if the department determines that a safer alternative is available and is a technically feasible replacement for the specific use in the children's

product.

Subd. 2. **Determination of safer alternative.** Upon the department making a determination that a safer alternative is available for the specified use of the priority chemical in a product, the agency shall specify a reasonably expeditious timeline, not to exceed three years, by which date the priority chemical in the children's product sold in this state must be replaced with a safer alternative. In determining whether a safer alternative is available, the agency may, in the absence of persuasive evidence to the contrary, presume that:

- (1) an alternative is a safer alternative if the alternative is not a chemical of high concern;
- (2) a safer alternative is available if the children's product containing the priority chemical is an item of apparel or a novelty; and
- (3) a safer alternative is available if the alternative is sold in the United States.

Subd. 3. **Compliance plan.** At least one year prior to the effective date of a prohibition adopted under section 116.9406, the manufacturer or distributor of a children's product that contains the priority chemical that is subject to the prohibition shall file a compliance plan with the commissioner or seek a waiver under section 116.9407. A compliance plan must:

- (1) identify the children's product that contains the priority chemical;
- (2) specify whether compliance will be achieved by discontinuing the sale of the children's product in this state or by substituting a safer alternative in the product; and
- (3) if compliance is achieved by substitution of a safer alternative in the product, identify the safer alternative and the timetable for substitution.

Sec. 6. [116.9406] PROHIBITION OF SALE.

Subdivision 1. **Agency action against product containing priority chemical.** The agency shall prohibit the sale or distribution in this state of a children's product containing a priority chemical if the department finds that:

- (1) distribution of the children's product directly or indirectly exposes children to the priority chemical; and
- (2) one or more safer alternatives to the priority chemical are available and are technically and economically feasible substitutes for the specific use of the priority chemical in the product; or
- (3) the manufacturer or distributor fails to provide the information required under section 116.9404 in a timely fashion.

Subd. 2. **Notice of prohibition of sale.** The agency shall notify a manufacturer or distributor of its decision to prohibit the offering for sale in this state of a product containing a priority chemical, unless the manufacturer or distributor has been granted a waiver under section 116.9407. The notice of prohibition of sale must contain the effective date of the prohibition, which must be at least 270 days after the date of the notice.

Subd. 3. **Certificate of compliance.** No less than 60 days prior to the effective date of the prohibition of sale determined under section 116.9406, a manufacturer or distributor must send

to the agency, in writing, a certificate of compliance certifying that after the effective date of the prohibition, the manufacturer or distributor will not offer the product containing the priority chemical for sale in this state, and, if applicable, that compliance will be achieved through substitution of a safer alternative approved by the Department of Health.

Subd. 4. **Retailer notification.** A manufacturer or distributor of a children's product issued a notice of prohibition of sale under subdivision 2 shall notify, in writing, persons that offer the product for sale or distribution in the state of the requirements of sections 116.9401 to 116.9411, and of the effective date of the prohibition of sale. Notice under this subdivision must be issued within 30 days of the issuance of the notice of prohibition of sale, unless the manufacturer or distributor has applied for a waiver under section 116.9407, in which case the notice must be issued within 30 days of a permit denial by the commissioner.

Subd. 5. **Sale of inventory.** A retailer selling a children's product containing a priority chemical that is the subject of a prohibition issued under subdivision 1 may not offer the children's product for sale in this state after the effective date of the prohibition, except that a retailer may exhaust stocks present in the retailer's premises 90 days prior to the effective date of the prohibition, after providing evidence of that fact to the agency.

Subd. 6. **Exceptions.** A children's product containing a priority chemical designated by the department may continue to be sold or offered for sale in this state if:

- (1) the manufacturer or distributor obtains a waiver under section 116.9407; or
- (2) in the commissioner's judgment, the lack of availability of the children's product could pose an unreasonable risk to public health, safety, or welfare.

Sec. 7. [116.9407] WAIVER FOR SPECIFIC USES.

Subdivision 1. **Application for waiver.** The manufacturer or distributor of a children's product that contains a priority chemical and that is subject to a prohibition under section 116.9406 may apply to the commissioner for a waiver for one or more specific uses of the priority chemical. The waiver application must, at a minimum:

- (1) identify the specific children's product use or uses for which the waiver is sought;
- (2) identify the alternatives considered for substitution of the priority chemical;
- (3) explain the basis for concluding that the use of an alternative is not technically or economically feasible; and
- (4) identify the steps that have and will be taken to minimize the use of the priority chemical.

Subd. 2. **Term of waiver.** The commissioner may grant a waiver with or without conditions upon finding that there are no technically or economically feasible alternatives for the use of the priority chemical in the children's product. Waivers may be granted for a term not to exceed four years and may be renewed for one or more additional four-year terms upon written application demonstrating that technically or economically feasible alternatives remain unavailable. The commissioner shall deny or grant waiver requests within 60 days after receipt of a completed waiver application.

Sec. 8. [116.9408] APPLICABILITY.

The requirements of sections 116.9401 to 116.9412 do not apply to:

- (1) chemicals in used children's products;
- (2) priority chemicals used in the manufacturing process, but that are not present in the final product;
- (3) priority chemicals used in agricultural production;
- (4) motor vehicles as defined in chapter 168 or watercraft as defined in chapter 86B or their component parts, except that the use of priority chemicals in detachable car seats is not exempt;
- (5) priority chemicals generated solely as combustion by-products or that are present in combustible fuels;
- (6) retailers, unless that retailer knowingly sells a children's product containing a priority chemical after the effective date of its prohibition, of which that retailer has received prior notification from a manufacturer, distributor, or the state;
- (7) pharmaceutical products and biologics;
- (8) "medical devices" as defined in section 201(h) of the federal Food, Drug, and Cosmetic Act, United States Code, title 21, section 321(h);
- (9) consumer electronics products and electronic components, including, but not limited to, personal computers; audio and video equipment; calculators; digital displays; wireless phones; cameras; game consoles; printers; and handheld electronic and electrical devices used to access interactive software or their associated peripherals; or products that comply with the provisions of directive 2002/95/EC of the European Union, adopted by the European Parliament and Council of the European Union; or
- (10) food and food or beverage packaging, except a container containing baby food or infant formula.

Sec. 9. [116.9409] DONATIONS TO THE STATE.

The commissioner may accept donations, grants, and other funds to carry out the purposes of sections 116.9401 to 116.9412. All donations, grants, and other funds must be accepted without preconditions regarding the outcomes of the regulatory oversight processes set forth in sections 116.9401 to 116.9412.

Sec. 10. [116.9410] PARTICIPATION IN INTERSTATE CHEMICALS CLEARINGHOUSE.

The agency must participate in an interstate chemicals clearinghouse to promote safer chemicals in consumer products in cooperation with other states, including the classification of chemicals in commerce; organizing and managing available data on chemicals, including information on uses, hazards, and environmental and health concerns; and producing and evaluating information on safer alternatives to specific uses of chemicals of concern.

Sec. 11. [116.9411] REPORTS.

- (a) By January 15, 2010, the Pollution Control Agency, in conjunction with the commissioner

of health, shall report to the senate and house of representatives committees with jurisdiction over environment and natural resources, commerce, and public health regarding the department's plans for implementing the requirements of sections 116.9401 to 116.9408, and make recommendations for funding the implementation of those sections.

(b) By January 15, 2012, the Pollution Control Agency, in conjunction with the commissioner of health and the commissioner of commerce, shall report to the senate and house of representatives committees with jurisdiction over environment and natural resources, public health, and commerce regarding recommendations to evaluate and regulate toxic chemicals in all consumer products; and to promote and provide incentives for product design that uses principles of green chemistry and lifecycle analysis to protect public health and the environment.

Sec. 12. [116.9412] ENFORCEMENT.

The agency shall enforce sections 116.9401 to 116.9411 in the manner provided by sections 115.071, subdivisions 1 to 6, and section 116.072.

Sec. 13. RULEMAKING.

The agency shall adopt rules under Minnesota Statutes, chapter 14, to implement the provisions of Minnesota Statutes, sections 116.9404 to 116.9408, no later than October 1, 2010.

Sec. 14. EFFECTIVE DATE.

Sections 1 to 13 are effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to public health; protecting the health of children from toxic chemicals in products; authorizing the Department of Health to designate priority chemicals of high concern and require replacement with safer alternatives; requiring disclosure by manufacturers of children's products that contain priority chemicals; requiring the Pollution Control Agency to regulate the sale of children's products containing a priority chemical; allowing a waiver for specific uses; exempting certain chemicals and products from the requirements; requiring participation in an interstate clearinghouse; requiring reports to the legislature on implementation plans and comprehensive safe products framework; proposing coding for new law in Minnesota Statutes, chapter 116."

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 909: A bill for an act relating to natural resources; renaming the Northshore Trail; amending Minnesota Statutes 2008, section 85.015, subdivision 13.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred

S.F. No. 692: A bill for an act relating to natural resources; repealing certain definitions related to grasslands; repealing Minnesota Statutes 2008, section 84.02.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Prettner Solon from the Committee on Energy, Utilities, Technology and Communications, to which was referred

S.F. No. 1405: A bill for an act relating to energy; providing funding for residential energy conservation using federal stimulus funding.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Prettner Solon from the Committee on Energy, Utilities, Technology and Communications, to which was re-referred

S.F. No. 540: A bill for an act relating to economic development; authorizing Winona County economic development authority to form a limited liability company.

Reports the same back with the recommendation that the bill do pass. Report adopted.

Senator Prettner Solon from the Committee on Energy, Utilities, Technology and Communications, to which was referred

S.F. No. 961: A bill for an act relating to energy; authorizing state agencies to develop plan for using federal stimulus funds dedicated to energy projects to install energy-efficient windows in government and residential buildings, to weatherize residential buildings, and to train installers; appropriating money.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Prettner Solon from the Committee on Energy, Utilities, Technology and Communications, to which was referred

S.F. No. 996: A bill for an act relating to local government; city of St. Paul; appropriating money for demonstration program for commercial and industrial energy efficiency improvements.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 22, delete "grant" and insert "section"

Page 2, line 17, after "savings" insert "attributable to its participating investment"

Page 2, line 19, delete "As a prerequisite for this grant,"

Page 2, line 27, after "approval" insert "by the commissioner"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Metzen from the Committee on Business, Industry and Jobs, to which was referred

S.F. No. 724: A bill for an act relating to taxation; providing an income tax credit for qualified business ventures in Minnesota; amending Minnesota Statutes 2008, section 290.01, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Taxes. Report adopted.

