

## ONE HUNDRED SECOND DAY

St. Paul, Minnesota, Monday, April 16, 2012

The Senate met at 12:00 noon and was called to order by the President.

**CALL OF THE SENATE**

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

Prayer was offered by the Chaplain, Rev. Phil Shaw.

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

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

Bakk	Fischbach	Jungbauer	Miller	Senjem
Benson	Gazelka	Kelash	Nelson	Sheran
Bonoff	Gerlach	Koch	Newman	Sieben
Brown	Gimse	Kruse	Nienow	Skoe
Carlson	Goodwin	Latz	Olson	Sparks
Chamberlain	Hall	Lillie	Ortman	Stumpf
Cohen	Hann	Limmer	Pappas	Thompson
Dahms	Harrington	Lourey	Parry	Tomassoni
Daley	Hayden	Magnus	Pederson	Torres Ray
DeKruif	Higgins	Marty	Reinert	Vandever
Dibble	Hoffman	McGuire	Robling	Wiger
Dziedzic	Howe	Metzen	Rosen	Wolf
Eaton	Ingebrigtsen	Michel	Saxhaug	

The President declared a quorum present.

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

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

The following communications were received.

February 27, 2012

The Honorable Michelle L. Fischbach  
President of the Senate

Dear Senator Fischbach:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA HOUSING FINANCE AGENCY

Gloria Bostrom, 420 Owasso Hills Dr., Roseville, in the county of Ramsey, effective March 5, 2012, for a term expiring on January 4, 2016.

(Referred to the Committee on Jobs and Economic Growth.)

Sincerely,  
Mark Dayton, Governor

March 30, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2012 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2012	Date Filed 2012
1542		141	11:36 a.m. March 30	March 30
1735		142	2:15 p.m. March 30	March 30
	382	143	11:41 a.m. March 30	March 30
	2078	144	11:42 a.m. March 30	March 30
	2291	145	11:43 a.m. March 30	March 30
	2793	147	11:45 a.m. March 30	March 30

Sincerely,  
Mark Ritchie  
Secretary of State

April 2, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2012 Session of the State

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Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2012	Date Filed 2012
1917		146	2:09 p.m. April 2	April 2
1567		150	12:32 p.m. April 2	April 2
	2253	148	2:12 p.m. April 2	April 2
	1903	149	2:12 p.m. April 2	April 2

Sincerely,  
Mark Ritchie  
Secretary of State

April 3, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2012 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2012	Date Filed 2012
	1384	151	4:02 p.m. April 3	April 3

Sincerely,  
Mark Ritchie  
Secretary of State

April 4, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2012 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2012	Date Filed 2012
	2676	152	9:19 a.m. April 4	April 4
2297		153	11:21 a.m. April 4	April 4
2084		155	9:21 a.m. April 4	April 4
2069		157	9:27 a.m. April 4	April 4
1993		159	9:29 a.m. April 4	April 4

Sincerely,  
Mark Ritchie  
Secretary of State

April 5, 2012

The Honorable Michelle L. Fischbach  
President of the Senate

Dear Madam President:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 1981, 1793, 1860, 1934, 2273 and 1809.

Sincerely,  
Mark Dayton, Governor

April 5, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2012 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2012	Date Filed 2012
1981		156	3:09 p.m. April 5	April 5
1793		160	3:10 p.m. April 5	April 5
1860		161	3:11 p.m. April 5	April 5
1934		162	3:16 p.m. April 5	April 5
2273		163	3:18 p.m. April 5	April 5
1809		164	3:18 p.m. April 5	April 5

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MONDAY, APRIL 16, 2012

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1992

165

3:19 p.m. April 5

April 5

Sincerely,  
Mark Ritchie  
Secretary of State

April 5, 2012

The Honorable Michelle L. Fischbach  
President of the Senate

Dear Madam President:

I have vetoed and am returning Chapter 158, Senate File 2014, which would alter the terms of the Metropolitan Council.

Current terms have been in place since major metropolitan government restructuring was enacted in 1994. At that time, the Legislature made a carefully considered decision to have Metropolitan Council members serve terms of office coterminous with that of the Governor. This process has worked well.

This legislation would stagger the terms of eight of the Metropolitan Council members. After a change in administrations, they would continue to serve for two more years. That arrangement would deny a new Governor the chance to select his or her entire Metropolitan Council until half-way through the first term.

Similar legislation was vetoed by then-Governor Pawlenty in 2008. I concur with his veto message that the Council's current structure "was the result of reforms intended to increase Metropolitan Council accountability, and this bill reduces that accountability."

Sincerely,  
Mark Dayton, Governor

Senator Senjem moved that S.F. No. 2014 and the veto message thereon be laid on the table. The motion prevailed.

April 9, 2012

The Honorable Michelle L. Fischbach  
President of the Senate

Dear Madam President:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, S.F. Nos. 2173 and 1543.

Sincerely,  
Mark Dayton, Governor

April 9, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2012 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2012	Date Filed 2012
2173		166	1:04 p.m. April 9	April 9
1543		169	1:05 p.m. April 9	April 9
	2216	170	1:07 p.m. April 9	April 9
	1829	171	1:09 p.m. April 9	April 9

Sincerely,  
Mark Ritchie  
Secretary of State

April 9, 2012

The Honorable Michelle L. Fischbach  
President of the Senate

Dear Madam President:

I am vetoing and returning Chapter 168, Senate File 1236, legislation which fundamentally and unfairly alters Minnesota's law regarding corporate successor liability. I am convinced that this legislation will have a broad scope and will set a dangerous precedent for future efforts to shield corporate defendants from liability.

Senate File 1236 overturns Minnesota law on corporate successor liability as it relates to gravely serious asbestos related injuries – and inappropriately places the Legislature in the position of both judge and jury on constitutionally protected remedies.

The Minnesota Legislature and our Courts have long established rules of liability for corporate mergers, transfers and acquisitions. The Legislature has been careful to protect the public and injured parties from corporate gamesmanship and fraudulent transfers created merely to escape liability. At the same time, our statute and common law provides corporations great flexibility to purchase business assets without incurring liabilities beyond those acquired by contract.

Senate File 1236 creates an exception to corporate successor liability that Minnesota and other Courts have refused to adopt. It is contradictory to define an "innocent successor" as a corporation that has done nothing wrong and yet subsequently absolve it of its "known" liabilities.

Other states have rejected this legislation over well founded objections that providing this immunity to corporations that merged prior to 1972 will simply increase the financial exposure of remaining responsible parties, or deny any remedy to asbestos victims in certain cases. This is unfair to other asbestos defendants, injured Minnesotans, and insurance companies that would all shoulder a great burden as a result of this legislation. I share this legitimate concern and find such a result unacceptable.

The true impact of this legislation should not go without comment. Workplace and other injuries related to asbestos manufacturing and exposure are staggering. Over 100,000 Americans have fallen victim to asbestosis and mesothelioma. The cancer causing nature of asbestos has long been known, and it will continue to claim lives across Minnesota and the country for years to come. I opposed efforts in the United States Senate to limit exposure of asbestos manufactures and to shift the costs of these injuries to taxpayers and others. My opposition to Senate File 1236 continues my longstanding support for victims and their families to be compensated for their suffering from those responsible.

Minnesotans should expect fairness in the courtroom and demand legislation that does not change the course of litigation when potential injuries are known to exist. Having met with many Minnesota families and workers who have suffered from deadly asbestos-related illnesses, I will not allow that outcome.

For those reasons I am vetoing this bill.

Sincerely,  
Mark Dayton, Governor

Senator Senjem moved that S.F. No. 1236 and the veto message thereon be laid on the table. The motion prevailed.

### MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 2394, 1621, 2131, 1815 and 2184.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 5, 2012

Madam President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

**S.F. No. 1553:** A bill for an act relating to health; providing a temporary permit to practice without compensation to dentists or dental hygienists licensed in another state; amending Minnesota Statutes 2010, section 150A.06, subdivision 2c; Laws 2011, First Special Session chapter 9, article 10, section 8, subdivision 8.

Senate File No. 1553 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 5, 2012

### CONCURRENCE AND REPASSAGE

Senator Carlson moved that the Senate concur in the amendments by the House to S.F. No. 1553 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 1553 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Gazelka	Koch	Nienow	Skoe
Benson	Gerlach	Latz	Olson	Sparks
Brown	Gimse	Lillie	Ortman	Stumpf
Carlson	Goodwin	Limmer	Pappas	Thompson
Chamberlain	Hall	Lourey	Parry	Tomassoni
Cohen	Hann	Magnus	Pederson	Torres Ray
Dahms	Harrington	Marty	Reinert	Vandever
Daley	Higgins	McGuire	Robling	Wiger
DeKruif	Hoffman	Metzen	Rosen	Wolf
Dibble	Howe	Michel	Saxhaug	
Dziedzic	Ingebrigtsen	Miller	Senjem	
Eaton	Jungbauer	Nelson	Sheran	
Fischbach	Kelash	Newman	Sieben	

So the bill, as amended, was repassed and its title was agreed to.

### MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

**S.F. No. 1626:** A bill for an act relating to human services; creating a volunteer agreement form for volunteer dentists to enroll as a medical assistance provider if certain criteria are met; amending Minnesota Statutes 2010, sections 256B.0644; 256B.76, by adding a subdivision.

Senate File No. 1626 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 5, 2012



**CONCURRENCE AND REPASSAGE**

Senator Nelson moved that the Senate concur in the amendments by the House to S.F. No. 1626 and that the bill be placed on its repassage as amended. The motion prevailed.

**S.F. No. 1626:** A bill for an act relating to human services; providing for and regulating coverage of volunteer dental services under medical assistance; making technical changes; amending Minnesota Statutes 2010, sections 256B.0625, by adding a subdivision; 256B.0644.

Was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Gazelka	Kelash	Nelson	Sheran
Benson	Gerlach	Koch	Newman	Sieben
Brown	Gimse	Kruse	Nienow	Skoe
Carlson	Goodwin	Latz	Olson	Sparks
Chamberlain	Hall	Lillie	Ortman	Stumpf
Cohen	Hann	Limmer	Pappas	Thompson
Dahms	Harrington	Lourey	Parry	Tomassoni
Daley	Hayden	Magnus	Pederson	Torres Ray
DeKruif	Higgins	Marty	Reinert	Vandever
Dibble	Hoffman	McGuire	Robling	Wiger
Dziedzic	Howe	Metzen	Rosen	Wolf
Eaton	Ingebrigtsen	Michel	Saxhaug	
Fischbach	Jungbauer	Miller	Senjem	

So the bill, as amended, was repassed and its title was agreed to.

**MESSAGES FROM THE HOUSE - CONTINUED**

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1586, and repassed said bill in accordance with the report of the Committee, so adopted.

**S.F. No. 1586:** A bill for an act relating to public safety; adding a felony-level penalty and affirmative defenses to the vulnerable adult neglect crime; amending Minnesota Statutes 2010, section 609.233.

Senate File No. 1586 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 5, 2012

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith

transmitted: H.F. Nos. 682, 2731, 1236, 2276 and 2164.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 5, 2012

### FIRST READING OF HOUSE BILLS

The following bills were read the first time.

**H.F. No. 682:** A bill for an act relating to education; adjusting graduation standards; amending Minnesota Statutes 2010, section 120B.024; Minnesota Statutes 2011 Supplement, section 120B.023, subdivision 2.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 451, now on General Orders.

**H.F. No. 2731:** A bill for an act relating to energy; requiring an assessment and grant for the purpose of community energy technical assistance and outreach.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2216, now on General Orders.

**H.F. No. 1236:** A bill for an act relating to health; establishing a pharmacy audit integrity program; proposing coding for new law in Minnesota Statutes, chapter 151.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 973, now on General Orders.

**H.F. No. 2276:** A bill for an act relating to health; requiring accreditation of advanced diagnostic imaging services operating in the state; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1811, now on the Consent Calendar.