Senator Metzen from the Committee on Business, Industry and Jobs, to which was referred

S.F. No. 292: A bill for an act relating to taxation; insurance; providing a credit for investment in start-up and emerging Minnesota businesses; proposing coding for new law in Minnesota Statutes, chapters 116J; 297I.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Metzen from the Committee on Business, Industry and Jobs, to which was referred

S.F. No. 1446: A bill for an act relating to science and technology; establishing a matching grant program; appropriating money; amending Minnesota Statutes 2008, section 116J.657, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 284: A bill for an act relating to elections; applying certain privileges to major political party caucuses held in cities of the first class during odd-numbered years; proposing coding for new law in Minnesota Statutes, chapter 202A.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [202A.191] MAJOR POLITICAL PARTY CAUCUS WITHIN CITIES OF THE FIRST CLASS.

Subdivision 1. **Applicability.** This section applies to a major political party precinct caucus held within a city of the first class in an odd-numbered year, on the date determined as provided in subdivision 2.

Subd. 2. **Date of caucus.** (a) The chairs of the two largest major political parties' city organization within each city of the first class shall jointly submit to the governing body of that city the single date on which the two parties have agreed to conduct their precinct caucuses in the next odd-numbered year. The date must be submitted no later than August 1 of each even-numbered year.

(b) On August 1 of each even-numbered year, or at the next regularly scheduled meeting following that date, the governing body within each city of the first class shall publicly announce the official date for major political party precinct caucuses to be held in the next odd-numbered year within the city.

(c) If the chairs of the two largest major political parties within each city of the first class do not jointly submit to the governing body of a city of the first class a single date for conducting precinct caucuses in that city as provided in this subdivision, then for purposes of the next odd-numbered year, the first Tuesday in February shall be considered the day of a major political party precinct caucus within that city, and this section shall only apply within that city only on that date.

(d) For purposes of this subdivision, the two largest major political parties shall be the parties whose candidates for governor received the greatest and second greatest number of votes at the most recent election.

Subd. 3. **Prohibited meetings and activities.** (a) The following meetings and activities are prohibited after 6:00 p.m. on the night of a major party precinct caucus held within a first class city:

- (1) A meeting of a school board or city council;
- (2) A meeting of the governing body of a special taxing district, as defined in section 275.066, if the special taxing district is wholly contained within the first-class city;
- (3) An event sponsored by a public elementary or secondary school.

(b) This subdivision applies only to meetings and activities held within the first class city where a major party caucus is held.

Subd. 4. **Absence from work.** Every employee who is entitled to attend a major political party precinct caucus within a city of the first class is entitled, after giving the employer at least ten days' written notice, to be absent from work for the purpose of attending the caucus during the time for which the caucus is scheduled without penalty or deduction from salary or wages on account of the absence, other than a deduction in salary for the time of absence from employment.

Subd. 5. **Public school buildings.** No school official may deny the use of a public school building for the holding of a major political party precinct caucus within a city of the first class if the school office has received a written request for the use of the school building 30 days or more prior to the

date of the caucus.

Subd. 6. Use of facilities. Every public agency, including the University of Minnesota and other public colleges and universities located within a city of the first class, must make their facilities available for the holding of a major party precinct caucus on the date determined according to this section. A charge for the use of the facilities may be imposed in an amount that does not exceed the lowest amount charged to any public or private group."

And when so amended the bill do pass. Amendments adopted. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 3: A bill for an act relating to state government operations; eliminating unnecessary state mandates.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 5, delete everything after "1." and insert "Mandates eliminated or revised."

Page 1, delete line 6

Page 1, line 7, delete everything before "By"

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 182: A bill for an act relating to elections; establishing districting principles for legislative and congressional plans; providing for appointment of a commission to recommend the boundaries of legislative and congressional districts; amending Minnesota Statutes 2008, section 2.021; proposing coding for new law in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 2008, section 2.031.

Reports the same back with the recommendation that the bill be amended as follows:

Page 3, line 12, after the period, insert "The director of the legislative coordinating commission shall convene a meeting of the four judges no later than March 15 of that year, at which meeting"

Page 3, line 30, delete "May 15" and insert "April 30"

Page 3, line 32, delete "by January 15 of the year ending in two" and insert "within two weeks"

Page 4, line 1, after "plan" insert "within two weeks" and delete the fourth comma and insert a period

Page 4, delete line 2

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was re-referred

S.F. No. 854: A bill for an act relating to human services; modifying programs and licensure provisions for services to persons with disabilities; requiring a report; appropriating money; amending Minnesota Statutes 2008, sections 245A.10, subdivision 3; 245A.11, by adding a subdivision; 245C.04, subdivision 1; 245C.20; 256B.5011, subdivision 2; 256B.5012, subdivisions 4, 6, 7; 256B.5013, subdivision 1, by adding a subdivision; 256D.44, subdivision 5; repealing Minnesota Statutes 2008, section 256B.5013, subdivision 5; Minnesota Rules, part 9555.6125, subpart 4, item B.

Reports the same back with the recommendation that the bill be amended as follows:

Page 9, delete section 9

Page 13, delete lines 16 to 24 and insert:

"(b) The commissioner may consult with existing stakeholder groups convened under the commissioner's authority, including the home and community-based expert services panel established by the commissioner in 2008, to meet all or some of the requirements of this section.

(c) The commissioner shall also consult with ICF/MR providers and advocates to monitor progress made pursuant to the commissioner's December 15, 2008, ICF/MR report to the legislature.

(d) The commissioner shall provide the reports and plans required by this section to the legislative committees and budget divisions with jurisdiction over health and human services policy and finance by January 15, 2012."

Page 13, delete section 13 and insert:

"Sec. 12. COMMON SERVICE MENU FOR HOME AND COMMUNITY-BASED WAIVER PROGRAMS.

The commissioner of human services shall confer with representatives of recipients, advocacy groups, counties, providers, and health plans to develop and update a common service menu for home and community-based waiver programs. The commissioner may consult with existing stakeholder groups convened under the commissioner's authority to meet all or part of the requirements of this section."

Renumber the sections in sequence

Amend the title numbers accordingly

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 1298: A bill for an act relating to state government; changing the name of a state agency.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 1544: A bill for an act relating to local government; removing, extending, or modifying certain mandates upon local governmental units; amending Minnesota Statutes 2008, sections 6.80, by adding a subdivision; 211B.37; 306.243, by adding a subdivision; 326B.145; 344.18; 375.12, subdivision 2; 375.17, subdivision 1; 382.265; 384.151, subdivision 1a; 385.373, subdivision 1a; 386.015, subdivision 2; 387.20, subdivisions 1, 2; 429.041, subdivisions 1, 2; 469.015; 471.999; 473.862; 508.12, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 14; repealing Minnesota Statutes 2008, sections 15.435; 373.42; 384.151, subdivisions 1, 3; 385.373, subdivisions 1, 3; 386.015, subdivisions 1, 4; 387.20, subdivision 4; 471.661.

Reports the same back with the recommendation that the bill be amended as follows:

Page 2, after line 23, insert:

"Sec. 3. Minnesota Statutes 2008, section 168.33, subdivision 7, is amended to read:

Subd. 7. **Filing fees; allocations.** (a) In addition to all other statutory fees and taxes, a filing fee of:

- (1) \$4.50 is imposed on every vehicle registration renewal, excluding pro rate transactions; and
- (2) \$8.50 is imposed on every other type of vehicle transaction, including pro rate transactions;

except that a filing fee may not be charged for a document returned for a refund or for a correction of an error made by the Department of Public Safety, a dealer, or a deputy registrar. The filing fee must be shown as a separate item on all registration renewal notices sent out by the commissioner. No filing fee or other fee may be charged for the permanent surrender of a title for a vehicle.

(b) The fees imposed under paragraph (a) may be paid by credit card or debit card. The deputy registrar may collect a surcharge on the fee not to exceed the cost of processing a credit card or debit card transaction.

(c) All of the fees collected under paragraph (a), clause (1), by the department, must be paid into the vehicle services operating account in the special revenue fund under section 299A.705. Of the fee collected under paragraph (a), clause (2), by the department, \$3.50 must be paid into the general fund with the remainder deposited into the vehicle services operating account in the special revenue fund under section 299A.705.

EFFECTIVE DATE. This section is effective for fees collected after July 31, 2009."

Page 4, after line 14, insert:

"Sec. 8. Minnesota Statutes 2008, section 365.28, is amended to read:

365.28 PUBLIC BURIAL GROUND IS TOWN'S AFTER TEN YEARS.

A tract of land in a town becomes town property after it has been used as a public burial ground for ten years if the tract is not owned by a cemetery association. The town board shall control the burial ground as it controls other town cemeteries. A town that has accepted responsibility for an abandoned cemetery may prohibit further burials in the abandoned cemetery, and may cease all acceptance of responsibility for new burials.

Sec. 9. Minnesota Statutes 2008, section 373.052, subdivision 1, is amended to read:

Subdivision 1. **Business days.** County offices shall be open for public business on all business days ~~except (a)~~ designated by the county board. County offices shall not be open for public business on legal holidays, (b) holidays established by the county board pursuant to contract with certified employee bargaining units, and (c) emergency situations. For purposes of this section "business day" means Monday, Tuesday, Wednesday, Thursday ~~and, or~~ Friday.

Sec. 10. Minnesota Statutes 2008, section 373.052, is amended by adding a subdivision to read:

Subd. 1c. **Four-day work week.** The county board may by contract with certified employee bargaining units establish a four-day, 40-hour work week for county employees that may include staggered business days off or a uniform closure of county offices on the same business day each week. The county board must recognize a collective bargaining agreement under this subdivision before designating the business days as required by subdivision 1.

Sec. 11. Minnesota Statutes 2008, section 373.052, subdivision 2, is amended to read:

Subd. 2. **No loss if closed.** Any act authorized, required, or permitted by law or contract to be performed at or in county buildings, or their offices, which are closed as provided in this section, may be performed on the next succeeding regular business day in the county and no liability or loss of rights on the part of any person shall result from the closing."