**H.F. No. 2164:** A bill for an act relating to natural resources; providing for apprentice riders; modifying aquatic invasive species provisions; modifying local government trail authority; modifying enforcement provisions; modifying certain bait provisions; modifying prior appropriations; modifying and eliminating certain reporting, plan, and meeting requirements; eliminating loan program; modifying La Salle Lake State Recreation Area administration; prohibiting commissioner of natural resources from purchasing land at more than 20 percent above estimated market value; modifying waste management provisions; clarifying certain environmental review; eliminating certain fees; modifying toxic pollution prevention requirements; modifying certain standards for stationary sources; extending prohibition on new open air swine basins; modifying local water management; modifying acid deposition control requirements; modifying sewage sludge management; modifying Wetland Conservation Act; providing for continued operation of the Minnesota Zoological Garden, and state parks and recreation areas when biennial appropriations have not been enacted; requiring the availability of game and fish licenses by electronic transaction; creating citizen's board; authorizing and clarifying the use of general

permits; modifying mineral lease provisions; modifying authority of Executive Council; modifying provisions for Three Rivers Park District; prohibiting sale of children's products containing formaldehyde; modifying state park permit provisions; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2010, sections 9.071; 84.027, subdivision 15; 84.0272, subdivision 1; 84.0895, subdivision 7; 84.631; 84.67; 84.91, subdivision 1; 84D.05, subdivision 1; 85.018, subdivision 2; 85.052, subdivision 3; 85.053, subdivision 7; 85.055, subdivision 2; 85.20, subdivision 1; 85.46, subdivision 1; 85A.04, subdivision 1; 86B.331, subdivision 1; 90.031, subdivision 4; 92.45; 92.50, subdivision 1; 93.17, subdivision 3; 93.1925, subdivision 1; 93.20, subdivisions 2, 30, 38; 93.2236; 93.25, subdivision 2, by adding a subdivision; 97A.401, subdivision 1; 97A.421, subdivision 4a; 103A.43; 103B.101, subdivisions 2, 7, 10, by adding subdivisions; 103B.311, subdivision 4; 103B.3363, by adding a subdivision; 103B.3369; 103B.355; 103G.2241, subdivision 9; 103G.2242, subdivision 3; 103G.245, subdivision 3; 103G.271, subdivision 1; 103G.301, subdivisions 2, 4, 5, 5a; 103G.611, by adding a subdivision; 103H.175, subdivision 3; 115.01, by adding a subdivision; 115.06, subdivision 4; 115.073; 115.42; 115A.15, subdivision 5; 115A.411; 115A.551, subdivisions 2a, 4; 115A.557, subdivision 4; 115D.08; 116.011; 116.02, subdivisions 1, 2, 3, 4, 6; 116.03, subdivision 1; 116.06, subdivision 22; 116.0714; 116.10; 116C.833, subdivision 2; 116D.04, by adding a subdivision; 216C.055; 216H.07, subdivision 3; 383B.68, subdivisions 1, 4, by adding a subdivision; 473.149, subdivisions 1, 6; 473.846; Minnesota Statutes 2011 Supplement, sections 84.027, subdivision 14a; 84D.01, subdivision 15a; 84D.03, subdivision 3; 84D.09, subdivision 2; 84D.10, subdivisions 1, 4; 84D.105, subdivision 2; 84D.13, subdivision 5; 97C.341; 103G.222, subdivision 1; 103G.615, subdivisions 1, 2; 115A.1320, subdivision 1; 116.03, subdivision 2b; 116D.04, subdivision 2a; Laws 2007, chapter 57, article 1, section 4, subdivision 2, as amended; Laws 2010, chapter 362, section 2, subdivision 7; Laws 2011, First Special Session chapter 2, article 1, section 4, subdivision 7; Laws 2011, First Special Session chapter 6, article 3, section 8, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 84; 86B; 92; 103B; 103G; 115; 115A; 116; 161; 574; repealing Minnesota Statutes 2010, sections 84.946, subdivision 3; 86A.12, subdivision 5; 89.06; 90.042; 97A.4742, subdivision 4; 103G.705; 115.447; 115A.07, subdivision 2; 115A.965, subdivision 7; 116.02, subdivisions 7, 8; 216H.07, subdivision 4; 383B.68, subdivisions 2, 3; Minnesota Statutes 2011 Supplement, sections 86B.508; 86B.811, subdivision 1a; Laws 2011, chapter 107, section 105; Minnesota Rules, parts 7002.0025, subpart 2a; 7011.7030; 7021.0010, subpart 3; 7021.0050, subparts 1, 2, 3; 7041.0500, subparts 5, 6, 7.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1830, now on General Orders.

## REPORTS OF COMMITTEES

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

**Senator Senjem from the Committee on Rules and Administration, to which was re-referred**

**S.F. No. 2326:** A bill for an act relating to barbers; changing licenses and fees; creating penalties; appropriating money; amending Minnesota Statutes 2010, sections 154.001, by adding a subdivision; 154.003; 154.02; 154.05; 154.06; 154.065, subdivision 2; 154.07, subdivision 1;

154.08; 154.09; 154.10, subdivision 1; 154.11, subdivision 1; 154.12; 154.14; 154.15, subdivision 2; 154.26; Laws 2011, First Special Session chapter 4, article 1, section 11; proposing coding for new law in Minnesota Statutes, chapter 154.

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

Page 8, line 29, delete "317,000" and insert "287,000"

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

**Senator Senjem from the Committee on Rules and Administration, to which was referred under Rule 21, together with the committee report thereon,**

**S.F. No. 1199:** A bill for an act relating to labor and employment; modifying prevailing wage provisions; amending Minnesota Statutes 2010, section 177.42, subdivisions 4, 6; proposing coding for new law in Minnesota Statutes, chapter 177.

Reports the same back with the recommendation that the report from the Committee on Finance, shown in the Journal for April 5, 2012, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

**Senator Senjem from the Committee on Rules and Administration, to which was referred under Joint Rule 2.03, together with the committee report thereon,**

**S.F. No. 2403:** A bill for an act relating to data practices; providing for expedited requests; requiring certain subcontracts be filed with a government entity; making other miscellaneous changes; amending Minnesota Statutes 2010, sections 13.03, subdivision 3; 13.05, by adding a subdivision; 13.072, subdivisions 1, 2; 13.43, subdivision 1; 16C.05, subdivision 2; 471.345, by adding a subdivision; repealing Minnesota Statutes 2010, sections 13.7931, subdivision 6; 84.0874.

Reports the same back with the recommendation that the report from the Committee on Judiciary and Public Safety, shown in the Journal for March 23, 2012, be adopted; that committee recommendation being:

"the bill be amended and when so amended the bill do pass". Amendments adopted. Report adopted.

**Senator Senjem from the Committee on Rules and Administration, to which was re-referred**

**S.F. No. 2304:** A bill for an act relating to state government; implementing changes to the sunset review; changing certain agency requirements; requiring posting of convictions of felonies or gross misdemeanors and malpractice settlements or judgments for a regulated practitioner; requiring certain information on regulated practitioners; requiring a study; prohibiting transfer of certain funds; requiring reports; appropriating money; requiring a review of the Board of Medical Practice and the Minnesota Medical Practice Act; amending Minnesota Statutes 2010, sections 3.922, by adding a subdivision; 3.9223, subdivision 7; 3.9225, subdivision 7; 3.9226, subdivision

7; 147.01, subdivision 4; 147.111, by adding a subdivision; 341.22; Minnesota Statutes 2011 Supplement, sections 3D.06; 3D.21, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapters 3D; 16B; 214; repealing Minnesota Statutes 2010, sections 138A.01; 138A.02; 138A.03; 138A.04; 138A.05; 138A.06.

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

Page 8, line 8, after "representatives" insert ", including one member" and after "speaker" insert "and one member appointed by the minority leader,"

Page 8, line 9, after "senate" insert ", including one member" and delete "Subcommittee on Committees of the Committee" and insert "majority leader and one member appointed by the minority leader,"

Page 8, line 10, delete "on Rules and Administration"

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

## SECOND READING OF SENATE BILLS

S.F. Nos. 1199, 2403 and 2304 were read the second time.

## MOTIONS AND RESOLUTIONS

Senator Metzen moved that the name of Senator Wiger be added as a co-author to S.F. No. 2599. The motion prevailed.

**Senator Jungbauer introduced –**

**Senate Resolution No. 148:** A Senate Resolution relating to the designation of a sister city.

Referred to the Committee on Rules and Administration.

Senator Koch moved that S.F. No. 4 be taken from the table. The motion prevailed.

**S.F. No. 4:** A bill for an act relating to energy; regulating and monitoring decommissioning of nuclear power plants and disposal of used fuel; abolishing prohibition on issuing certificate of need for new nuclear power plant; amending Minnesota Statutes 2010, section 216B.243, subdivision 3b; proposing coding for new law in Minnesota Statutes, chapter 216B.

Senator Koch moved that a new Conference Committee of 3 members be appointed by the Subcommittee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House on S.F. No. 4. The motion prevailed.

Senator Olson moved that the appointments withdrawn from the Committee on Education and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for May 22, 2011 be returned to the committee from which they were withdrawn.

## BOARD OF THE PERPICH CENTER FOR ARTS EDUCATION

Peter Adolphson  
 Stephan Daly  
 Vernae Hasbargen  
 Roberta Jones  
 Todd Liljenquist  
 Alex Plechash

The motion prevailed.

Senator Olson moved that the appointments withdrawn from the Committee on Education and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for April 3, 2012 be returned to the committee from which they were withdrawn.

## BOARD OF THE PERPICH CENTER FOR ARTS EDUCATION

Bari Amadio  
 Ardythe Gallant  
 Pierce A. McNally  
 Nancy Paddleford

The motion prevailed.

Senator Bakk moved that H.F. No. 56, No. 22 on General Orders, be stricken returned to its author. The motion prevailed.

**SPECIAL ORDERS**

Pursuant to Rule 26, Senator Senjem, Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately:

H.F. No. 1766, S.F. Nos. 1808, 2571, 2112 and H.F. No. 1974.

**SPECIAL ORDER**

**H.F. No. 1766:** A bill for an act relating to human services; modifying child care assistance payment of funds; amending Minnesota Statutes 2010, section 119B.09, subdivision 10, as amended.

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 37 and nays 25, as follows:

Those who voted in the affirmative were:

Benson	Fischbach	Howe	Magnus	Ortman
Brown	Gazelka	Ingebrigtsen	Michel	Parry
Carlson	Gerlach	Jungbauer	Miller	Pederson
Chamberlain	Gimse	Koch	Nelson	Robling
Dahms	Hall	Kruse	Newman	Rosen
Daley	Hann	Lillie	Nienow	Senjem
DeKruif	Hoffman	Limmer	Olson	Thompson

Vandev eer

Wolf

Those who voted in the negative were:

Bakk	Goodwin	Lourey	Reinert	Sparks
Cohen	Harrington	Marty	Saxhaug	Stumpf
Dibble	Hayden	McGuire	Sheran	Tomassoni
Dziedzic	Higgins	Metzen	Sieben	Torres Ray
Eaton	Kelash	Pappas	Skoe	Wiger

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**S.F. No. 1808:** A bill for an act relating to retirement; statewide and local retirement plans; revising certain statutory actuarial assumptions; requiring comprehensive annual retirement plan fund reporting by Minnesota Management and Budget, modifying various Department of Human Services employment classifications eligible for correctional retirement coverage; modifying certain health care savings plan provisions; clarifying transfer eligibility for the unclassified state employees retirement program; making various modifications in retirement plans administered by the Public Employees Retirement Association, making various revisions in the public employees privatization law; making various administrative changes in the Teachers Retirement Association law, including revising state and local aid programs inherited from the former Minneapolis Teachers Retirement Fund Association; making various modifications to conform with the federal Internal Revenue Code retirement plan requirements; updating the public pension fund investment laws, merging the Fairmont Police Relief Association and the Virginia fire consolidation account with the public employees police and fire retirement plan; making various volunteer fire retirement law changes; and making various small group or single person retirement authorizations; amending Minnesota Statutes 2010, sections 11A.07, subdivision 4; 11A.14, subdivision 14; 11A.24; 16A.06, subdivision 9; 69.011, subdivision 1; 69.051, subdivisions 1, 1a, 3; 69.77, subdivision 9; 69.772, subdivision 4; 69.773, subdivision 5; 69.775; 69.80; 126C.41, subdivision 3; 352.90; 352.91, subdivisions 3c, 3d, 3e, 3f; 352.98, subdivisions 3, 4, 5, 8; 352D.02, subdivision 3; 353.01, subdivision 47; 353.50, subdivision 7; 353.656, subdivision 2; 353F.02, subdivision 4; 353F.04, subdivision 1; 353F.07; 353G.08, by adding a subdivision; 354.51, subdivision 5; 354A.08; 354A.12, subdivision 3c; 356.215, subdivisions 1, 11; 356.219, subdivisions 1, 8; 356.415, subdivision 1d; 356.611, subdivisions 2, 3, 3a, 4, by adding a subdivision; 356.635, subdivisions 6, 9; 356A.01, subdivision 19; 356A.06, subdivisions 6, 7; 423A.02, subdivision 3; 424A.001, subdivision 4; 424A.01, subdivision 6; 424A.016, subdivisions 5, 6; 424A.02, subdivisions 1, 7, 9; 424A.04, subdivision 3; 424A.06, subdivision 2; Minnesota Statutes 2011 Supplement, sections 69.77, subdivisions 1a, 4; 353.01, subdivisions 2a, 6, 16; 353.668, subdivision 4; 356.215, subdivision 8; Laws 2002, chapter 392, article 1, section 8; proposing coding for new law in Minnesota Statutes, chapters 16A; 353; 354; repealing Minnesota Statutes 2010, sections 128D.18; 354A.12, subdivision 3b; 356.219, subdivision 4; 423A.06; Laws 1947, chapter 624, sections 1; 2; 3; 4; 5; 6; 8; 9; 10; 11; 12; 13; 14; 15; 16; 17; 18; 19; 21; 22; Laws 1953, chapter 399, as amended; Laws 1961, chapter 420, sections 2, as amended; 3; 4; 5, as amended; 6; Laws 1963, chapter 407, section 1, as amended; Laws 1963, chapter 423; Laws 1965, chapter 546, sections 1; 2, as amended; 3; Laws 1969, chapter 578, sections 1; 2; 3; Laws 1974, chapter 183, as amended; Laws 1982, chapter 574, section 1; Laws 1982, chapter 578, article 1, section 14; Laws 1983, chapter 69, section 1; Laws 1984, chapter 547, section 27; Laws 1987, chapter 372, article 2, section 14; Laws