Page 4, lines 19 and 21, delete "\$5,000" and insert "\$2,000"

Page 4, delete section 8

Page 15, line 10, delete "15.435;"

Renumber the sections in sequence

Amend the title numbers accordingly

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 80: A bill for an act relating to elections; campaign finance; providing contribution limits for judicial candidates; amending Minnesota Statutes 2008, section 10A.27, subdivision 1.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 10A.01, subdivision 18, is amended to read:

Subd. 18. **Independent expenditure.** "Independent expenditure" means an expenditure expressly advocating the election or defeat of a clearly identified candidate, if the expenditure is made without the express or implied consent, authorization, or cooperation of, and not in concert with or at the request or suggestion of, any candidate or any candidate's principal campaign committee or agent. An independent expenditure is not a contribution to that candidate. ~~An expenditure by a political party or political party unit in a race where the political party has a candidate on the ballot is not an independent expenditure.~~

Sec. 2. Minnesota Statutes 2008, section 10A.01, subdivision 26, is amended to read:

Subd. 26. **Noncampaign disbursement.** "Noncampaign disbursement" means a purchase or payment of money or anything of value made, or an advance of credit incurred, or a donation in kind received, by a principal campaign committee for any of the following purposes:

- (1) payment for accounting and legal services;
- (2) return of a contribution to the source;
- (3) repayment of a loan made to the principal campaign committee by that committee;
- (4) return of a public subsidy;
- (5) payment for food, beverages, and necessary utensils and supplies, entertainment, and facility rental for a fund-raising event;
- (6) services for a constituent by a member of the legislature or a constitutional officer in the executive branch, including the costs of preparing and distributing a suggestion or idea solicitation to constituents, performed from the beginning of the term of office to adjournment sine die of the legislature in the election year for the office held, and half the cost of services for a constituent by a member of the legislature or a constitutional officer in the executive branch performed from adjournment sine die to 60 days after adjournment sine die;
- (7) payment for food and beverages consumed by a candidate or volunteers while they are engaged in campaign activities;
- (8) payment for food or a beverage consumed while attending a reception or meeting directly related to legislative duties;
- (9) payment of expenses incurred by elected or appointed leaders of a legislative caucus in carrying out their leadership responsibilities;
- (10) payment by a principal campaign committee of the candidate's expenses for serving in public office, other than for personal uses;

- (11) costs of child care for the candidate's children when campaigning;
- (12) fees paid to attend a campaign school;
- (13) costs of a postelection party during the election year when a candidate's name will no longer appear on a ballot or the general election is concluded, whichever occurs first;
- (14) interest on loans paid by a principal campaign committee on outstanding loans;
- (15) filing fees;
- (16) post-general election thank-you notes or advertisements in the news media;
- (17) the cost of campaign material purchased to replace defective campaign material, if the defective material is destroyed without being used;
- (18) contributions to a party unit;
- (19) payments for funeral gifts or memorials;
- (20) the cost of a magnet less than six inches in diameter containing legislator contact information and distributed to constituents;
- (21) costs associated with a candidate attending a political party state or national convention in this state; and
- (22) other purchases or payments specified in board rules or advisory opinions as being for any purpose other than to influence the nomination or election of a candidate or to promote or defeat a ballot question.

The board must determine whether an activity involves a noncampaign disbursement within the meaning of this subdivision.

A noncampaign disbursement is considered to be made in the year in which the candidate made the purchase of goods or services or incurred an obligation to pay for goods or services.

Sec. 3. Minnesota Statutes 2008, section 10A.04, subdivision 5, is amended to read:

Subd. 5. **Late filing.** ~~The board must send a notice by certified mail to any lobbyist or principal who fails after seven days after a filing date imposed by this section to file a report or statement or to pay a fee required by this section.~~ If a lobbyist or principal fails to file a report or pay a fee required by this section within ten business days after the ~~notice was sent~~ report was due, the board may impose a late filing fee of \$5 per day, not to exceed \$100, commencing with the 11th day after the ~~notice was sent~~ report was due. The board must send ~~an additional~~ notice by certified mail to any lobbyist or principal who fails to file a report or pay a fee within ~~14 days after the first notice was sent by the board~~ ten business days after the report was due that the lobbyist or principal may be subject to a civil penalty for failure to file the report or pay the fee. A lobbyist or principal who fails to file a report or statement or pay a fee within seven days after the ~~second~~ certified mail notice was sent by the board is subject to a civil penalty imposed by the board of up to \$1,000.

Sec. 4. Minnesota Statutes 2008, section 10A.071, subdivision 3, is amended to read:

Subd. 3. **Exceptions.** (a) The prohibitions in this section do not apply if the gift is:

- (1) a contribution as defined in section 10A.01, subdivision 11;
 - (2) services to assist an official in the performance of official duties, including but not limited to providing advice, consultation, information, and communication in connection with legislation, and services to constituents;
 - (3) services of insignificant monetary value;
 - (4) a plaque with a resale value of \$5 or less;
 - (5) a trinket or memento costing \$5 or less;
 - (6) informational material ~~of unexceptional value~~ with a resale value of \$5 or less; or
 - (7) food or a beverage given at a reception, meal, or meeting away from the recipient's place of work by an organization before whom the recipient appears to make a speech or answer questions as part of a program.
- (b) The prohibitions in this section do not apply if the gift is given:
- (1) because of the recipient's membership in a group, a majority of whose members are not officials, and an equivalent gift is given to the other members of the group; or
 - (2) by a lobbyist or principal who is a member of the family of the recipient, unless the gift is given on behalf of someone who is not a member of that family.

Sec. 5. Minnesota Statutes 2008, section 10A.08, is amended to read:

10A.08 REPRESENTATION DISCLOSURE.

A public official who represents a client for a fee before an individual, board, commission, or agency that has rulemaking authority in a hearing conducted under chapter 14, must disclose the official's participation in the action to the board within 14 days after the appearance. ~~The board must send a notice by certified mail to any public official who fails to disclose the participation within 14 days after the appearance.~~ If the public official fails to disclose the participation within ten business days after the notice was sent disclosure required by this section was due, the board may impose a late filing fee of \$5 per day, not to exceed \$100, starting on the 11th day after the notice was sent disclosure was due. The board must send ~~an additional~~ notice by certified mail to a public official who fails to disclose the participation within ~~14~~ ten days after the ~~first notice was sent by the board~~ disclosure was due that the public official may be subject to a civil penalty for failure to disclose the participation. A public official who fails to disclose the participation within seven days after the ~~second~~ certified mail notice was sent by the board is subject to a civil penalty imposed by the board of up to \$1,000.

Sec. 6. Minnesota Statutes 2008, section 10A.09, subdivision 7, is amended to read:

Subd. 7. **Late filing.** ~~The board must send a notice by certified mail to any individual who fails within the prescribed time to file a statement of economic interest required by this section.~~ If an individual fails to file a statement of economic interest required by this section within ten business days after the notice was sent, the board may impose a late filing fee of \$5 per day, not to exceed \$100, commencing on the 11th day after the notice was sent statement was due. The board must send ~~an additional~~ notice by certified mail to any individual who fails to file a statement within 14

~~ten days after the first notice was sent by the board~~ statement was due that the individual may be subject to a civil penalty for failure to file a statement. An individual who fails to file a statement within seven days after the ~~second~~ certified mail notice was sent by the board is subject to a civil penalty imposed by the board up to \$1,000.

Sec. 7. Minnesota Statutes 2008, section 10A.14, subdivision 2, is amended to read:

Subd. 2. **Form.** The statement of organization must include:

- (1) the name and address of the committee, fund, or party unit;
- (2) the name ~~and~~, address, and e-mail address of the chair of a political committee, principal campaign committee, or party unit;
- (3) the name and address of any supporting association of a political fund;
- (4) the name ~~and~~, address, and e-mail address of the treasurer and any deputy treasurers;
- (5) the name, address, and e-mail address of the candidate of a principal campaign committee;
- (6) a listing of all depositories or safety deposit boxes used; and
- ~~(6)~~ (7) for the state committee of a political party only, a list of its party units.

Sec. 8. Minnesota Statutes 2008, section 10A.14, subdivision 4, is amended to read:

Subd. 4. **Failure to file; penalty.** ~~The board must send a notice by certified mail to any individual who fails to file a statement required by this section.~~ If the individual fails to file a statement required by this section within ten business days after the ~~notice was sent~~ statement was due, the board may impose a late filing fee of \$5 per day, not to exceed \$100, commencing with the 11th day after the ~~notice was sent~~ statement was due.

The board must send ~~an additional~~ notice by certified mail to any individual who fails to file a statement within ~~14~~ ten days after the ~~first notice was sent by the board~~ statement was due that the individual may be subject to a civil penalty for failure to file the ~~report~~ statement. An individual who fails to file the statement within seven days after the ~~second~~ certified mail notice was sent by the board is subject to a civil penalty imposed by the board of up to \$1,000.

Sec. 9. Minnesota Statutes 2008, section 10A.14, is amended by adding a subdivision to read:

Subd. 5. **Exemptions.** For good cause shown, the board must grant exemptions to the requirement that e-mail addresses be provided.

Sec. 10. Minnesota Statutes 2008, section 10A.20, subdivision 1, is amended to read:

Subdivision 1. **First filing; duration.** The treasurer of a political committee, political fund, principal campaign committee, or party unit must begin to file the reports required by this section in the first year it receives contributions or makes expenditures in excess of \$100 and must continue to file until the committee, fund, or party unit is terminated. The reports must be filed electronically in a standards-based open format specified by the board. For good cause shown, the board must grant exemptions to the requirement that reports be filed electronically.

EFFECTIVE DATE. This section is effective January 1, 2012, and applies to reports for

election years on or after that date.

Sec. 11. Minnesota Statutes 2008, section 10A.20, is amended by adding a subdivision to read:

Subd. 1b. **Release of reports.** A report filed under this section is nonpublic data until 8:00 a.m. on the day following the day the report was due.

EFFECTIVE DATE. This section is effective for reports filed in 2009.

Sec. 12. Minnesota Statutes 2008, section 10A.20, is amended by adding a subdivision to read:

Subd. 1c. **Reports of certain political party units.** (a) This subdivision applies to the following party units:

(1) the two state party units of major political parties that received the highest level of contributions in the last election year;

(2) the two party units established by members of a major party in the house of representatives that received the highest level of contributions in the last election year; and

(3) the two party units established by members of a major party in the senate that received the highest level of contributions in the last election year.

(b) A report filed under this section by a member of one of the party units listed in paragraph (a) is nonpublic data until the reports of each of the party units in that group have been filed.

(c) A report filed electronically under this section by a member of one of the party units listed in paragraph (a) is nonpublic data unless the reports of each of the party units in that group are filed electronically or until the board has created electronic data from the nonelectronic report so that data from each report are available in the same electronic form. The board may produce a viewable image of an electronic report after the requirements of paragraph (b) have been met.

(d) A party unit may waive the restrictions on publication of data established in this section through a written statement signed by the treasurer.

(e) Nothing in this subdivision prevents the board from publicly disclosing that an entity subject to this section has filed a report and the date the report was filed.

EFFECTIVE DATE. This section is effective January 1, 2012, and applies to reports for election years beginning on or after that date.

Sec. 13. Minnesota Statutes 2008, section 10A.20, subdivision 12, is amended to read:

Subd. 12. **Failure to file; penalty.** ~~The board must send a notice by certified mail to any individual who fails to file a statement required by this section.~~ If an individual fails to file a statement report required by this section that is due January 31 within ten business days after the notice was sent report was due, the board may impose a late filing fee of \$5 per day, not to exceed \$100, commencing with the 11th day after the ~~notice was sent~~ report was due.

If an individual fails to file a ~~statement~~ report required by this section that is due before a primary or election within three days after the date due, regardless of whether the individual has received any notice, the board may impose a late filing fee of \$50 per day, not to exceed \$500, commencing on the fourth day after the date the statement was due.

The board must send ~~an additional~~ notice by certified mail to an individual who fails to file a ~~statement report~~ within 14 days after the ~~first notice was sent by the board~~ report was due that the individual may be subject to a civil penalty for failure to file a ~~statement~~ the report. An individual who fails to file the ~~statement report~~ within seven days after the ~~second~~ certified mail notice was sent by the board is subject to a civil penalty imposed by the board of up to \$1,000.

Sec. 14. Minnesota Statutes 2008, section 10A.27, subdivision 1, is amended to read:

Subdivision 1. **Contribution limits.** (a) Except as provided in subdivision 2, a candidate must not permit the candidate's principal campaign committee to accept aggregate contributions made or delivered by any individual, political committee, or political fund in excess of the following:

(1) to candidates for governor and lieutenant governor running together, \$2,000 in an election year for the office sought and \$500 in other years;

(2) to a candidate for attorney general, secretary of state, or state auditor, \$1,000 in an election year for the office sought and \$200 in other years;

~~(3) to a candidate for the office of secretary of state or state auditor, \$500 in an election year for the office sought and \$100 in other years;~~

~~(4)~~ (3) to a candidate for state senator, \$500 \$750 in an election year for the office sought and ~~\$100~~ \$250 in other years; and

~~(5)~~ (4) to a candidate for state representative, \$500 in an election year for the office sought and ~~\$100~~ \$125 in the other year; and

(5) to a candidate for judicial office, \$2,000 in an election year for the office sought and \$500 in other years.

(b) The following deliveries are not subject to the bundling limitation in this subdivision:

(1) delivery of contributions collected by a member of the candidate's principal campaign 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.

(c) A lobbyist, political committee, political party unit, or political fund must not make a contribution a candidate is prohibited from accepting.

EFFECTIVE DATE. This section is effective January 1, 2010, and applies to contributions received on or after that date.

Sec. 15. Minnesota Statutes 2008, section 10A.31, subdivision 6, is amended to read:

Subd. 6. **Distribution of party accounts.** As soon as the board has obtained from the secretary of state the results of the primary election, but no later than one week after certification by the State Canvassing Board of the results of the primary, the board must distribute the available money in each party account, as certified by the commissioner of revenue on September 1, to the candidates of that party who have signed a spending limit agreement under section 10A.322 and filed the affidavit of contributions required by section 10A.323, who were opposed in either the primary election or the

general election, and whose names are to appear on the ballot in the general election, according to the allocations set forth in subdivisions 5 and 5a. The public subsidy from the party account may not be paid in an amount greater than the expenditure limit of the candidate or the expenditure limit that would have applied to the candidate if the candidate had not been freed from expenditure limits under section 10A.25, subdivision 10. ~~If a candidate files the affidavit required by section 10A.323 after September 1 of the general election year, the board must pay the candidate's allocation to the candidate at the next regular payment date for public subsidies for that election cycle that occurs at least 15 days after the candidate files the affidavit.~~

Sec. 16. Minnesota Statutes 2008, section 10A.31, is amended by adding a subdivision to read:

Subd. 7a. Withholding of public subsidy. If a candidate who is eligible for payment of public subsidy under this section has not filed the report of receipts and expenditures required under section 10A.20 before a primary election, any public subsidy for which that candidate is eligible must be withheld by the board until the candidate complies with the filing requirements of section 10A.20 and the board has sufficient time to review or audit the report. If a candidate who is eligible for public subsidy does not file the report due before the primary election under section 10A.20 by the date that the report of receipts and expenditures filed before the general election is due, that candidate shall not be paid public subsidy for that election.

Sec. 17. Minnesota Statutes 2008, section 10A.322, subdivision 1, is amended to read:

Subdivision 1. Agreement by candidate. (a) As a condition of receiving a public subsidy, a candidate must sign and file with the board a written agreement in which the candidate agrees that the candidate will comply with sections 10A.25; 10A.27, subdivision 10; 10A.31, subdivision 7, paragraph (c); 10A.324; and 10A.38.

(b) Before the first day of filing for office, the board must forward agreement forms to all filing officers. The board must also provide agreement forms to candidates on request at any time. The candidate must file the agreement with the board by September 1 preceding the candidate's general election or a special election held at the general election. An agreement may not be filed after that date. An agreement once filed may not be rescinded.

(c) The board must notify the commissioner of revenue of any agreement signed under this subdivision.

(d) Notwithstanding paragraph (b), if a vacancy occurs that will be filled by means of a special election and the filing period does not coincide with the filing period for the general election, a candidate may sign and submit a spending limit agreement not later than the day after the ~~candidate files the affidavit of candidacy or nominating petition for the office~~ close of the filing period for the special election for which the candidate filed.

Sec. 18. Minnesota Statutes 2008, section 10A.323, is amended to read:

10A.323 AFFIDAVIT OF CONTRIBUTIONS.

In addition to the requirements of section 10A.322, to be eligible to receive a public subsidy under section 10A.31 a candidate or the candidate's treasurer must file an affidavit with the board stating that during that calendar year the candidate has accumulated contributions from persons eligible to vote in this state in at least the amount indicated for the office sought, counting only the first \$50 received from each contributor:

- (1) candidates for governor and lieutenant governor running together, \$35,000;
- (2) candidates for attorney general, \$15,000;
- (3) candidates for secretary of state and state auditor, separately, \$6,000;
- (4) candidates for the senate, \$3,000; and
- (5) candidates for the house of representatives, \$1,500.

The affidavit must state the total amount of contributions that have been received from persons eligible to vote in this state, disregarding the portion of any contribution in excess of \$50.

The candidate or the candidate's treasurer must submit the affidavit required by this section to the board in writing by the cutoff date for reporting of receipts and expenditures before a primary under section 10A.20, subdivision 4.

A candidate for a vacancy to be filled at a special election for which the filing period does not coincide with the filing period for the general election must submit the affidavit required by this section to the board within five days after ~~filing the affidavit of candidacy~~ the close of the filing period for the special election for which the candidate filed.

Sec. 19. Minnesota Statutes 2008, section 10A.35, is amended to read:

10A.35 COMMERCIAL USE OF INFORMATION PROHIBITED.

Information copied from reports and statements filed with the board, other than reports and statements filed by lobbyists and lobbyist principals, may not be sold or used by an individual or association for a commercial purpose. Purposes related to elections, political activities, or law enforcement are not commercial purposes. An individual or association who violates this section is subject to a civil penalty of up to \$1,000. An individual who knowingly violates this section is guilty of a misdemeanor.

Sec. 20. **CAMPAIGN FINANCE BOARD; FUNDING OPTION.**

The Campaign Finance Board shall analyze the potential use of funds collected under Minnesota Statutes, section 10A.31, as the exclusive source of funding for the operations of the board.

The board must submit a report describing the board's findings and recommendations under this section to the chairs of the legislative committees with jurisdiction over elections finance no later than January 15, 2010.

Sec. 21. **REPEALER.**

Minnesota Statutes 2008, section 10A.20, subdivision 6b, is repealed."

Delete the title and insert:

"A bill for an act relating to elections; campaign finance; removing certain unconstitutional provisions governing independent expenditures in political campaigns; authorizing electronic filing of certain items with the Campaign Finance and Public Disclosure Board; providing contribution limits for judicial candidates; increasing contribution limits for candidates for secretary of state, state auditor and the legislature; making certain reports filed with the Campaign Finance and Public

Disclosure Board nonpublic data until certain conditions have been met; requiring the public subsidy for an eligible candidate be withheld until a required report has been filed; amending Minnesota Statutes 2008, sections 10A.01, subdivisions 18, 26; 10A.04, subdivision 5; 10A.071, subdivision 3; 10A.08; 10A.09, subdivision 7; 10A.14, subdivisions 2, 4, by adding a subdivision; 10A.20, subdivisions 1, 12, by adding subdivisions; 10A.27, subdivision 1; 10A.31, subdivision 6, by adding a subdivision; 10A.322, subdivision 1; 10A.323; 10A.35; repealing Minnesota Statutes 2008, section 10A.20, subdivision 6b."