1988, chapter 709, sections 1, as amended; 2; Laws 1991, chapter 62, sections 1; 2; Laws 1992, chapter 465, section 1; Laws 1999, chapter 222, article 3, sections 3; 4; 5.

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 45 and nays 18, as follows:

Those who voted in the affirmative were:

Bakk	Gimse	Koch	Olson	Sheran
Bonoff	Goodwin	Kruse	Pappas	Sieben
Carlson	Harrington	Lourey	Parry	Skoe
Cohen	Hayden	Magnus	Pederson	Sparks
Dahms	Higgins	Marty	Reinert	Stumpf
Dibble	Howe	McGuire	Robling	Tomassoni
Dziedzic	Ingebrigtsen	Metzen	Rosen	Torres Ray
Eaton	Jungbauer	Miller	Saxhaug	Wiger
Fischbach	Kelash	Nelson	Senjem	Wolf

Those who voted in the negative were:

Benson	DeKruif	Hann	Michel	Thompson
Brown	Gazelka	Hoffman	Newman	Vandevver
Chamberlain	Gerlach	Lillie	Nienow	
Daley	Hall	Limmer	Ortman	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**S.F. No. 2571:** A bill for an act relating to transportation capital improvements; authorizing spending to acquire and better public land and buildings for trunk highway purposes; authorizing the sale and issuance of trunk highway bonds; appropriating money.

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 58 and nays 3, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Ingebrigtsen	Miller	Saxhaug
Benson	Gazelka	Kelash	Nelson	Senjem
Bonoff	Gerlach	Koch	Newman	Sheran
Carlson	Gimse	Kruse	Nienow	Sieben
Chamberlain	Goodwin	Lillie	Olson	Skoe
Cohen	Hall	Limmer	Ortman	Sparks
Dahms	Hann	Lourey	Pappas	Stumpf
Daley	Harrington	Magnus	Parry	Thompson
DeKruif	Hayden	Marty	Pederson	Torres Ray
Dibble	Higgins	McGuire	Reinert	Wiger
Dziedzic	Hoffman	Metzen	Robling	
Eaton	Howe	Michel	Rosen	

Those who voted in the negative were:

Brown	Jungbauer	Vandevver
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So the bill passed and its title was agreed to.

### SPECIAL ORDER

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

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Nelson	Sheran
Benson	Gazelka	Kelash	Newman	Sieben
Bonoff	Gerlach	Koch	Nienow	Skoe
Brown	Gimse	Kruse	Olson	Sparks
Carlson	Goodwin	Lillie	Ortman	Stumpf
Chamberlain	Hall	Limmer	Pappas	Thompson
Cohen	Hann	Lourey	Parry	Torres Ray
Dahms	Harrington	Magnus	Pederson	Vanderveer
Daley	Hayden	Marty	Reinert	Wiger
DeKruif	Higgins	McGuire	Robling	
Dibble	Hoffman	Metzen	Rosen	
Dziedzic	Howe	Michel	Saxhaug	
Eaton	Ingebrigtsen	Miller	Senjem	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 1974:** A bill for an act relating to public employment; providing that certain contract terms do not continue in effect after expiration of a collective bargaining agreement; amending Minnesota Statutes 2010, section 179A.20, subdivision 6, by adding a subdivision.

Senator Howe moved to amend H.F. No. 1974, as amended pursuant to Rule 45, adopted by the Senate April 2, 2012, as follows:

(The text of the amended House File is identical to S.F. No. 2078.)

Page 1, line 12, after "term" insert "governing employment of nonessential employees"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 44 and nays 17, as follows:

Those who voted in the affirmative were:

Benson	Dahms	Gerlach	Hoffman	Kruse
Bonoff	Daley	Gimse	Howe	Lillie
Brown	DeKruif	Hall	Ingebrigtsen	Limmer
Carlson	Fischbach	Hann	Jungbauer	Magnus
Chamberlain	Gazelka	Harrington	Koch	Michel

Miller	Olson	Reinert	Sheran	Thompson
Nelson	Ortman	Robling	Sieben	Vandever
Newman	Parry	Rosen	Skoe	Wiger
Nienow	Pederson	Senjem	Stumpf	

Those who voted in the negative were:

Bakk	Eaton	Kelash	Metzen	Torres Ray
Cohen	Goodwin	Lourey	Pappas	
Dibble	Hayden	Marty	Saxhaug	
Dziedzic	Higgins	McGuire	Sparks	

The motion prevailed. So the amendment was adopted.

Senator Wiger moved to amend H.F. No. 1974, as amended pursuant to Rule 45, adopted by the Senate April 2, 2012, as follows:

(The text of the amended House File is identical to S.F. No. 2078.)