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Senator Marty from the Committee on Health, Housing and Family Security, to which was referred

S.F. No. 839: A bill for an act relating to human services; specifying criteria for communities for a lifetime; requiring the Minnesota Board on Aging and the commissioner of employment and economic development to develop recommendations on the designation of communities for a lifetime; requiring a report; amending Minnesota Statutes 2008, section 256.975, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 18, after "means" insert "partnerships of small cities, counties,"

Page 1, line 22, after "extended" insert "within a reasonable distance"

Page 2, delete lines 12 and 13 and insert:

"(d) Communities for a lifetime must demonstrate the availability of supports and services for senior residents that include, but are not limited to:"

Page 3, delete lines 1 to 23 and insert:

"(2) offer training and learning opportunities for businesses, civic groups, fire and police personnel, and others frequently interacting with seniors on appropriate methods of interacting with seniors;

(3) incorporate into its local plan under sections 366.10, 394.232, and 462.353, elements that address the forecast change in population age structure including, but not limited to, land use, housing, public facilities, transportation, housing, and capital improvement plans; provisions addressing the availability of the opportunities, supports, and services identified in paragraphs (c) and (d); and strategies to develop physical infrastructure responsive to the needs of the projected population.

(f) In implementing this subdivision, the Minnesota Board on Aging shall:

(1) consult with, and when appropriate, work through the area agencies on aging;

(2) consult with the commissioners of human services, health, and employment and economic development, and the League of Minnesota Cities and other organizations representing local units

of government; and

(3) review models of senior-friendly community initiatives from other states and organizations.

(g) The Board on Aging shall report to the legislature by February 28, 2010, with recommendations on (1) a process for communities to request and receive the designation of community for a lifetime, and (2) funding sources to implement these communities."

Amend the title as follows:

Page 1, delete lines 3 and 4

Page 1, line 5, delete everything before the first semicolon and insert "requiring the Minnesota Board on Aging to develop a designation process and funding sources for these communities"

And when so amended the bill do pass and be re-referred to the Committee on Business, Industry and Jobs. Amendments adopted. Report adopted.

Senator Marty from the Committee on Health, Housing and Family Security, to which was referred

S.F. No. 690: A bill for an act relating to human services; modifying 24-hour customized living services; amending Minnesota Statutes 2008, section 256B.0915, subdivision 3h.

Reports the same back with the recommendation that the bill be amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 256B.0915, subdivision 3h, is amended to read:

Subd. 3h. **Service rate limits; 24-hour customized living services.** (a) The payment rates for 24-hour customized living services is a monthly rate negotiated and authorized by the lead agency within the parameters established by the commissioner of human services. The payment agreement must delineate the services that have been customized for each recipient and specify the amount of each service to be provided. The lead agency shall ensure that there is a documented need for all services authorized. The lead agency shall not authorize 24-hour customized living services unless there is a documented need for 24-hour supervision. For purposes of this section, "24-hour supervision" means that the recipient requires assistance due to needs related to one or more of the following:

(1) intermittent assistance with toileting or transferring;

(2) cognitive or behavioral issues;

(3) a medical condition that requires clinical monitoring; or

(4) other conditions or needs as defined by the commissioner of human services. The lead agency shall ensure that the frequency and mode of supervision of the recipient and the qualifications of staff providing supervision are described and meet the needs of the recipient. Customized living services must not include rent or raw food costs. The negotiated payment rate for 24-hour customized living services must be based on services to be provided. Negotiated rates must not exceed payment rates for comparable elderly waiver or medical assistance services and

must reflect economies of scale. The individually negotiated 24-hour customized living payments, in combination with the payment for other elderly waiver services, including case management, must not exceed the recipient's community budget cap specified in subdivision 3a.

(b) When a Class F or Class A home care provider is responsible for providing services to persons in a registered housing with services establishment that adjoins a nursing facility or hospital, is licensed to serve 12 or fewer persons, and has nighttime staffing and supervision provided by staff in the adjoining building, persons who require assistance in accordance with the assessment criteria outlined in paragraph (a) may be assisted under a service plan that includes authorization up to the payment rate limits established in this subdivision when all other requirements in this subdivision are met. Time spent by staff providing services and supervision to the recipients of services in each licensed program must be documented and allocated to each licensed program accordingly. For purposes of this paragraph, "adjoining" means physically attached or connected by a corridor to a nursing facility or hospital. This paragraph does not apply to providers who are subject to section 325F.72. This paragraph expires on June 30, 2011."

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Scheid from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 1310: A bill for an act relating to commerce; reforming no-fault auto insurance; increasing certain first-party benefits; regulating certain arbitration awards; prohibiting balance billing by health care providers; regulating the furnishing of certain accident record information; clarifying civil liability with respect to recovery of medical and health care expenses; amending Minnesota Statutes 2008, sections 65B.44, subdivisions 2, 3, 4; 65B.51, subdivisions 1, 3; 65B.525, by adding a subdivision; 65B.54, by adding a subdivision; 169.09, subdivision 13; 604.01, by adding a subdivision; 604.02, by adding a subdivision.

Reports the same back with the recommendation that the bill be amended as follows:

Page 7, after line 5, insert:

"Sec. 9. Minnesota Statutes 2008, section 548.251, subdivision 1, is amended to read:

Subdivision 1. **Definition.** (a) For purposes of this section, "collateral sources" means payments related to the injury or disability in question made to the plaintiff, or on the plaintiff's behalf up to the date of the verdict, by or pursuant to:

(1) a federal, state, or local income disability or Workers' Compensation Act; or other public program providing medical expenses, disability payments, or similar benefits;

(2) health, accident and sickness, or automobile accident insurance or liability insurance that provides health benefits or income disability coverage; except life insurance benefits available to the plaintiff, whether purchased by the plaintiff or provided by others, payments made pursuant to the United States Social Security Act, or pension payments;

(3) a contract or agreement of a group, organization, partnership, or corporation to provide, pay for, or reimburse the costs of hospital, medical, dental or other health care services; or

(4) a contractual or voluntary wage continuation plan provided by employers or any other system intended to provide wages during a period of disability, except benefits received from a private disability insurance policy where the premiums were wholly paid for by the plaintiff.

(b) In addition to any other limitation under law, recovery of medical or health care expenses is limited to the amount actually paid or actually incurred by or on behalf of the claimant, whichever amount is lower."

Renumber the sections in sequence

Amend the title numbers accordingly

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

Senator Scheid from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 406: A bill for an act relating to commerce; regulating franchise agreements between outdoor sport equipment dealers, manufacturers, and distributors; proposing coding for new law as Minnesota Statutes, chapter 80G.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, line 21, delete "86B.001" and insert "86B.005"

And when so amended the bill do pass and be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 692, 540 and 284 were read the second time.

MOTIONS AND RESOLUTIONS

Senator Berglin moved that the name of Senator Dibble be added as a co-author to S.F. No. 245. The motion prevailed.

Senator Kubly moved that the name of Senator Erickson Ropes be added as a co-author to S.F. No. 349. The motion prevailed.

Senator Metzen moved that his name be stricken as a co-author to S.F. No. 390. The motion prevailed.

Senator Tomassoni moved that his name be stricken as a co-author to S.F. No. 390. The motion prevailed.

Senator Prettner Solon moved that the name of Senator Clark be added as a co-author to S.F. No. 545. The motion prevailed.

Senator Hann moved that the name of Senator Dille be added as a co-author to S.F. No. 592. The motion prevailed.

Senator Sieben moved that the name of Senator Jungbauer be added as a co-author to S.F. No. 671. The motion prevailed.

Senator Pappas moved that the name of Senator Anderson be added as a co-author to S.F. No. 838. The motion prevailed.

Senator Michel moved that his name be stricken as a co-author to S.F. No. 867. The motion prevailed.

Senator Pogemiller moved that the name of Senator Clark be added a co-author to S.F. No. 1117. The motion prevailed.

Senator Bakk moved that the name of Senator Olseen be added as a co-author to S.F. No. 1161. The motion prevailed.

Senator Anderson moved that the name of Senator Rosen be added as a co-author to S.F. No. 1232. The motion prevailed.

Senator Rest moved that the names of Senators Doll and Bonoff be added as co-authors to S.F. No. 1274. The motion prevailed.

Senator Lourey moved that the name of Senator Bakk be added as a co-author to S.F. No. 1317. The motion prevailed.

Senator Bonoff moved that the name of Senator Wiger be added as a co-author to S.F. No. 1342. The motion prevailed.

Senator Rest moved that the names of Senators Berglin and Sheran be added as co-authors to S.F. No. 1359. The motion prevailed.

Senator Lourey moved that the name of Senator Sheran be added as a co-author to S.F. No. 1436. The motion prevailed.

Senator Clark moved that the name of Senator Olseen be added as a co-author to S.F. No. 1456. The motion prevailed.

Senator Sieben moved that the name of Senator Higgins be added as a co-author to S.F. No. 1482. The motion prevailed.

Senator Higgins moved that the name of Senator Sieben be added as a co-author to S.F. No. 1486. The motion prevailed.

Senator Erickson Ropes moved that the names of Senators Frederickson, Sheran and Dille be added as co-authors to S.F. No. 1516. The motion prevailed.

Senator Erickson Ropes moved that the names of Senators Prettner Solon, Berglin and Sheran be added as co-authors to S.F. No. 1519. The motion prevailed.

Senator Lourey moved that the name of Senator Sheran be added as a co-author to S.F. No. 1525. The motion prevailed.

Senator Rest moved that the names of Senators Gerlach and Lourey be added as co-authors to S.F. No. 1544. The motion prevailed.

Senator Clark moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Olseen be added as chief author to S.F. No. 1564. The motion prevailed.

Senator Vickerman moved that S.F. No. 648 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Finance. The motion prevailed.

Senator Berglin moved that S.F. No. 825 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Finance. The motion prevailed.

Senator Prettner Solon moved that S.F. No. 890 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Finance. The motion prevailed.

Senator Berglin moved that S.F. No. 1333 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Finance. The motion prevailed.

Senator Berglin moved that S.F. No. 1404 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Finance. The motion prevailed.

Senator Betzold, for Senator Metzen, moved that S.F. No. 1494 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Lourey moved that S.F. No. 1525 be withdrawn from the Committee on Health, Housing and Family Security and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Koch introduced –

Senate Resolution No. 57: A Senate resolution congratulating Brandon John Arnold of Montrose, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Rest moved that S.F. No. 746 be withdrawn from the Committee on Finance, given a second reading, and placed on General Orders. The motion prevailed.

S.F. No. 746 was read the second time.

CALENDAR

H.F. No. 392: A bill for an act relating to taxation; providing a federal update; modifying computation of net income and payment of corporate franchise tax refunds; modifying requirements for appointment of commissioner of Department of Revenue; amending Minnesota Statutes 2008, sections 270C.02, subdivision 1; 289A.02, subdivision 7; 290.01, subdivisions 19, 19a, 19c, 19d, 31, by adding a subdivision; 290.067, subdivision 2a; 290A.03, subdivisions 3, 15; 291.005, subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 52 and nays 9, as follows:

Those who voted in the affirmative were:

Anderson	Doll	Lourey	Prettner Solon	Skogen
Bakk	Foley	Lynch	Rest	Sparks
Berglin	Frederickson	Marty	Robling	Stumpf
Betzold	Gerlach	Metzen	Rosen	Tomassoni
Bonoff	Gimse	Moua	Rummel	Torres Ray
Carlson	Hann	Murphy	Saltzman	Vandever
Chaudhary	Higgins	Olseen	Saxhaug	Vickerman
Clark	Kelash	Olson, G.	Scheid	Wiger
Dahle	Koering	Olson, M.	Sheran	
Dibble	Kubly	Ortman	Sieben	
Dille	Langseth	Pariseau	Skoe	

Those who voted in the negative were:

Erickson Ropes	Fobbe	Johnson	Koch	Senjem
Fischbach	Ingebrigtsen	Jungbauer	Limmer	

So the bill passed and its title was agreed to.

H.F. No. 56: A bill for an act relating to capital investment; correcting the grantee for a parks appropriation; amending Laws 2008, chapter 179, section 7, subdivision 26.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Erickson Ropes	Kelash	Olson, G.	Senjem
Bakk	Fischbach	Koering	Olson, M.	Sheran
Berglin	Fobbe	Kubly	Ortman	Sieben
Betzold	Foley	Langseth	Pariseau	Skoe
Bonoff	Frederickson	Limmer	Prettner Solon	Skogen
Carlson	Gerlach	Lourey	Rest	Sparks
Chaudhary	Gimse	Lynch	Robling	Stumpf
Clark	Hann	Marty	Rosen	Tomassoni
Dahle	Higgins	Metzen	Rummel	Torres Ray
Dibble	Ingebrigtsen	Moua	Saltzman	Vandever
Dille	Johnson	Murphy	Saxhaug	Vickerman
Doll	Jungbauer	Olseen	Scheid	Wiger

So the bill passed and its title was agreed to.

S.F. No. 740: A bill for an act relating to highways; authorizing use by the county of Anoka of a design-build process to award contract for construction of intersection of U.S. Highway 10 and County State-Aid Highway 83.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 52 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Doll	Kelash	Olson, G.	Sieben
Bakk	Erickson Ropes	Koch	Olson, M.	Skoe
Berglin	Fischbach	Koering	Prettner Solon	Skogen
Betzold	Fobbe	Kubly	Rest	Stumpf
Bonoff	Foley	Langseth	Rosen	Tomassoni
Carlson	Frederickson	Lourey	Rummel	Torres Ray
Chaudhary	Gimse	Lynch	Saltzman	Vickerman
Clark	Higgins	Marty	Saxhaug	Wiger
Dahle	Ingebrigtsen	Metzen	Scheid	
Dibble	Johnson	Moua	Senjem	
Dille	Jungbauer	Olseen	Sheran	

Those who voted in the negative were:

Gerlach	Limmer	Robling
Hann	Ortman	Vandev eer

So the bill passed and its title was agreed to.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Kubly introduced—

S.F. No. 1586: A bill for an act relating to taxation; income; providing for economic growth in rural counties of the state by allowing a credit against the income tax of an employer for the creation and retention of certain jobs; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senators Bakk, Tomassoni and Saxhaug introduced—

S.F. No. 1587: A bill for an act relating to energy; appropriating money for biomass facility grant.

Referred to the Committee on Finance.

Senator Ingebrigtsen introduced—

S.F. No. 1588: A bill for an act relating to public safety; providing for specialized emergency response teams to supplement resources responding to catastrophe; amending Minnesota Statutes 2008, section 12.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 12.

Referred to the Committee on Judiciary.

Senators Anderson and Lourey introduced—

S.F. No. 1589: A bill for an act relating to energy; appropriating money for a grant to city of Cromwell.

Referred to the Committee on Finance.

Senator Sieben introduced—

S.F. No. 1590: A bill for an act relating to consumer protection; protecting customers from injuries resulting from use of inflatable play equipment used for commercial purposes; requiring the presence of trained supervisors and liability insurance; proposing coding for new law in Minnesota Statutes, chapter 184B.

Referred to the Committee on Commerce and Consumer Protection.

Senators Sieben, Kelash, Anderson and Dille introduced—

S.F. No. 1591: A bill for an act relating to natural resources; establishing a grant program for solar energy projects at regional parks; appropriating money for solar energy projects in metropolitan parks and state parks and recreation areas; amending Minnesota Statutes 2008, section 85.019, by adding a subdivision.

Referred to the Committee on Finance.

Senators Torres Ray, Kelash and Marty introduced—

S.F. No. 1592: A bill for an act relating to homelessness; requiring certain data for the Homeless Management Information System.

Referred to the Committee on Health, Housing and Family Security.

Senator Saltzman introduced—

S.F. No. 1593: A bill for an act relating to real property; statutory warranties; providing for notice and opportunity to repair with certain conditions; providing remedies; amending Minnesota Statutes 2008, sections 327A.01, subdivision 7, by adding subdivisions; 327A.02, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 327A.

Referred to the Committee on Commerce and Consumer Protection.

Senator Fobbe introduced—

S.F. No. 1594: A bill for an act relating to municipalities; authorizing the city of Milaca to establish street improvement districts and apportion street improvement fees within district; requiring adoption of street improvement plan; authorizing collection of fees.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Torres Ray, Clark, Fobbe, Robling and Anderson introduced—

S.F. No. 1595: A bill for an act relating to education; authorizing the commissioner of education to provide grants for concurrent enrollment programs in the same manner as advanced placement and international baccalaureate programs; appropriating money; amending Minnesota Statutes 2008,

sections 120B.13; 120B.132; repealing Minnesota Statutes 2008, section 124D.091.

Referred to the Committee on Finance.

Senator Scheid introduced–

S.F. No. 1596: A bill for an act relating to crime; modifying crime of fleeing a peace officer; amending Minnesota Statutes 2008, section 609.487, subdivisions 1, 3, 4, 5; repealing Minnesota Statutes 2008, section 609.487, subdivision 6.

Referred to the Committee on Judiciary.

Senator Murphy introduced–

S.F. No. 1597: A bill for an act relating to transportation; clarifying provision on expedited town road extinguishment; amending Laws 2008, chapter 287, article 1, section 122.

Referred to the Committee on Transportation.

Senator Scheid introduced–

S.F. No. 1598: A bill for an act relating to health; changing provisions dealing with mortuary science; amending Minnesota Statutes 2008, section 149A.01, subdivision 3.

Referred to the Committee on Health, Housing and Family Security.

Senators Olson, M.; Scheid; Berglin; Marty and Sheran introduced–

S.F. No. 1599: A bill for an act relating to health; promoting preventive health care by requiring high deductible health plans used with a health savings account to cover preventive care with no deductible as permitted by federal law; amending Minnesota Statutes 2008, section 62Q.65.

Referred to the Committee on Health, Housing and Family Security.

Senators Rest, Day, Olseen, Lourey and Vickerman introduced–

S.F. No. 1600: A bill for an act relating to government operations; creating technology accessibility standards for the state; authorizing rulemaking; establishing the advisory committee for technology standards for accessibility and usability; requiring a report; appropriating money; amending Minnesota Statutes 2008, sections 16C.02, by adding a subdivision; 16C.03, subdivision 3; 16C.08, subdivision 2; 16E.01, subdivisions 1a, 3, by adding a subdivision; 16E.02, subdivision 1; 16E.03, subdivisions 2, 4; 16E.04, subdivision 1; 16E.07, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 16C; 16E.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Olson, M. introduced–

S.F. No. 1601: A bill for an act relating to retirement; increasing the size of the board of trustees of the Teachers Retirement Association by adding an additional elected retired member; amending

Minnesota Statutes 2008, section 354.06, subdivision 1.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Lourey introduced—

S.F. No. 1602: A bill for an act relating to capital investment; authorizing the sale and issuance of bonds; appropriating money for an entrepreneurship and technology business incubator.

Referred to the Committee on Finance.

Senator Skoe introduced—

S.F. No. 1603: A bill for an act relating to local government; creating the Council on Local Results and Innovation; encouraging local governments to develop performance measurement programs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 6.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Saltzman, Murphy, Skoe and Sieben introduced—

S.F. No. 1604: A bill for an act relating to transportation; prohibiting certain trucks on Stillwater Lift Bridge; requiring commissioner of transportation to enter into agreement with state of Wisconsin or close the Stillwater Lift Bridge.

Referred to the Committee on Transportation.

Senator Dibble introduced—

S.F. No. 1605: A bill for an act relating to municipal planning; authorizing amendments to a municipal comprehensive plan for affordable housing to be approved by a simple majority; amending Minnesota Statutes 2008, section 462.355, subdivision 3.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Sieben, Berglin, Higgins, Erickson Ropes and Torres Ray introduced—

S.F. No. 1606: A bill for an act relating to education finance; providing additional funding for local and healthy school lunches; amending Minnesota Statutes 2008, section 124D.111, subdivision 1.

Referred to the Committee on Finance.

Senators Sieben, Kubly, Dahle, Higgins and Erickson Ropes introduced—

S.F. No. 1607: A bill for an act relating to human services; appropriating money for food and nutrition assistance.

Referred to the Committee on Finance.

Senators Torres Ray, Kelash, Anderson, Tomassoni and Frederickson introduced—

S.F. No. 1608: A bill for an act relating to economic development; expanding Youthbuild programs; appropriating money; amending Minnesota Statutes 2008, sections 116L.362, subdivision 1; 116L.364, subdivision 3.

Referred to the Committee on Finance.