Page 1, line 12, after "term" insert "governing employment of military and veterans affairs employees"

#### CALL OF THE SENATE

Senator Parry imposed a call of the Senate for the balance of the proceedings on H.F. No. 1974. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the Wiger amendment.

The roll was called, and there were yeas 8 and nays 54, as follows:

Those who voted in the affirmative were:

Cohen	Kelash	Metzen	Sheran
Jungbauer	Lourey	Pappas	Sparks

Those who voted in the negative were:

Bakk	Eaton	Hoffman	Miller	Saxhaug
Benson	Fischbach	Howe	Nelson	Senjem
Bonoff	Gazelka	Ingebrigtsen	Newman	Sieben
Brown	Gerlach	Koch	Nienow	Skoe
Carlson	Gimse	Kruse	Olson	Stumpf
Chamberlain	Goodwin	Lillie	Ortman	Thompson
Dahms	Hall	Limmer	Parry	Tomassoni
Daley	Hann	Magnus	Pederson	Torres Ray
DeKruif	Harrington	Marty	Reinert	Vandever
Dibble	Hayden	McGuire	Robling	Wolf
Dziedzic	Higgins	Michel	Rosen	

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

Senator Wiger moved to amend H.F. No. 1974, as amended pursuant to Rule 45, adopted by the Senate April 2, 2012, as follows:

(The text of the amended House File is identical to S.F. No. 2078.)

Page 1, after line 20, insert:

"(c) Paragraph (b) shall not, however, apply to military and veterans affairs employees."

Senator Howe moved to amend the second Wiger amendment to H.F. No. 1974 as follows:

Page 1, line 4, before "military" insert "essential" and before "veterans" insert "essential"

The question was taken on the adoption of the Howe amendment to the second Wiger amendment.

The roll was called, and there were yeas 3 and nays 60, as follows:

Those who voted in the affirmative were:

Howe	Jungbauer	Reinert
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Those who voted in the negative were:

Bakk	Eaton	Ingebrigtsen	Miller	Senjem
Benson	Fischbach	Kelash	Nelson	Sheran
Bonoff	Gazelka	Koch	Newman	Sieben
Brown	Gerlach	Kruse	Nienow	Skoe
Carlson	Gimse	Lillie	Olson	Sparks
Chamberlain	Goodwin	Limmer	Ortman	Stumpf
Cohen	Hall	Lourey	Pappas	Thompson
Dahms	Hann	Magnus	Parry	Tomassoni
Daley	Harrington	Marty	Pederson	Torres Ray
DeKruif	Hayden	McGuire	Robling	Vandever
Dibble	Higgins	Metzen	Rosen	Wiger
Dziedzic	Hoffman	Michel	Saxhaug	Wolf

The motion did not prevail. So the amendment to the amendment was not adopted.

The question was taken on the adoption of the second Wiger amendment.

The roll was called, and there were yeas 37 and nays 26, as follows:

Those who voted in the affirmative were:

Benson	Gerlach	Lourey	Pappas	Skoe
Bonoff	Gimse	Magnus	Parry	Sparks
Carlson	Hann	Metzen	Pederson	Stumpf
Cohen	Harrington	Michel	Reinert	Vandever
DeKruif	Higgins	Miller	Rosen	Wiger
Dziedzic	Howe	Nelson	Saxhaug	
Fischbach	Ingebrigtsen	Newman	Sheran	
Gazelka	Kruse	Nienow	Sieben	

Those who voted in the negative were:

Bakk	Eaton	Kelash	Olson	Torres Ray
Brown	Goodwin	Koch	Ortman	Wolf
Chamberlain	Hall	Lillie	Robling	
Dahms	Hayden	Limmer	Senjem	
Daley	Hoffman	Marty	Thompson	
Dibble	Jungbauer	McGuire	Tomassoni	

The motion prevailed. So the amendment was adopted.

H.F. No. 1974 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 37 and nays 25, as follows:

Those who voted in the affirmative were:

Benson	Fischbach	Ingebrigtsen	Miller	Rosen
Bonoff	Gazelka	Jungbauer	Newman	Senjem
Brown	Gerlach	Koch	Nienow	Thompson
Carlson	Gimse	Kruse	Olson	Vanderveer
Chamberlain	Hall	Lillie	Ortman	Wolf
Dahms	Hann	Limmer	Parry	
Daley	Hoffman	Magnus	Pederson	
DeKruif	Howe	Michel	Robling	

Those who voted in the negative were:

Bakk	Goodwin	Lourey	Reinert	Sparks
Cohen	Harrington	Marty	Saxhaug	Stumpf
Dibble	Hayden	McGuire	Sheran	Tomassoni
Dziedzic	Higgins	Metzen	Sieben	Torres Ray
Eaton	Kelash	Pappas	Skoe	Wiger

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

### MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate proceeded to the Order of Business of the Consent Calendar.

### CONSENT CALENDAR

**S.F. No. 1534:** A bill for an act relating to agriculture; delaying the effective date to eliminate certain limitations on wind easements; amending Laws 2008, chapter 296, article 1, section 25, as amended.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Newman	Sieben
Benson	Gazelka	Kelash	Nienow	Skoe
Bonoff	Gerlach	Koch	Olson	Sparks
Brown	Gimse	Kruse	Ortman	Stumpf
Carlson	Goodwin	Lillie	Pappas	Thompson
Chamberlain	Hall	Limmer	Parry	Tomassoni
Cohen	Hann	Lourey	Pederson	Torres Ray
Dahms	Harrington	Magnus	Reinert	Vanderveer
Daley	Hayden	Marty	Robling	Wiger
DeKruif	Higgins	McGuire	Rosen	Wolf
Dibble	Hoffman	Metzen	Saxhaug	
Dziedzic	Howe	Michel	Senjem	
Eaton	Ingebrigtsen	Miller	Sheran	

So the bill passed and its title was agreed to.

**S.F. No. 2379:** A bill for an act relating to courts; removing limitation on voter list data received

by courts for jury selection; amending Minnesota Statutes 2010, section 201.091, subdivision 9.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Newman	Sieben
Benson	Gazelka	Kelash	Nienow	Skoe
Bonoff	Gerlach	Koch	Olson	Sparks
Brown	Gimse	Kruse	Ortman	Stumpf
Carlson	Goodwin	Lillie	Pappas	Thompson
Chamberlain	Hall	Limmer	Parry	Tomassoni
Cohen	Hann	Lourey	Pederson	Torres Ray
Dahms	Harrington	Magnus	Reinert	Vanderveer
Daley	Hayden	Marty	Robling	Wiger
DeKruif	Higgins	McGuire	Rosen	Wolf
Dibble	Hoffman	Metzen	Saxhaug	
Dziedzic	Howe	Michel	Senjem	
Eaton	Ingebrigtsen	Miller	Sheran	

So the bill passed and its title was agreed to.