Senators Torres Ray, Saxhaug, Sparks, Pariseau and Dibble introduced—

S.F. No. 1609: A bill for an act relating to employment; amending the Minnesota Labor Relations Act; amending Minnesota Statutes 2008, section 181.87, by adding a subdivision.

Referred to the Committee on Business, Industry and Jobs.

Senators Rest, Bonoff, Moua, Dibble and Jungbauer introduced—

S.F. No. 1610: A bill for an act relating to transit; authorizing temporary transfers from the metropolitan livable communities fund accounts and the right-of-way loan acquisition fund for transit operating deficits; modifying funding sources for metropolitan livable communities fund accounts; amending Minnesota Statutes 2008, section 473.254, subdivision 5.

Referred to the Committee on Finance.

Senators Sparks, Metzen and Scheid introduced—

S.F. No. 1611: A bill for an act relating to insurance; authorizing the Nonprofit Insurance Trust to self-insure against certain liabilities; amending Minnesota Statutes 2008, sections 471.98, subdivision 2; 471.982, subdivision 3.

Referred to the Committee on Commerce and Consumer Protection.

Senator Dahle introduced—

S.F. No. 1612: A bill for an act relating to municipalities; authorizing the city of Henderson to establish street improvement districts and apportion street improvement fees within district; requiring adoption of street improvement plan; authorizing collection of fees.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Dahle introduced—

S.F. No. 1613: A bill for an act relating to capital investment; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature; authorizing the issuance of state bonds; appropriating money for the city of Northfield public safety and regional emergency operations center.

Referred to the Committee on Finance.

Senator Dibble introduced—

S.F. No. 1614: A bill for an act relating to human services; appropriating money for the Bridges rental housing assistance program.

Referred to the Committee on Finance.

Senators Dibble, Carlson, Berglin and Torres Ray introduced—

S.F. No. 1615: A bill for an act relating to transportation; modifying application procedures and requirements for driver's license; amending Minnesota Statutes 2008, section 171.06, subdivision 3; repealing Minnesota Rules, part 7410.0410.

Referred to the Committee on Transportation.

Senator Dibble introduced—

S.F. No. 1616: A bill for an act relating to metropolitan area public transit; modifying provisions related to local planning and development of transit and providing of financial assistance to public transit providers; amending Minnesota Statutes 2008, sections 473.382; 473.384, subdivisions 1, 3, 4, 5; repealing Minnesota Statutes 2008, section 473.384, subdivisions 6, 7; Laws 1997, chapter 159, article 2, section 4, as amended.

Referred to the Committee on Finance.

Senators Murphy, Marty, Higgins, Lourey and Rosen introduced—

S.F. No. 1617: A bill for an act relating to crime prevention; providing for an aggressive initiative against chemical dependency; increasing the tax on alcoholic beverages to fund this initiative; eliminating obsolete language and making technical corrections; appropriating money; amending Minnesota Statutes 2008, sections 169A.275, subdivision 5; 169A.284, subdivision 1; 169A.54, subdivision 11; 169A.70, subdivisions 2, 3, 7, by adding subdivisions; 254B.01, subdivision 2; 254B.02, subdivision 1; 254B.04, subdivisions 1, 3; 254B.06, subdivision 1; 297G.03, subdivisions 1, 2; 297G.04, subdivisions 1, 2; 609.115, subdivision 8; 609.135, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 254A; 373; 609; repealing Minnesota Statutes 2008, sections 254B.02, subdivisions 2, 3, 4; 254B.03, subdivision 4; 254B.09, subdivisions 4, 5, 7.

Referred to the Committee on Judiciary.

Senator Chaudhary introduced—

S.F. No. 1618: A bill for an act relating to transportation; modifying requirements for noise abatement on highway construction projects; amending Minnesota Statutes 2008, section 161.125, by adding a subdivision.

Referred to the Committee on Finance.

Senators Sparks, Tomassoni, Rosen and Saxhaug introduced—

S.F. No. 1619: A bill for an act relating to employment; appropriating money for extended employment services for persons with disabilities; establishing purpose and need for extended employment services.

Referred to the Committee on Finance.

Senators Metzen and Bakk introduced—

S.F. No. 1620: A bill for an act relating to alcohol; allowing the Metropolitan Airports Commission to extend hours of sale; proposing coding for new law in Minnesota Statutes, chapter 340A.

Referred to the Committee on Commerce and Consumer Protection.

Senator Senjem introduced—

S.F. No. 1621: A bill for an act relating to taxation; modifying disposition of solid waste management tax revenue; amending Minnesota Statutes 2008, section 297H.13, subdivision 2.

Referred to the Committee on Finance.

Senators Johnson, Hann, Scheid and Jungbauer introduced—

S.F. No. 1622: A bill for an act relating to pupil transportation; including pupil transportation within the meaning of public transit assistance; directing transfers of money from transit assistance fund and allocation from metropolitan area sales tax for transit for pupil transportation; amending Minnesota Statutes 2008, sections 16A.88; 297A.992, subdivision 5.

Referred to the Committee on Finance.

Senators Dille, Kubly, Robling, Frederickson and Murphy introduced—

S.F. No. 1623: A resolution memorializing the President and Congress to repeal the federal legislation of 1863 ordering the removal of Dakota people from Minnesota and the Dakotas.

Referred to the Committee on Judiciary.

Senators Dibble and Rest introduced—

S.F. No. 1624: A bill for an act relating to environment; authorizing uses for the Hennepin County solid and hazardous waste fund; proposing coding for new law in Minnesota Statutes, chapter 383B.

Referred to the Committee on Environment and Natural Resources.

Senator Skoe introduced—

S.F. No. 1625: A bill for an act relating to retirement; extending filing date for inclusion of

Clearwater County Memorial Hospital in Public Employees Retirement Association; amending Laws 2006, chapter 271, article 5, section 5, as amended.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Olson, M. introduced—

S.F. No. 1626: A bill for an act relating to capital improvements; appropriating money for Paul Bunyan Trail bridge; authorizing sale of state transportation bonds.

Referred to the Committee on Finance.

Senator Foley introduced—

S.F. No. 1627: A bill for an act relating to courts; enforcing judicial sanctions, including fines, fees, and surcharges; amending Minnesota Statutes 2008, sections 2.724, subdivisions 2, 3; 86B.705, subdivision 2; 134A.09, subdivision 2a; 134A.10, subdivision 3; 152.025, subdivisions 1, 2; 152.0262, subdivision 1; 169A.20, subdivision 1, by adding subdivisions; 169A.284; 299D.03, subdivision 5; 357.021, subdivision 6; 364.08; 480.15, by adding a subdivision; 484.85; 484.90, subdivision 6; 491A.02, subdivision 9; 525.091, subdivision 1; 550.011; 609.10, subdivision 1; 609.101, subdivision 4; 609.125, subdivision 1; 609.131, subdivision 3; 609.135, subdivisions 1, 1a, 2; 631.48; proposing coding for new law in Minnesota Statutes, chapter 609; repealing Minnesota Statutes 2008, sections 152.025, subdivision 3; 152.0262, subdivision 2; 484.90, subdivisions 1, 2, 3; 487.08, subdivisions 1, 2, 3, 5; 609.135, subdivision 8.

Referred to the Committee on Judiciary.

Senator Foley introduced—

S.F. No. 1628: A bill for an act relating to courts; authorizing the court to offer or agree to continuance for dismissal; amending Minnesota Statutes 2008, sections 609.132; 631.21.

Referred to the Committee on Judiciary.

Senators Chaudhary; Rummel; Olson, M. and Frederickson introduced—

S.F. No. 1629: A bill for an act relating to natural resources; making wellhead protection areas eligible for the reinvest in Minnesota reserve program; modifying conservation reserve program; appropriating money; amending Minnesota Statutes 2008, section 103F.515, subdivisions 2, 4.

Referred to the Committee on Environment and Natural Resources.

Senators Torres Ray, Saxhaug, Anderson and Wiger introduced—

S.F. No. 1630: A bill for an act relating to education; requiring schools to develop a plan and comply with requirements on using restrictive procedures for children with disabilities; proposing coding for new law in Minnesota Statutes, chapter 125A; repealing Minnesota Statutes 2008, sections 121A.66; 121A.67, subdivision 1; Minnesota Rules, parts 3525.0210, subparts 5, 6, 9, 13, 17, 29, 30, 46, 47; 3525.1100, subpart 2, item F; 3525.2900, subpart 5.

Referred to the Committee on Education.

Senators Marty and Vandever introduced–

S.F. No. 1631: A bill for an act relating to public health; limiting the Board of Medical Practice from bringing a disciplinary action against a physician for prescribing, administering, or dispensing long-term antibiotic therapy for chronic Lyme disease.

Referred to the Committee on Health, Housing and Family Security.

Senator Tomassoni introduced–

S.F. No. 1632: A bill for an act relating to capital improvement; authorizing the sale and issuance of state bonds; appropriating money for a grant to the city of Hibbing to renovate the city public library.

Referred to the Committee on Finance.

Senator Tomassoni introduced–

S.F. No. 1633: A bill for an act relating to capital improvements; appropriating money for renovation of the Miners Memorial in Virginia; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Sieben introduced–

S.F. No. 1634: A bill for an act relating to consumer protection; allowing residents to decline to receive local telephone directories; providing civil penalties; proposing coding for new law in Minnesota Statutes, chapter 325E.

Referred to the Committee on Commerce and Consumer Protection.

Senators Tomassoni, Metzen and Lynch introduced–

S.F. No. 1635: A bill for an act relating to occupations and professions; regulating the practice of plumbing; regulating work on medical gas systems; proposing coding for new law in Minnesota Statutes, chapter 326B.

Referred to the Committee on Business, Industry and Jobs.

Senators Skogen; Clark; Stumpf; Olson, G. and Wiger introduced–

S.F. No. 1636: A bill for an act relating to libraries; adjusting regional public library system maintenance of effort provisions; amending Minnesota Statutes 2008, section 134.34, subdivisions 1, 4.

Referred to the Committee on Finance.

Senators Rest and Higgins introduced–

S.F. No. 1637: A bill for an act relating to natural resources; appropriating money for Victory Memorial Drive restoration.

Referred to the Committee on Finance.

Senator Wiger introduced–

S.F. No. 1638: A bill for an act relating to education; modifying placement and transportation of students in another district; amending Minnesota Statutes 2008, sections 125A.15; 125A.51.

Referred to the Committee on Education.

Senators Prettner Solon, Sheran, Erickson Ropes, Langseth and Lynch introduced–

S.F. No. 1639: A bill for an act relating to human services; modifying payment rates for hospitals located within the seven-county metropolitan area; amending Minnesota Statutes 2008, section 256.969, by adding a subdivision.

Referred to the Committee on Health, Housing and Family Security.

Senators Sheran, Rosen, Tomassoni and Saltzman introduced–

S.F. No. 1640: A bill for an act relating to higher education; appropriating money for a grant to the International Renewable Energy Technical Institute at Minnesota State University, Mankato.

Referred to the Committee on Finance.

Senators Anderson and Frederickson introduced–

S.F. No. 1641: A bill for an act relating to state government; appropriating money for environment, natural resources, and energy; establishing fees; providing for disposition of certain fees; modifying certain insurance form requirements; modifying and establishing assessments for certain regulatory expenses; amending Minnesota Statutes 2008, sections 45.027, subdivision 1; 60A.315, subdivision 6; 61A.02, subdivisions 2, 2a; 61A.072, subdivision 11; 70A.06, subdivision 2; 84.415, subdivision 5, by adding a subdivision; 84.63; 84.631; 84.632; 85.015, subdivision 1b; 85.019, by adding a subdivision; 93.481, subdivisions 1, 3, 5, 7; 97A.075, subdivision 1; 103G.301, subdivisions 2, 3; 115A.1314, subdivision 2; 216B.62, subdivisions 3, 4, 5, by adding subdivisions; 237.295, subdivisions 2, 3, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 93; repealing Minnesota Statutes 2008, section 60A.315, subdivisions 1, 2, 3, 4, 5; Laws 2008, chapter 363, article 5, section 30.

Referred to the Committee on Finance.

Senators Anderson, Metzen, Pogemiller and Chaudhary introduced–

S.F. No. 1642: A bill for an act relating to state government; transferring the Office of Energy Security to the Pollution Control Agency and renaming it the Department of Energy and Environmental Protection; requiring a report on necessary changes to management of water

in this state; transferring the responsibilities of the commissioner of labor and industry to the commissioner of commerce and changing the name to commissioner of labor and commerce; making corresponding technical and housekeeping changes; transferring consumer protection responsibilities of the commissioner of commerce to the attorney general; transferring mortgage fraud investigation responsibilities from the commissioner of commerce to the commissioner of public safety; amending Minnesota Statutes 2008, sections 15.01; 15.06, subdivision 1; 15A.0815, subdivision 2; 43A.08, subdivision 1a; 45.012; 116.02.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senator Sheran introduced—

S.F. No. 1643: A bill for an act relating to transportation; requiring completion of certain environmental impact statements.

Referred to the Committee on Transportation.

Senator Sparks introduced—

S.F. No. 1644: A bill for an act relating to gambling; lawful gambling; authorizing the board to adopt rules for electronic pull-tab games; amending Minnesota Statutes 2008, sections 349.12, by adding subdivisions; 349.151, by adding a subdivision.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Murphy introduced—

S.F. No. 1645: A bill for an act relating to capital improvements; appropriating money for land acquisition by Southeast Technical College, Red Wing; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Marty and Dibble introduced—

S.F. No. 1646: A bill for an act relating to taxation; exempting car sharing organizations from rental car fee in lieu of registration tax; amending Minnesota Statutes 2008, section 297A.64, subdivision 2.

Referred to the Committee on Taxes.

Senators Rummel and Anderson introduced—

S.F. No. 1647: A bill for an act relating to energy; appropriating money to establish a national solar testing and certification laboratory.

Referred to the Committee on Finance.

Senators Dibble; Kubly; Higgins; Olson, M. and Foley introduced—

S.F. No. 1648: A bill for an act relating to public safety; appropriating money for grants for restorative justice programs.

Referred to the Committee on Finance.

Senator Clark introduced—

S.F. No. 1649: A bill for an act relating to education finance; appropriating money; amending Laws 2007, chapter 147, article 2, section 62, subdivision 2; article 19, section 3, subdivision 4, as amended; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Finance.

Senator Scheid introduced—

S.F. No. 1650: A bill for an act relating to health and human services; requiring the commissioners of health and human services to provide notice to cities of certain residential programs' licensure; amending Minnesota Statutes 2008, sections 144D.03, by adding a subdivision; 245A.11, subdivision 4, by adding a subdivision.

Referred to the Committee on Health, Housing and Family Security.

Senators Rummel, Anderson, Frederickson, Chaudhary and Dille introduced—

S.F. No. 1651: A bill for an act relating to state government; appropriating money from the clean water fund for clean water legacy and drinking water protection activities; providing for disposition of clean water fund; eliminating clean water legacy account; amending Minnesota Statutes 2008, sections 114D.20, subdivision 6; 114D.30, subdivision 6; 114D.50; repealing Minnesota Statutes 2008, section 114D.45.

Referred to the Committee on Finance.

Senator Olson, M. introduced—

S.F. No. 1652: A bill for an act relating to capital improvements; appropriating money for energy-efficiency improvements to the Beltrami County jail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Sparks and Scheid introduced—

S.F. No. 1653: A bill for an act relating to commerce; regulating various licenses, forms, coverages, marketing practices, and records; classifying certain data; providing for the coordination of health insurance benefits; prescribing a criminal penalty; amending Minnesota Statutes 2008, sections 13.716, by adding a subdivision; 45.011, subdivision 1; 45.0135, subdivision 7; 58.02, subdivision 17; 59B.01; 60A.08, by adding a subdivision; 60A.198, subdivisions 1, 3; 60A.205, subdivision 1; 60A.2085, subdivisions 1, 3, 7, 8; 60A.23, subdivision 8; 60A.235; 60A.32;

60K.365; 62A.011, subdivision 3; 62A.136; 62A.315; 62A.316; 62L.02, subdivision 26; 62M.05, subdivision 3a; 65A.27, subdivision 1; 67A.191, subdivision 2; 72A.139, subdivision 2; 72A.20, subdivision 15; 82.31, subdivision 4; 82B.08, by adding a subdivision; 82B.20, subdivision 2; 256B.0571, subdivision 6; proposing coding for new law in Minnesota Statutes, chapters 62A; 72A; 82B; repealing Minnesota Statutes 2008, sections 70A.07; 79.56, subdivision 4; 325E.311; 325E.312; 325E.313; 325E.314; 325E.315; 325E.316; Minnesota Rules, parts 2742.0100; 2742.0200; 2742.0300; 2742.0400; 2742.0500.

Referred to the Committee on Commerce and Consumer Protection.

Senator Olseen introduced—

S.F. No. 1654: A bill for an act relating to pupil transportation; authorizing a school district to report actual costs instead of allocated costs for contracted services; clarifying certain field trip costs; broadening resident district involvement when a student is placed in another district for care and treatment; increasing the maximum weight of a type A-I school bus; modifying seat back and tailpipe equipment standards; amending Minnesota Statutes 2008, sections 123B.92, subdivisions 1, 5; 125A.15; 125A.51; 169.011, subdivision 71; 169.443, subdivision 9; 169.4501, subdivision 1; 169.4503, subdivision 20, by adding a subdivision; 169.454, subdivision 13; 169A.03, subdivision 23; 171.01, subdivision 22; 171.02, subdivisions 2, 2a; 171.321, subdivisions 1, 4, 5.

Referred to the Committee on Education.

Senators Chaudhary, Frederickson, Saxhaug and Dibble introduced—

S.F. No. 1655: A bill for an act relating to natural resources; providing for seizure and forfeiture of certain off-highway vehicles; modifying operating restrictions for all-terrain vehicles; providing criminal penalties; amending Minnesota Statutes 2008, section 84.928, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapter 84; repealing Minnesota Statutes 2008, sections 84.796; 84.805; 84.929.

Referred to the Committee on Environment and Natural Resources.

Senators Fobbe, Chaudhary and Skogen introduced—

S.F. No. 1656: A bill for an act relating to natural resources; allowing up to 20 percent of minnows imported for aquatic farms to be sold as bait; amending Minnesota Statutes 2008, section 97C.515, subdivision 4.

Referred to the Committee on Environment and Natural Resources.

Senators Olson, M.; Chaudhary; Saxhaug; Skogen and Dibble introduced—

S.F. No. 1657: A bill for an act relating to natural resources; reorganizing, consolidating, and restructuring state environment and natural resource agencies and departments; establishing Environment and Natural Resources Structure Committee to advise legislature and governor on new structure; abolishing all powers and duties of Pollution Control Agency, Department of

Natural Resources, Environmental Quality Board, Board of Water and Soil Resources, Petroleum Tank Release Compensation Board, and Agricultural Chemical Response Compensation Board; abolishing certain powers and duties of Departments of Agriculture, Health, Public Safety, and Commerce.

Referred to the Committee on Environment and Natural Resources.

Senator Olson, M. introduced—

S.F. No. 1658: A bill for an act relating to civil actions; providing for the use of special magistrates to handle pretrial matters; proposing coding for new law in Minnesota Statutes, chapter 484.

Referred to the Committee on Judiciary.

Senators Higgins and Scheid introduced—

S.F. No. 1659: A bill for an act relating to eminent domain; modifying definition of public use; amending Minnesota Statutes 2008, section 117.025, subdivision 11.

Referred to the Committee on Judiciary.

Senator Olson, M. introduced—

S.F. No. 1660: A bill for an act relating to capital improvements; appropriating money for the Paul Bunyan State Trail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Bakk, Tomassoni, Kelash and Metzen introduced—

S.F. No. 1661: A bill for an act relating to construction; requiring registration of unlicensed contractors and subcontractors; imposing a fee; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 326B.

Referred to the Committee on Business, Industry and Jobs.

MEMBERS EXCUSED

Senators Cohen, Day, Latz, Michel, Pappas and Pogemiller were excused from the Session of today.

ADJOURNMENT

Senator Clark moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 19, 2009. The motion prevailed.

Peter S. Wattson, Secretary of the Senate (Legislative)

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