**S.F. No. 2058:** A bill for an act relating to education; repealing obsolete statutes; amending Minnesota Statutes 2010, sections 120A.22, subdivision 2; 120B.13, subdivision 1; repealing Minnesota Statutes 2010, sections 120A.28; 120B.019; 120B.31, subdivision 3; 121A.60, subdivisions 3, 4; 121A.62; 121A.63; 122A.18, subdivision 9.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Newman	Sieben
Benson	Gazelka	Kelash	Nienow	Skoe
Bonoff	Gerlach	Koch	Olson	Sparks
Brown	Gimse	Kruse	Ortman	Stumpf
Carlson	Goodwin	Lillie	Pappas	Thompson
Chamberlain	Hall	Limmer	Parry	Tomassoni
Cohen	Hann	Lourey	Pederson	Torres Ray
Dahms	Harrington	Magnus	Reinert	Vanderveer
Daley	Hayden	Marty	Robling	Wiger
DeKruif	Higgins	McGuire	Rosen	Wolf
Dibble	Hoffman	Metzen	Saxhaug	
Dziedzic	Howe	Michel	Senjem	
Eaton	Ingebrigtsen	Miller	Sheran	

So the bill passed and its title was agreed to.

**S.F. No. 2295:** A bill for an act relating to public safety; clarifying the community notification law by adding cross-references; amending Minnesota Statutes 2010, section 244.052, subdivision 4.

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 62 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Newman	Sieben
Benson	Gazelka	Kelash	Nienow	Skoe
Bonoff	Gerlach	Koch	Olson	Sparks
Brown	Gimse	Kruse	Ortman	Stumpf
Carlson	Goodwin	Lillie	Pappas	Thompson
Chamberlain	Hall	Limmer	Parry	Tomassoni
Cohen	Hann	Lourey	Pederson	Torres Ray
Dahms	Harrington	Magnus	Reinert	Vandeveer
Daley	Hayden	Marty	Robling	Wiger
DeKruif	Higgins	McGuire	Rosen	Wolf
Dibble	Hoffman	Metzen	Saxhaug	
Dziedzic	Howe	Michel	Senjem	
Eaton	Ingebrigtsen	Miller	Sheran	

So the bill passed and its title was agreed to.

**H.F. No. 795:** A bill for an act relating to child support; instructing the commissioner to initiate a foreign reciprocal agreement.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Nelson	Sheran
Benson	Gazelka	Kelash	Newman	Sieben
Bonoff	Gerlach	Koch	Nienow	Skoe
Brown	Gimse	Kruse	Olson	Sparks
Carlson	Goodwin	Lillie	Ortman	Stumpf
Chamberlain	Hall	Limmer	Pappas	Thompson
Cohen	Hann	Lourey	Parry	Tomassoni
Dahms	Harrington	Magnus	Pederson	Torres Ray
Daley	Hayden	Marty	Reinert	Vandeveer
DeKruif	Higgins	McGuire	Robling	Wiger
Dibble	Hoffman	Metzen	Rosen	Wolf
Dziedzic	Howe	Michel	Saxhaug	
Eaton	Ingebrigtsen	Miller	Senjem	

So the bill passed and its title was agreed to.

**S.F. No. 2421:** A bill for an act relating to state government; changing provisions of grant management; changing control and oversight of the film production jobs program to the commissioner of administration; amending Minnesota Statutes 2010, sections 16B.98, subdivisions 5, 7; 116U.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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Nelson	Sheran
Benson	Gazelka	Kelash	Newman	Sieben
Bonoff	Gerlach	Koch	Nienow	Skoe
Brown	Gimse	Kruse	Olson	Sparks
Carlson	Goodwin	Lillie	Ortman	Stumpf
Chamberlain	Hall	Limmer	Pappas	Thompson
Cohen	Hann	Lourey	Parry	Tomassoni
Dahms	Harrington	Magnus	Pederson	Torres Ray
Daley	Hayden	Marty	Reinert	Vandever
DeKruif	Higgins	McGuire	Robling	Wiger
Dibble	Hoffman	Metzen	Rosen	Wolf
Dziedzic	Howe	Michel	Saxhaug	
Eaton	Ingebrigtsen	Miller	Senjem	

So the bill passed and its title was agreed to.

**H.F. No. 1850:** A bill for an act relating to state government; increasing the maximum award amount in the state employee gainsharing program; amending Minnesota Statutes 2011 Supplement, section 16A.90.

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 63 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Nelson	Sheran
Benson	Gazelka	Kelash	Newman	Sieben
Bonoff	Gerlach	Koch	Nienow	Skoe
Brown	Gimse	Kruse	Olson	Sparks
Carlson	Goodwin	Lillie	Ortman	Stumpf
Chamberlain	Hall	Limmer	Pappas	Thompson
Cohen	Hann	Lourey	Parry	Tomassoni
Dahms	Harrington	Magnus	Pederson	Torres Ray
Daley	Hayden	Marty	Reinert	Vandever
DeKruif	Higgins	McGuire	Robling	Wiger
Dibble	Hoffman	Metzen	Rosen	Wolf
Dziedzic	Howe	Michel	Saxhaug	
Eaton	Ingebrigtsen	Miller	Senjem	

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

### MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2128, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2128 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 16, 2012

### CONFERENCE COMMITTEE REPORT ON H. F. NO. 2128

A bill for an act relating to health; licensing emergency medical personnel; making changes to the Cooper/Sams volunteer ambulance program; amending Minnesota Statutes 2010, sections 144E.001, subdivisions 1b, 3a, 4a, 4b, 5c, 5d, 5e, 6, 11, 14, by adding subdivisions; 144E.01, subdivision 1; 144E.101, subdivisions 2, 6, 7, 9, 10, 12; 144E.103; 144E.127, subdivision 2; 144E.265, subdivision 2; 144E.27, subdivisions 1, 2, 3, 5, by adding a subdivision; 144E.275, subdivision 3; 144E.28, subdivisions 1, 5, 7; 144E.283; 144E.285; 144E.286, subdivision 3; 144E.29; 144E.30, subdivision 3; 144E.305, subdivision 2; 144E.31; 144E.32, subdivision 2; 144E.35, subdivision 1; 144E.41; 144E.52; Minnesota Statutes 2011 Supplement, sections 144E.001, subdivision 5f; 144E.28, subdivision 9; repealing Minnesota Rules, parts 4690.0100, subparts 16, 17; 4690.1400.

April 5, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

We, the undersigned conferees for H. F. No. 2128 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment.

We request the adoption of this report and repassage of the bill.

House Conferees: Duane Quam, Joe McDonald, Erin Murphy

Senate Conferees: Gretchen Hoffman, Tony Lourey, Julie A. Rosen

Senator Hoffman moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2128 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 2128 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:



Bakk	Fischbach	Jungbauer	Nelson	Sheran
Benson	Gazelka	Kelash	Newman	Sieben
Bonoff	Gerlach	Koch	Nienow	Skoe
Brown	Gimse	Kruse	Olson	Sparks
Carlson	Goodwin	Lillie	Ortman	Stumpf
Chamberlain	Hall	Limmer	Pappas	Thompson
Cohen	Hann	Lourey	Parry	Tomassoni
Dahms	Harrington	Magnus	Pederson	Torres Ray
Daley	Hayden	Marty	Reinert	Vandever
DeKruif	Higgins	McGuire	Robling	Wiger
Dibble	Hoffman	Metzen	Rosen	Wolf
Dziedzic	Howe	Michel	Saxhaug	
Eaton	Ingebrigtsen	Miller	Senjem	

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

### MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1816, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1816 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 16, 2012

### CONFERENCE COMMITTEE REPORT ON H. F. NO. 1816

A bill for an act relating to public safety; authorizing federally licensed firearms importers, manufacturers, and dealers to possess and sell firearm silencers to government agencies, the military, and other licensed firearms importers, manufacturers, and dealers; amending Minnesota Statutes 2011 Supplement, section 609.66, subdivision 1h.

April 4, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

We, the undersigned conferees for H. F. No. 1816 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment.

We request the adoption of this report and repassage of the bill.

House Conferees: Mike Benson, Peggy Scott, Denise Dittrich

Senate Conferees: Bill G. Ingebrigtsen, John M. Harrington, Carla J. Nelson

Senator Ingebrigtsen moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1816 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1816 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 58 and nays 5, as follows:

Those who voted in the affirmative were:

Bakk	Gazelka	Koch	Newman	Sheran
Benson	Gerlach	Kruse	Nienow	Sieben
Bonoff	Gimse	Lillie	Olson	Skoe
Brown	Goodwin	Limmer	Ortman	Sparks
Carlson	Hall	Lourey	Pappas	Stumpf
Chamberlain	Hann	Magnus	Parry	Thompson
Cohen	Harrington	Marty	Pederson	Tomassoni
Dahms	Hoffman	McGuire	Reinert	Vandever
Daley	Howe	Metzen	Robling	Wiger
DeKruif	Ingebrigtsen	Michel	Rosen	Wolf
Dziedzic	Jungbauer	Miller	Saxhaug	
Fischbach	Kelash	Nelson	Senjem	

Those who voted in the negative were:

Dibble	Eaton	Hayden	Higgins	Torres Ray
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So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

### MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2239, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2239 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 16, 2012

### CONFERENCE COMMITTEE REPORT ON H. F. NO. 2239

A bill for an act relating to motor vehicles; amending and clarifying requirements governing titling and license plates for pioneer vehicles; amending Minnesota Statutes 2010, sections 168.10, subdivision 1a; 168A.01, subdivision 16, by adding a subdivision; 168A.04, subdivision 5; 168A.05,

subdivision 3; 168A.09, by adding a subdivision; 168A.15, subdivision 2; 325F.6644, subdivision 2.

April 4, 2012

The Honorable Kurt Zellers  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

We, the undersigned conferees for H. F. No. 2239 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 2239 be further amended as follows:

Page 3, line 7, delete the first "and"

We request the adoption of this report and repassage of the bill.

House Conferees: Mike Benson, Kerry Gauthier, Bruce Vogel

Senate Conferees: Carla J. Nelson, Joe Gimse, Paul Gazelka

Senator Nelson moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2239 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 2239 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Bakk	Fischbach	Jungbauer	Nelson	Sheran
Benson	Gazelka	Kelash	Newman	Sieben
Bonoff	Gerlach	Koch	Nienow	Skoe
Brown	Gimse	Kruse	Olson	Sparks
Carlson	Goodwin	Lillie	Ortman	Stumpf
Chamberlain	Hall	Limmer	Pappas	Thompson
Cohen	Hann	Lourey	Parry	Tomassoni
Dahms	Harrington	Magnus	Pederson	Torres Ray
Daley	Hayden	Marty	Reinert	Vandever
DeKruif	Higgins	McGuire	Robling	Wiger
Dibble	Hoffman	Metzen	Rosen	Wolf
Dziedzic	Howe	Michel	Saxhaug	
Eaton	Ingebrigtsen	Miller	Senjem	

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

**MOTIONS AND RESOLUTIONS - CONTINUED**

Senator Bonoff moved that S.F. No. 2304, on General Orders, be stricken re-referred to the Committee on Finance. The motion prevailed.

**RECESS**

Senator Senjem moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

**APPOINTMENTS**

Senator Senjem from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 4: Senators Koch, Rosen and Rest.

Senator Senjem moved that the foregoing appointments be approved. The motion prevailed.

**MEMBERS EXCUSED**

Senators Langseth and Rest were excused from the Session of today. Senator Bonoff was excused from the Session of today from 1:00 to 1:25 p.m. Senator Latz was excused from the Session of today at 1:15 p.m. Senators Tomassoni and Wolf were excused from the Session of today from 1:20 to 2:15 p.m. Senator Jungbauer was excused from the Session of today from 2:15 to 2:45 p.m. Senator Nelson was excused from the Session of today from 2:45 to 3:05 p.m.

**ADJOURNMENT**

Senator Senjem moved that the Senate do now adjourn until 12:00 noon, Tuesday, April 17, 2012. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate