

TWENTY-FOURTH DAY

St. Paul, Minnesota, Monday, March 11, 2013

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

**CALL OF THE SENATE**

Senator Bakk 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. J. Michael Byron.

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:

Anderson	Dziedzic	Jensen	Ortman	Senjem
Bakk	Eaton	Johnson	Osmek	Sheran
Benson	Eken	Kent	Pappas	Sieben
Bonoff	Franzen	Kiffmeyer	Pederson, J.	Skoe
Brown	Gazelka	Koenen	Petersen, B.	Sparks
Carlson	Goodwin	Latz	Pratt	Stumpf
Chamberlain	Hall	Limmer	Reinert	Thompson
Champion	Hann	Lourey	Rest	Tomassoni
Clausen	Hawj	Marty	Rosen	Torres Ray
Cohen	Hayden	Metzen	Ruud	Weber
Dahle	Hoffman	Nelson	Saxhaug	Westrom
Dahms	Housley	Newman	Scalze	Wiger
Dibble	Ingebrigtsen	Nienow	Schmit	Wiklund

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 communication was received.

January 28, 2013

The Honorable Sandra L. Pappas  
President of the Senate

Dear Senator Pappas:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

## BOARD OF TEACHING

James Barnhill, 4709 - 17th Ave. S., Minneapolis, in the county of Hennepin, effective February 2, 2013, for a term expiring on January 2, 2017.

Jim Grabowska, 520 Main St. E., Saint Clair, in the county of Blue Earth, effective February 2, 2013, for a term expiring on January 2, 2017.

Anne Krafthefer, 1601 E. 4th St., Duluth, in the county of Saint Louis, effective February 2, 2013, for a term expiring on January 2, 2017.

Ryan Vernosh, 3350 Highland Ave., White Bear Lake, in the county of Ramsey, effective February 2, 2013, for a term expiring on January 2, 2017.

Loy Woelber, 344 - 8th St., Westbrook, in the county of Cottonwood, effective February 2, 2013, for a term expiring on January 2, 2017.

(Referred to the Committee on Education.)

Sincerely,  
Mark Dayton, Governor

**REPORTS OF COMMITTEES**

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

**Senator Pappas from the Committee on State and Local Government, to which was referred**

**S.F. No. 516:** A bill for an act relating to state government; requiring service on all parties for judicial review of contested case; amending Minnesota Statutes 2012, section 14.63.

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

**Senator Pappas from the Committee on State and Local Government, to which was re-referred**

**S.F. No. 803:** A bill for an act relating to public safety; expanding and updating the authority of the Statewide Radio Board to include the latest emergency communication technologies; authorizing the Statewide Radio Board to elect to become a statewide emergency communication board; including tribal governments in regional radio board structure; providing comprehensive authority under board to address all emergency communications; providing for rulemaking; amending Minnesota Statutes 2012, sections 403.21, subdivisions 2, 13, by adding a subdivision; 403.37, subdivision 1; 403.38; 403.39; 403.40, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 403; repealing Minnesota Statutes 2012, sections 403.21, subdivision 6; 403.33.

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

**Senator Pappas from the Committee on State and Local Government, to which was referred**

**S.F. No. 843:** A bill for an act relating to local government; authorizing publication of advertisements for competitive bids in a recognized industry trade journal; amending Minnesota Statutes 2012, sections 331A.01, by adding a subdivision; 429.041, subdivision 1.

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

Page 2, after line 22, insert:

"Sec. 3. **REVISOR'S INSTRUCTION.**

The revisor of statutes shall identify in Minnesota Statutes the sections that contain language requiring or authorizing a local public corporation to publish advertisements for bids for transportation projects in the official newspaper that are inconsistent with Minnesota Statutes, section 331A.12. The revisor shall provide a report to the chairs and ranking minority members of the legislative committees with primary jurisdiction over local governments listing the sections identified. The report shall be submitted by January 15, 2014."

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

**Senator Bakk, from the Committee on Rules and Administration, to which was referred**

**H.F. No. 582** for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
582	493				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

**Senator Marty from the Committee on Environment and Energy, to which was referred**

**S.F. No. 725:** A bill for an act relating to natural resources; modifying soil and water conservation district consolidation provisions; amending Minnesota Statutes 2012, sections 103C.211; 103C.311, subdivision 1; 103C.401, subdivision 1.

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

**Senator Marty from the Committee on Environment and Energy, to which was referred**

**S.F. No. 510:** A bill for an act relating to solid waste; amending process for cities to implement organized collection of solid waste; amending Minnesota Statutes 2012, section 115A.94, subdivisions 2, 5, by adding subdivisions; repealing Minnesota Statutes 2012, section 115A.94, subdivision 4.

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 2012, section 115A.94, subdivision 2, is amended to read:

Subd. 2. **Local authority.** A city or town may organize collection, after public notification and hearing as required in ~~subdivision 4~~ subdivisions 4a to 4d. A county may organize collection as provided in subdivision 5."

Page 3, after line 1, insert:

"Sec. 5. Minnesota Statutes 2012, section 115A.94, is amended by adding a subdivision to read:

Subd. 4d. **Participating collectors proposal requirement.** Prior to establishing a committee under subdivision 4a to consider organizing residential solid waste collection, a city or town with more than one licensed collector must notify the public and all licensed collectors serving the community and provide a 60-day period in which meetings and negotiations shall occur exclusively between licensed collectors and the city or town to develop a proposal in which interested licensed collectors, as members of an organization of collectors, collect solid waste from designated sections of the city or town. The proposal shall include identified city or town priorities, including issues related to zone creation, traffic, safety, environmental performance, service provided, and price, and shall reflect existing haulers maintaining their respective market share of business. If an existing hauler opts to be excluded from the proposal, the city may allocate their customers proportionally based on market share to the participating collectors who choose to negotiate. The initial agreement executed under this subdivision must be for a period of at least three years. If agreement is reached between the participating licensed collectors and city or town, the city or town may adopt an ordinance establishing organized collection consistent with the proposal developed and are not required to fulfill the requirements of subdivisions 4a, 4b, and 4c, except that the governing body must hold the public hearing required under subdivision 4c, prior to adoption of an ordinance implementing organized collection.

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

Page 3, line 11, delete "4c" and insert "4d"

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 State and Local Government. Amendments adopted. Report adopted.

**Senator Marty from the Committee on Environment and Energy, to which was referred**

**S.F. No. 563:** A bill for an act relating to natural resources; providing for exchange of road easements; modifying forest management investment account; modifying State Timber Act; appropriating money; amending Minnesota Statutes 2012, sections 89.0385; 90.01, subdivisions 4, 5, 6, 8, 11; 90.031, subdivision 4; 90.041, subdivisions 2, 5, 6, 9, by adding subdivisions; 90.045; 90.061, subdivision 8; 90.101, subdivision 1; 90.121; 90.145; 90.151, subdivisions 1, 2, 3, 4, 6, 7, 8, 9; 90.161; 90.162; 90.171; 90.181, subdivision 2; 90.191, subdivision 1; 90.193; 90.195; 90.201, subdivision 2a; 90.211; 90.221; 90.252, subdivision 1; 90.301, subdivisions 2, 4; 90.41, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 84; 90; repealing Minnesota Statutes 2012, sections 90.163; 90.173; 90.41, subdivision 2.

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

Delete everything after the enacting clause and insert:

"Section 1. **[84.633] EXCHANGE OF ROAD EASEMENTS.**

Subdivision 1. **Authority.** The commissioner of natural resources, on behalf of the state, may convey a road easement according to this section for access across state land under the commissioner's jurisdiction in exchange for a road easement for access to property owned by the United States, the state of Minnesota or any of its subdivisions, or a private party. The exercise of the easement across state land must not cause significant adverse environmental or natural resources management impacts. Exchanges under this section are limited to existing access corridors.

Subd. 2. **Substantially equal acres.** The acres covered by the state easement conveyed by the commissioner must be substantially equal to the acres covered by the easement being received by the commissioner. For purposes of this section, "substantially equal" means that the acres do not differ by more than 20 percent. The commissioner's finding of substantially equal acres is in lieu of an appraisal or other determination of value of the lands.

Subd. 3. **School trust lands.** If the commissioner conveys a road easement over school trust land to a nongovernmental entity, the term of the road easement is limited to 50 years. The easement exchanged with the state may be limited to 50 years or may be perpetual.

Subd. 4. **Terms and conditions.** The commissioner may impose terms and conditions of use as necessary and appropriate under the circumstances. The state may accept an easement with similar terms and conditions as the state easement.

Subd. 5. **Survey.** If the commissioner determines that a survey is required, the governmental unit or private landowner shall pay to the commissioner a survey fee of not less than one half of the cost of the survey as determined by the commissioner.

Subd. 6. **Application fee.** When a private landowner or governmental unit, except the state, presents to the commissioner an offer to exchange road easements, the private landowner or governmental unit shall pay an application fee as provided under section 84.63 to cover reasonable costs for reviewing the application and preparing the easements.

Subd. 7. **Title.** If the commissioner determines it is necessary to obtain an opinion as to the title of the land being encumbered by the easement that will be received by the commissioner, the governmental unit or private landowner shall submit an abstract of title or other title information sufficient to determine possession of the land, improvements, liens, encumbrances, and other matters affecting title.

Subd. 8. **Disposition of fees.** (a) Any fee paid under subdivision 5 must be credited to the account from which expenses are or will be paid and the fee is appropriated for the expenditures in the same manner as other money in the account.

(b) Any fee paid under subdivision 6 must be deposited in the land management account in the natural resources fund and is appropriated to the commissioner to cover the reasonable costs incurred for preparing and issuing the state road easement and accepting the road easement from the private landowner or governmental entity.

Sec. 2. Minnesota Statutes 2012, section 89.0385, is amended to read:

**89.0385 FOREST MANAGEMENT INVESTMENT ACCOUNT; COST CERTIFICATION.**

(a) ~~After each fiscal year,~~ The commissioner shall certify the total costs incurred for forest management, forest improvement, and road improvement on state-managed lands during ~~that a~~ fiscal year. The commissioner shall distribute forest management receipts credited to various accounts according to this section.

(b) The amount of the certified costs incurred for forest management activities on state lands shall be transferred from the account where receipts are deposited to the forest management investment account in the natural resources fund, except for those costs certified under section 16A.125. Transfers may occur quarterly, based on quarterly cost and revenue reports, throughout the fiscal year, with final certification and reconciliation after each fiscal year. Transfers in a fiscal year cannot exceed receipts credited to the account.

Sec. 3. Minnesota Statutes 2012, section 89.41, is amended to read:

**89.41 EDUCATIONAL UNITS MAY ESTABLISH AND MAINTAIN SCHOOL FORESTS.**

Subdivision 1. Establishment and maintenance of school forests. Any school district in the state, however organized, the University of Minnesota, or any branch thereof, any state university, community college, or other public educational institution or agency of the state, all herein referred to as agencies, may establish and maintain school forests as herein provided according to this section, subject to the approval of the commissioner of natural resources. ~~Any such agency may use for the purpose of such a forest any land belonging to it, or may acquire land therefor by gift or with contributed funds.~~ For the purpose of a school forest, an agency may use land the agency owns or uses under an agreement or may acquire land by gift or with contributed funds.

Subd. 2. Conveyance of tax-forfeited land for school forest use. For the purposes of ~~such forest school forests established under this section,~~ any tax-forfeited lands may be sold by the county board to ~~any such an~~ agency or may be conveyed by the commissioner of revenue to ~~any such an~~ agency in like manner as provided for the sale or conveyance of ~~such tax-forfeited lands to governmental subdivisions under section 282.01 and amendments thereof.~~ A conveyance under this subdivision is made without monetary compensation or consideration for the conveyance, but the conveyance is subject to the conditional use and reversion provisions under section 282.01, subdivisions 1c and 1d, paragraph (e).

Subd. 3. Monitoring and reporting. The commissioner shall annually monitor tax-forfeited lands conveyed according to subdivision 2 to determine whether the lands continue to be used as school forests. The commissioner shall submit an annual monitoring report to the commissioner of revenue that identifies any lands no longer used as school forests.

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

Sec. 4. Minnesota Statutes 2012, section 90.01, subdivision 4, is amended to read:

Subd. 4. **Scaler.** "Scaler" means a qualified bonded person designated by the commissioner to measure timber and cut forest products.

Sec. 5. Minnesota Statutes 2012, section 90.01, subdivision 5, is amended to read:

Subd. 5. **State appraiser.** "State appraiser" means an employee of the department designated by the commissioner to appraise state lands, which includes, but is not limited to, timber and other forest resource products, for volume, quality, and value.

Sec. 6. Minnesota Statutes 2012, section 90.01, subdivision 6, is amended to read:

Subd. 6. **Timber.** "Timber" means trees, shrubs, or woody plants, that will produce forest products of value whether standing or down, and including but not limited to logs, sawlogs, posts, poles, bolts, pulpwood, cordwood, fuelwood, woody biomass, lumber, and woody decorative material.

Sec. 7. Minnesota Statutes 2012, section 90.01, subdivision 8, is amended to read:

Subd. 8. **Permit holder.** "Permit holder" means the person holding who is the signatory of a permit to cut timber on state lands.

Sec. 8. Minnesota Statutes 2012, section 90.01, subdivision 11, is amended to read:

Subd. 11. **Effective permit.** "Effective permit" means a permit for which the commissioner has on file full or partial surety security as required by section 90.161, or 90.162, 90.163, or 90.173 or, in the case of permits issued according to section 90.191 or 90.195, the commissioner has received a down payment equal to the full appraised value.

Sec. 9. Minnesota Statutes 2012, section 90.031, subdivision 4, is amended to read:

Subd. 4. **Timber rules.** The Executive Council may formulate and establish, from time to time, rules it deems advisable for the transaction of timber business of the state, including approval of the sale of timber on any tract in a lot exceeding ~~6,000~~ 12,000 cords in volume when the sale is in the best interests of the state, and may abrogate, modify, or suspend rules at its pleasure.

Sec. 10. Minnesota Statutes 2012, section 90.041, subdivision 2, is amended to read:

Subd. 2. **Trespass on state lands.** The commissioner may compromise and settle, with ~~the approval of notification~~ to the attorney general, upon terms the commissioner deems just, any claim of the state for casual and involuntary trespass upon state lands or timber; provided that no claim shall be settled for less than the full value of all timber or other materials taken in casual trespass or the full amount of all actual damage or loss suffered by the state as a result. Upon request, the commissioner shall advise the Executive Council of any information acquired by the commissioner concerning any trespass on state lands, giving all details and names of witnesses and all compromises and settlements made under this subdivision.

Sec. 11. Minnesota Statutes 2012, section 90.041, subdivision 5, is amended to read:

Subd. 5. **Forest improvement contracts.** The commissioner may contract as part of the timber sale with the purchaser of state timber at either informal or auction sale for ~~the following~~ forest improvement work to be done on the land included within the sale area: Forest improvement work may include activities relating to preparation of the site for seeding or planting of seedlings or trees, seeding or planting of seedlings or trees, and other activities relating related to forest regeneration or deemed necessary by the commissioner to accomplish forest management objectives, including those related to water quality protection, trail development, and wildlife habitat enhancement. A contract issued under this subdivision is not subject to the competitive bidding provisions of chapter

16C and is exempt from the contract approval provisions of section 16C.05, subdivision 2. The bid value received in the sale of the timber and the contract bid cost of the improvement work may be combined and the total value may be considered by the commissioner in awarding forest improvement contracts under this section. The commissioner may refuse to accept any and all bids received and cancel a forest improvement contract sale for good and sufficient reasons.

Sec. 12. Minnesota Statutes 2012, section 90.041, subdivision 6, is amended to read:

Subd. 6. **Sale of damaged timber.** The commissioner may sell at public auction timber that has been damaged by fire, windstorm, flood, insect, disease, or other natural cause on notice that the commissioner considers reasonable when there is a high risk that the salvage value of the timber would be lost.

Sec. 13. Minnesota Statutes 2012, section 90.041, subdivision 9, is amended to read:

Subd. 9. **Reoffering unsold timber.** ~~To maintain and enhance forest ecosystems on state forest lands,~~ The commissioner may reoffer timber tracts remaining unsold under the provisions of section 90.101 below appraised value at public auction with the required 30-day notice under section 90.101, subdivision 2.

Sec. 14. Minnesota Statutes 2012, section 90.041, is amended by adding a subdivision to read:

Subd. 10. **Fees.** (a) The commissioner may establish a fee schedule that covers the commissioner's cost of issuing, administering, and processing various permits, permit modifications, transfers, assignments, amendments, and other transactions necessary to the administration of activities under this chapter.

(b) A fee established under this subdivision is not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply. The commissioner may establish fees under this subdivision notwithstanding section 16A.1283.

Sec. 15. Minnesota Statutes 2012, section 90.041, is amended by adding a subdivision to read:

Subd. 11. **Debarment.** The commissioner may debar a permit holder if the holder is convicted in Minnesota at the gross misdemeanor or felony level of criminal willful trespass, theft, fraud, or antitrust violation involving state, federal, county, or privately owned timber in Minnesota or convicted in any other state involving similar offenses and penalties for timber owned in that state. The commissioner shall cancel and repossess the permit directly involved in the prosecution of the crime. The commissioner shall cancel and repossess all other state timber permits held by the permit holder after taking from all security deposits money to which the state is entitled. The commissioner shall return the remainder of the security deposits, if any, to the permit holder. The debarred permit holder is prohibited from bidding, possessing, or being employed on any state timber permit during the period of debarment. The period of debarment is not less than one year or greater than three years. The duration of the debarment is based on the severity of the violation, past history of compliance with timber permits, and the amount of loss incurred by the state arising from violations of timber permits.



Sec. 16. Minnesota Statutes 2012, section 90.045, is amended to read:

**90.045 APPRAISAL STANDARDS.**

By July 1, 1983, the commissioner shall establish specific timber appraisal standards according to which all timber appraisals will be conducted under this chapter. The standards shall include a specification of the maximum allowable appraisal sampling error, and including the procedures for tree defect allowance, tract area estimation, product volume estimation, and product value determination. The timber appraisal standards shall be included in each edition of the timber sales manual published by the commissioner. In addition to the duties pursuant to section 90.061, every state appraiser shall work within the guidelines of the timber appraisal standards. The standards shall not be subject to the rulemaking provisions of chapter 14.

Sec. 17. Minnesota Statutes 2012, section 90.061, subdivision 8, is amended to read:

Subd. 8. **Appraiser authority; form of documents.** State appraisers are empowered, with the consent of the commissioner, to perform any scaling, and generally to supervise the cutting and removal of timber and forest products on or from state lands so far as may be reasonably necessary to insure compliance with the terms of the permits or other contracts governing the same and protect the state from loss.

The form of appraisal reports, records, and notes to be kept by state appraisers shall be as the commissioner prescribes.

Sec. 18. Minnesota Statutes 2012, section 90.101, subdivision 1, is amended to read:

Subdivision 1. **Sale requirements.** The commissioner may sell the timber on any tract of state land and may determine the number of sections or fractional sections of land to be included in the permit area covered by any one permit issued to the purchaser of timber on state lands, or in any one contract or other instrument relating thereto. No timber shall be sold, except (1) to the highest responsible bidder at public auction, or (2) if unsold at public auction, the commissioner may offer the timber for private sale for a period of no more than ~~six months~~ one year after the public auction to any ~~person~~ responsible bidder who pays the appraised value for the timber. The minimum price shall be the appraised value as fixed by the report of the state appraiser. Sales may include tracts in more than one contiguous county or forestry administrative area and shall be held either in the county or forestry administrative area in which the tract is located or in an adjacent county or forestry administrative area that is nearest the tract offered for sale or that is most accessible to potential bidders. In adjoining counties or forestry administrative areas, sales may not be held less than two hours apart.

Sec. 19. Minnesota Statutes 2012, section 90.121, is amended to read:

**90.121 INTERMEDIATE AUCTION SALES; MAXIMUM LOTS OF 3,000 CORDS.**

(a) The commissioner may sell the timber on any tract of state land in lots not exceeding 3,000 cords in volume, in the same manner as timber sold at public auction under section 90.101, and related laws, subject to the following special exceptions and limitations:

(1) the commissioner shall offer all tracts authorized for sale by this section separately from the sale of tracts of state timber made pursuant to section 90.101;

(2) no bidder may be awarded more than 25 percent of the total tracts offered at the first round of bidding unless fewer than four tracts are offered, in which case not more than one tract shall be awarded to one bidder. Any tract not sold at public auction may be offered for private sale as authorized by section 90.101, subdivision 1, 30 days after the auction to persons responsible bidders eligible under this section at the appraised value; and

(3) no sale may be made to a ~~person~~ responsible bidder having more than 30 employees. For the purposes of this clause, "employee" means an individual working in the timber or wood products industry for salary or wages on a full-time or part-time basis.

(b) The auction sale procedure set forth in this section constitutes an additional alternative timber sale procedure available to the commissioner and is not intended to replace other authority possessed by the commissioner to sell timber in lots of 3,000 cords or less.

(c) Another bidder or the commissioner may request that the number of employees a bidder has pursuant to paragraph (a), clause (3), be confirmed by signed affidavit if there is evidence that the bidder may be ineligible due to exceeding the employee threshold. The commissioner shall request information from the commissioners of labor and industry and employment and economic development including the premiums paid by the bidder in question for workers' compensation insurance coverage for all employees of the bidder. The commissioner shall review the information submitted by the commissioners of labor and industry and employment and economic development and make a determination based on that information as to whether the bidder is eligible. A bidder is considered eligible and may participate in intermediate auctions until determined ineligible under this paragraph.

Sec. 20. Minnesota Statutes 2012, section 90.145, is amended to read:

**90.145 PURCHASER QUALIFICATIONS AND, REGISTRATION, AND REQUIREMENTS.**

Subdivision 1. **Purchaser qualifications requirements.** (a) In addition to any other requirements imposed by this chapter, the purchaser of a state timber permit issued under section 90.151 must meet the requirements in paragraphs (b) to ~~(d)~~ (e).

(b) The purchaser ~~and~~ or the purchaser's agents, employees, subcontractors, and assigns conducting logging operations on the timber permit must comply with general industry safety standards for logging adopted by the commissioner of labor and industry under chapter 182. The commissioner of natural resources ~~shall~~ may require a purchaser to provide proof of compliance with the general industry safety standards.

(c) The purchaser ~~and~~ or the purchaser's agents, subcontractors, and assigns conducting logging operations on the timber permit must comply with the mandatory insurance requirements of chapter 176. The commissioner ~~shall~~ may require a purchaser to provide a copy of the proof of insurance required by section 176.130 before the start of harvesting operations on any permit.

(d) Before the start of harvesting operations on any permit, the purchaser must certify that a foreperson or other designated employee who has a current certificate of completion, which includes instruction in site-level forest management guidelines or best management practices, from the Minnesota Logger Education Program (MLEP), the Wisconsin Forest Industry Safety and Training Alliance (FISTA), or any similar continuous education program acceptable to the commissioner, is supervising active logging operations.

(e) The purchaser and the purchaser's agents, employees, subcontractors, and assigns who will be involved with logging or scaling state timber must be in compliance with this chapter.

Subd. 2. **Purchaser preregistration registration.** To facilitate the sale of permits issued under section 90.151, the commissioner may establish a purchaser preregistration registration system to verify the qualifications of a person as a responsible bidder to purchase a timber permit. Any system implemented by the commissioner shall be limited in scope to only that information that is required for the efficient administration of the purchaser qualification provisions requirements of this chapter and shall conform with the requirements of chapter 13. The registration system established under this subdivision is not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply.

Sec. 21. Minnesota Statutes 2012, section 90.151, subdivision 1, is amended to read:

Subdivision 1. **Issuance; expiration.** (a) Following receipt of the down payment for state timber required under section 90.14 or 90.191, the commissioner shall issue a numbered permit to the purchaser, in a form approved by the attorney general, by the terms of which the purchaser shall be authorized to enter upon the land, and to cut and remove the timber therein described as designated for cutting in the report of the state appraiser, according to the provisions of this chapter. The permit shall be correctly dated and executed by the commissioner and signed by the purchaser. If a permit is not signed by the purchaser within 60 45 days from the date of purchase, the permit cancels and the down payment for timber required under section 90.14 forfeits to the state. The commissioner may grant an additional period for the purchaser to sign the permit, not to exceed five ten business days, provided the purchaser pays a \$125 \$200 penalty fee.

(b) The permit shall expire no later than five years after the date of sale as the commissioner shall specify or as specified under section 90.191, and the timber shall be cut and removed within the time specified therein. All cut timber, equipment, and buildings not removed from the land within 90 days after expiration of the permit shall become the property of the state. If additional time is needed, the permit holder must request, prior to the expiration date, and may be granted, for good and sufficient reasons, up to 90 additional days for the completion of skidding, hauling, and removing all equipment and buildings. All cut timber, equipment, and buildings not removed from the land after expiration of the permit becomes the property of the state.

(c) The commissioner may grant an additional period of time not to exceed 120 240 days for the removal of cut timber, equipment, and buildings upon receipt of such a written request by the permit holder for good and sufficient reasons. The commissioner may grant a second period of time not to exceed 120 days for the removal of cut timber, equipment, and buildings upon receipt of a request by the permit holder for hardship reasons only. The permit holder may combine in the written request under this paragraph the request for additional time under paragraph (b).

Sec. 22. Minnesota Statutes 2012, section 90.151, subdivision 2, is amended to read:

Subd. 2. **Permit requirements.** The permit shall state the amount of timber estimated for cutting on the land, the estimated value thereof, and the price at which it is sold in units of per thousand feet, per cord, per piece, per ton, or by whatever description sold, and shall specify that all landings of cut products shall be legibly marked with the assigned permit number. The permit shall provide for the continuous identification and control of the cut timber from the time of cutting until delivery to the consumer. The permit shall provide that failure to continuously identify the timber as specified in the permit constitutes trespass.

Sec. 23. Minnesota Statutes 2012, section 90.151, subdivision 3, is amended to read:

Subd. 3. **Security provisions.** The permit shall contain such provisions as may be necessary to secure to the state the title of all timber cut thereunder wherever found until full payment therefor and until all provisions of the permit have been fully complied with. The permit shall provide that from the date ~~the same becomes effective~~ cutting commences until the expiration ~~thereof of the permit~~, including all extensions, the purchaser and successors in interest shall be liable to the state for the full permit price of all timber covered thereby, notwithstanding any subsequent damage or injury thereto or trespass thereon or theft thereof, and without prejudice to the right of the state to pursue such timber and recover the value thereof anywhere prior to the payment therefor in full to the state. If an effective permit is forfeited prior to any cutting activity, the purchaser is liable to the state for a sum equal to the down payment and bid guarantee. Upon recovery from any person other than the permit holder, the permit holder shall be deemed released to the extent of the net amount, after deducting all expenses of collecting same, recovered by the state from such other person.

Sec. 24. Minnesota Statutes 2012, section 90.151, subdivision 4, is amended to read:

Subd. 4. **Permit terms.** Once a permit becomes effective and cutting commences, the permit holder is liable to the state for the permit price for all timber required to be cut, including timber not cut. The permit shall provide that all timber sold or designated for cutting shall be cut ~~without~~ in such a manner so as not to cause damage to other timber; that the permit holder shall remove all timber authorized and designated to be cut under the permit; that timber sold by board measure identified in the permit, but later determined by the commissioner not to be convertible into board the permit's measure, shall be paid for by the piece or cord or other unit of measure according to the size, species, or value, as may be determined by the commissioner; and that all timber products, except as specified by the commissioner, shall be scaled and the final settlement for the timber cut shall be made on this scale; and that the permit holder shall pay to the state the permit price for all timber authorized to be cut, including timber not cut.

Sec. 25. Minnesota Statutes 2012, section 90.151, subdivision 6, is amended to read:

Subd. 6. **Notice and approval required.** The permit shall provide that the permit holder shall not start cutting any state timber nor clear ~~building sites~~ landings nor logging roads until the commissioner has been notified and has given prior approval to such cutting operations. Approval shall not be granted until the permit holder has completed a presale conference with the state appraiser designated to supervise the cutting. The permit holder shall also give prior notice whenever permit operations are to be temporarily halted, whenever permit operations are to be resumed, and when permit operations are to be completed.

Sec. 26. Minnesota Statutes 2012, section 90.151, subdivision 7, is amended to read:

Subd. 7. **Liability for timber cut in trespass.** The permit shall provide that the permit holder shall pay the permit price value for any timber sold which is negligently destroyed or damaged by the permit holder in cutting or removing other timber sold. If the permit holder shall cut or remove or negligently destroy or damage any timber upon the land described, not sold under the permit, except such timber as it may be necessary to cut and remove in the construction of necessary logging roads and landings approved as to location and route by the commissioner, such timber shall be deemed to have been cut in trespass. The permit holder shall be liable for any such timber and recourse may be had upon the ~~bond~~ security deposit.

Sec. 27. Minnesota Statutes 2012, section 90.151, subdivision 8, is amended to read:

Subd. 8. **Suspension; cancellation.** The permit shall provide that the commissioner shall have the power to order suspension of all operations under the permit when ~~in the commissioner's judgment~~ the conditions thereof have not been complied with and any timber cut or removed during such suspension shall be deemed to have been cut in trespass; that the commissioner may cancel the permit at any time ~~when in the commissioner's judgment the conditions thereof have not been complied with~~ due to a breach of the permit conditions and such cancellation shall constitute repossession of the timber by the state; that the permit holder shall remove equipment and buildings from such land within 90 days after such cancellation; that, if the purchaser at any time fails to pay any obligations to the state under any other permits, any or all permits may be canceled; and that any timber cut or removed in violation of the terms of the permit or of any law shall constitute trespass.

Sec. 28. Minnesota Statutes 2012, section 90.151, subdivision 9, is amended to read:

Subd. 9. **Slashings disposal.** The permit shall provide that the permit holder shall ~~burn or otherwise dispose of or treat~~ all slashings or other refuse resulting from cutting operations, as specified in the permit, in the manner now or hereafter provided by law.

Sec. 29. Minnesota Statutes 2012, section 90.161, is amended to read:

**90.161 SURETY BONDS FOR AUCTION SECURITY DEPOSITS REQUIRED FOR EFFECTIVE TIMBER PERMITS.**

Subdivision 1. **Bond Security deposit required.** (a) Except as otherwise provided by law, the purchaser of any state timber, before any timber permit becomes effective for any purpose, shall give a good and valid bond security in the form of cash; a certified check; a cashier's check; a postal, bank, or express money order; a corporate surety bond; or an irrevocable bank letter of credit to the state of Minnesota equal to the value of all timber covered or to be covered by the permit, as shown by the sale price bid and the appraisal report as to quantity, less the amount of any payments pursuant to sections section 90.14 and 90.163.

(b) The bond security deposit shall be conditioned upon the faithful performance by the purchaser and successors in interest of all terms and conditions of the permit and all requirements of law in respect to timber sales. The bond security deposit shall be approved in writing by the commissioner and filed for record in the commissioner's office.

(c) ~~In the alternative to cash and bond requirements, but upon the same conditions,~~ A purchaser may post bond for 100 percent of the purchase price and request refund of the amount of any payments pursuant to sections section 90.14 and 90.163. The commissioner may credit the refund to any other permit held by the same permit holder if the permit is delinquent as provided in section 90.181, subdivision 2, or may credit the refund to any other permit to which the permit holder requests that it be credited.

(d) In the event of a default, the commissioner may take from the deposit the sum of money to which the state is entitled. The commissioner shall return the remainder of the deposit, if any, to the person making the deposit. When cash is deposited as security, it shall be applied to the amount due when a statement is prepared and transmitted to the permit holder according to section 90.181. Any balance due to the state shall be shown on the statement and shall be paid as provided in section 90.181. Any amount of the deposit in excess of the amount determined to be due according to section 90.181 shall be returned to the permit holder when a final statement is transmitted under section

90.181. All or part of a cash deposit may be withheld from application to an amount due on a nonfinal statement if it appears that the total amount due on the permit will exceed the bid price.

(e) If an irrevocable bank letter of credit is provided as security under paragraph (a), at the written request of the permittee, the commissioner shall annually allow the amount of the bank letter of credit to be reduced by an amount proportionate to the value of timber that has been harvested and for which the state has received payment under the timber permit. The remaining amount of the bank letter of credit after a reduction under this paragraph must not be less than the value of the timber remaining to be harvested under the timber permit.

(f) If cash; a certified check; a cashier's check; a personal check; or a postal, bank, or express money order is provided as security under paragraph (a) and no cutting of state timber has taken place on the permit, the commissioner may credit the security provided, less any deposit required under section 90.14, to any other permit to which the permit holder requests in writing that it be credited.

Subd. 2. **Failure to bond provide security deposit.** If ~~bond~~ the security deposit is not furnished, no harvesting may occur and ~~the down payment for timber~~ 15 percent of the permit's purchase price shall forfeit to the state when the permit expires.

Subd. 3. **Subrogation.** ~~In case of default~~ When security is provided by surety bond and the permit holder defaults in payment by the permit holder, the surety upon the bond shall make payment in full to the state of all sums of money due under such permit; and thereupon such surety shall be deemed immediately subrogated to all the rights of the state in the timber so paid for; and such subrogated party may pursue the timber and recover therefor, or have any other appropriate relief in relation thereto which the state might or could have had if such surety had not made such payment. No assignment or other writing on the part of the state shall be necessary to make such subrogation effective, but the certificate signed by and bearing the official seal of the commissioner, showing the amount of such timber, the lands from which it was cut or upon which it stood, and the amount paid therefor, shall be prima facie evidence of such facts.

Subd. 4. **Change of security.** Prior to any harvest cutting activity, or activities incidental to the preparation for harvest, a purchaser having posted a ~~bond~~ security deposit for 100 percent of the purchase price of a sale may request the release of the ~~bond~~ security and the commissioner shall grant the release upon cash payment to the commissioner of 15 percent of the appraised value of the sale, plus eight percent interest on the appraised value of the sale from the date of purchase to the date of release while retaining, or upon repayment of, the permit's down payment and bid guarantee deposit requirement.

Subd. 5. **Return of security.** Any security required under this section shall be returned to the purchaser within 60 days after the final scale.

Sec. 30. Minnesota Statutes 2012, section 90.162, is amended to read:

**90.162 ALTERNATIVE TO BOND OR DEPOSIT REQUIREMENTS SECURING TIMBER PERMITS WITH CUTTING BLOCKS.**

In lieu of the ~~bond or cash~~ security deposit equal to the value of all timber covered by the permit required by section 90.161 ~~or 90.173~~, a purchaser of state timber may elect in writing on a form prescribed by the attorney general to give good and valid surety to the state of Minnesota equal

to the purchase price for any designated cutting block identified on the permit before the date the purchaser enters upon the land to begin harvesting the timber on the designated cutting block.

Sec. 31. **[90.164] TIMBER PERMIT DEVELOPMENT OPTION.**

With the completion of the presale conference requirement under section 90.151, subdivision 6, a permit holder may access the permit area in advance of the permit being fully secured as required by section 90.161, for the express purpose of clearing approved landings and logging roads. No cutting of state timber except that incidental to the clearing of approved landings and logging roads is allowed under this section.

Sec. 32. Minnesota Statutes 2012, section 90.171, is amended to read:

**90.171 ASSIGNMENT OF AUCTION TIMBER PERMITS.**

Any permit sold at public auction may be assigned upon written approval of the commissioner. The assignment of any permit shall be signed and acknowledged by the permit holder. The commissioner shall not approve any assignment until the assignee has been determined to meet the qualifications of a responsible bidder and has given to the state a bond security deposit which shall be substantially in the form of, and shall be deemed of the same effect as, the bond security deposit required of the original purchaser. The commissioner may accept the an agreement of the assignee and any corporate surety upon such an original bond, substituting the assignee in the place of such the original purchaser and continuing such the original bond in full force and effect, as to the assignee. Thereupon but not otherwise the permit holder making the assignment shall be released from all liability arising or accruing from actions taken after the assignment became effective.

Sec. 33. Minnesota Statutes 2012, section 90.181, subdivision 2, is amended to read:

Subd. 2. **Deferred payments.** (a) If the amount of the statement is not paid within 30 days of the date thereof, it shall bear interest at the rate determined pursuant to section 16A.124, except that the purchaser shall not be required to pay interest that totals \$1 or less. If the amount is not paid within 60 days, the commissioner shall place the account in the hands of the commissioner of revenue according to chapter 16D, who shall proceed to collect the same. When deemed in the best interests of the state, the commissioner shall take possession of the timber for which an amount is due wherever it may be found and sell the same informally or at public auction after giving reasonable notice.

(b) The proceeds of the sale shall be applied, first, to the payment of the expenses of seizure and sale; and, second, to the payment of the amount due for the timber, with interest; and the surplus, if any, shall belong to the state; and, in case a sufficient amount is not realized to pay these amounts in full, the balance shall be collected by the attorney general. Neither payment of the amount, nor the recovery of judgment therefor, nor satisfaction of the judgment, nor the seizure and sale of timber, shall release the sureties on any bond security deposit given pursuant to this chapter, or preclude the state from afterwards claiming that the timber was cut or removed contrary to law and recovering damages for the trespass thereby committed, or from prosecuting the offender criminally.

Sec. 34. Minnesota Statutes 2012, section 90.191, subdivision 1, is amended to read:

Subdivision 1. **Sale requirements.** The commissioner may sell the timber on any tract of state land in lots not exceeding 500 cords in volume, without formalities but for not less than the full appraised value thereof, to any person. No sale shall be made under this section to any person

holding two more than four permits issued hereunder which are still in effect; ~~except that (1) a partnership as defined in chapter 323, which may include spouses but which shall provide evidence that a partnership exists, may be holding two permits for each of not more than three partners who are actively engaged in the business of logging or who are the spouses of persons who are actively engaged in the business of logging with that partnership; and (2) a corporation, a majority of whose shares and voting power are owned by natural persons related to each other within the fourth degree of kindred according to the rules of the civil law or their spouses or estates, may be holding two permits for each of not more than three shareholders who are actively engaged in the business of logging or who are the spouses of persons who are actively engaged in the business of logging with that corporation.~~

Sec. 35. Minnesota Statutes 2012, section 90.193, is amended to read:

**90.193 EXTENSION OF TIMBER PERMITS.**

The commissioner may, in the case of an exceptional circumstance beyond the control of the timber permit holder which makes it unreasonable, impractical, and not feasible to complete cutting and removal under the permit within the time allowed, grant an one regular extension of for one year. A written request for the regular extension must be received by the commissioner before the permit expires. The request must state the reason the extension is necessary and be signed by the permit holder. An interest rate of eight percent may be charged for the period of extension.

Sec. 36. Minnesota Statutes 2012, section 90.195, is amended to read:

**90.195 SPECIAL USE AND PRODUCT PERMIT.**

(a) The commissioner may issue a permit to salvage or cut not to exceed 12 cords of fuelwood per year for personal use from either or both of the following sources: (1) dead, down, and diseased damaged trees; (2) other trees that are of negative value under good forest management practices. The permits may be issued for a period not to exceed one year. The commissioner shall charge a fee for the permit that shall cover the commissioner's cost of issuing the permit and as provided under section 90.041, subdivision 10. The fee shall not exceed the current market value of fuelwood of similar species, grade, and volume that is being sold in the area where the salvage or cutting is authorized under the permit.

(b) The commissioner may issue a special product permit under section 89.42 for commercial use, which may include incidental volumes of boughs, gravel, hay, biomass, and other products derived from forest management activities. The value of the products is the current market value of the products that are being sold in the area. The permit may be issued for a period not to exceed one year and the commissioner shall charge a fee for the permit as provided under section 90.041, subdivision 10.

(c) The commissioner may issue a special use permit for incidental volumes of timber from approved right-of-way road clearing across state land for the purpose of accessing a state timber permit. The permit shall include the volume and value of timber to be cleared and may be issued for a period not to exceed one year. A presale conference as required under section 90.151, subdivision 6, must be completed before the start of any activities under the permit.

Sec. 37. Minnesota Statutes 2012, section 90.201, subdivision 2a, is amended to read:



Subd. 2a. **Prompt payment of refunds.** Any refund of cash that is due to a permit holder as determined on a final statement transmitted pursuant to section 90.181 or a refund of cash made pursuant to section 90.161, subdivision 1, ~~or 90.173, paragraph (a)~~; shall be paid to the permit holder according to section 16A.124 unless the refund is credited on another permit as provided in this chapter.

Sec. 38. Minnesota Statutes 2012, section 90.211, is amended to read:

**90.211 PURCHASE MONEY, WHEN FORFEITED.**

If the holder of an effective permit ~~begins to cut and then fails to cut~~ begins to cut and then fails to cut complete any part thereof of the permit before the expiration of the permit, the permit holder shall nevertheless pay the price therefor; but under no circumstances shall timber be cut after the expiration of the permit or extension thereof.

Sec. 39. Minnesota Statutes 2012, section 90.221, is amended to read:

**90.221 TIMBER SALES RECORDS.**

The commissioner shall keep timber sales records, including the description of each tract of land from which any timber is sold; the date of the report of the state appraisers; the kind, amount, and value of the timber as shown by such report; the date of the sale; the price for which the timber was sold; the name of the purchaser; the number, date of issuance and date of expiration of each permit; the date of any assignment of the permit; the name of the assignee; the dates of the filing and the amounts of the respective ~~bonds security deposits~~ bonds security deposits by the purchaser and assignee; the names of the sureties thereon; the amount of timber taken from the land; the date of the report of the scaler and state appraiser; the names of the scaler and the state appraiser who scaled the timber; and the amount paid for such timber and the date of payment.

Sec. 40. Minnesota Statutes 2012, section 90.252, subdivision 1, is amended to read:

Subdivision 1. **Consumer scaling.** The commissioner may enter into an agreement with either a timber sale permittee, or the purchaser of the cut products, or both, so that the scaling of the cut timber and the collection of the payment for the same can be consummated by the ~~consumer state~~. Such an agreement shall be approved as to form and content by the attorney general and shall provide for a bond or cash in lieu of a bond and such other safeguards as are necessary to protect the interests of the state. The scaling and payment collection procedure may be used for any state timber sale, except that no permittee who is also the consumer shall both cut and scale the timber sold unless such scaling is supervised by a state scaler.

Sec. 41. Minnesota Statutes 2012, section 90.301, subdivision 2, is amended to read:

Subd. 2. **Seizure of unlawfully cut timber.** The commissioner may take possession of any timber hereafter unlawfully cut upon or taken from any land owned by the state wherever found and may sell the same informally or at public auction after giving such notice as the commissioner deems reasonable and after deducting all the expenses of such sale the proceeds thereof shall be paid into the state treasury to the credit of the proper fund; and when any timber so unlawfully cut has been intermingled with any other timber or property so that it cannot be identified or plainly separated therefrom the commissioner may so seize and sell the whole quantity so intermingled and, in such case, the whole quantity of such timber shall be conclusively presumed to have been unlawfully taken from state land. When the timber unlawfully cut or removed from state land is so seized and

sold, the seizure shall not in any manner relieve the trespasser who cut or removed, or caused the cutting or removal of, any such timber from the full liability imposed by this chapter for the trespass so committed, but the net amount realized from such sale shall be credited on whatever judgment is recovered against such trespasser, if the trespass was deemed to be casual and involuntary.

Sec. 42. Minnesota Statutes 2012, section 90.301, subdivision 4, is amended to read:

Subd. 4. **Apprehension of trespassers; reward.** The commissioner may offer a reward to be paid to a person giving to the proper authorities any information that leads to the conviction of a person violating this chapter. The reward is limited to the greater of \$100 or ten percent of the single stumpage value of any timber unlawfully cut or removed. The commissioner shall pay the reward from funds appropriated for that purpose or from receipts from the sale of state timber. A reward shall not be paid to salaried forest officers, state appraisers, scalers, conservation officers, or licensed peace officers.

Sec. 43. Minnesota Statutes 2012, section 90.41, subdivision 1, is amended to read:

Subdivision 1. **Violations and penalty.** (a) Any state scaler or state appraiser who shall accept any compensation or gratuity for services as such from any other source except the state of Minnesota, or any state scaler, or other person authorized to scale state timber, or state appraiser, who shall make any false report, or insert in any such report any false statement, or shall make any such report without having examined the land embraced therein or without having actually been upon the land, or omit from any such report any statement required by law to be made therein, or who shall fail to report any known trespass committed upon state lands, or who shall conspire with any other person in any manner, by act or omission or otherwise, to defraud or unlawfully deprive the state of Minnesota of any land or timber, or the value thereof, shall be guilty of a felony. Any material discrepancy between the facts and the scale returned by any such person scaling timber for the state shall be considered prima facie evidence that such person is guilty of violating this statute.

(b) No such appraiser or scaler who has been once discharged for cause shall ever again be appointed. This provision shall not apply to resignations voluntarily made by and accepted from such employees.

Sec. 44. Minnesota Statutes 2012, section 282.01, subdivision 1a, is amended to read:

Subd. 1a. **Conveyance to public entities.** (a) Upon written request from a state agency or a governmental subdivision of the state, a parcel of unsold tax-forfeited land must be withheld from sale or lease to others for a maximum of six months. The request must be submitted to the county auditor. Upon receipt, the county auditor must withhold the parcel from sale or lease to any other party for six months, and must confirm the starting date of the six-month withholding period to the requesting agency or subdivision. If the request is from a governmental subdivision of the state, the governmental subdivision must pay the maintenance costs incurred by the county during the period the parcel is withheld. The county board may approve a sale or conveyance to the requesting party during the withholding period. A conveyance of the property to the requesting party terminates the withholding period.

A governmental subdivision of the state must not make, and a county auditor must not act upon, a second request to withhold a parcel from sale or lease within 18 months of a previous request for that parcel. A county may reject a request made under this paragraph if the request is made more than 30 days after the county has given notice to the requesting state agency or governmental subdivision of the state that the county intends to sell or otherwise dispose of the property.

(b) Nonconservation tax-forfeited lands may be sold by the county board, for their market value as determined by the county board, to an organized or incorporated governmental subdivision of the state for any public purpose for which the subdivision is authorized to acquire property. When the term "market value" is used in this section, it means an estimate of the full and actual market value of the parcel as determined by the county board, but in making this determination, the board and the persons employed by or under contract with the board in order to perform, conduct, or assist in the determination, are exempt from the licensure requirements of chapter 82B.

(c) Nonconservation tax-forfeited lands may be released from the trust in favor of the taxing districts on application to the county board by a state agency for an authorized use at not less than their market value as determined by the county board.

(d) Nonconservation tax-forfeited lands may be sold by the county board to an organized or incorporated governmental subdivision of the state or state agency for less than their market value if:

(1) the county board determines that a sale at a reduced price is in the public interest because a reduced price is necessary to provide an incentive to correct the blighted conditions that make the lands undesirable in the open market, or the reduced price will lead to the development of affordable housing; and

(2) the governmental subdivision or state agency has documented its specific plans for correcting the blighted conditions or developing affordable housing, and the specific law or laws that empower it to acquire real property in furtherance of the plans.

If the sale under this paragraph is to a governmental subdivision of the state, the commissioner of revenue must convey the property on behalf of the state by quit claim deed. If the sale under this paragraph is to a state agency, the commissioner must issue a conveyance document that releases the property from the trust in favor of the taxing districts.

(e) Nonconservation tax-forfeited land held in trust in favor of the taxing districts may be conveyed by the commissioner of revenue in the name of the state to a governmental subdivision for an authorized public use, if an application is submitted to the commissioner which includes a statement of facts as to the use to be made of the tract and the favorable recommendation of the county board. For the purposes of this paragraph, "authorized public use" means a use that allows an indefinite segment of the public to physically use and enjoy the property in numbers appropriate to its size and use, or is for a public service facility. Authorized public uses as defined in this paragraph are limited to:

(1) a road, or right-of-way for a road;

(2) a park that is both available to, and accessible by, the public that contains improvements such as campgrounds, playgrounds, athletic fields, trails, or shelters;

(3) trails for walking, bicycling, snowmobiling, or other recreational purposes, along with a reasonable amount of surrounding land maintained in its natural state;

(4) transit facilities for buses, light rail transit, commuter rail or passenger rail, including transit ways, park-and-ride lots, transit stations, maintenance and garage facilities, and other facilities related to a public transit system;

(5) public beaches or boat launches;

(6) public parking;

(7) civic recreation or conference facilities; and

(8) public service facilities such as fire halls, police stations, lift stations, water towers, sanitation facilities, water treatment facilities, and administrative offices.

No monetary compensation or consideration is required for the conveyance, except as provided in subdivision 1g, but the conveyance is subject to the conditions provided in law, including, but not limited to, the reversion provisions of subdivisions 1c and 1d.

(f) The commissioner of revenue shall convey a parcel of nonconservation tax-forfeited land to a local governmental subdivision of the state by quit claim deed on behalf of the state upon the favorable recommendation of the county board if the governmental subdivision has certified to the board that prior to forfeiture the subdivision was entitled to the parcel under a written development agreement or instrument, but the conveyance failed to occur prior to forfeiture. No compensation or consideration is required for, and no conditions attach to, the conveyance.

(g) The commissioner of revenue shall convey a parcel of nonconservation tax-forfeited land to the association of a common interest community by quit claim deed upon the favorable recommendation of the county board if the association certifies to the board that prior to forfeiture the association was entitled to the parcel under a written agreement, but the conveyance failed to occur prior to forfeiture. No compensation or consideration is required for, and no conditions attach to, the conveyance.

(h) Conservation tax-forfeited land may be sold to a governmental subdivision of the state for less than its market value for either: (1) creation or preservation of wetlands; (2) drainage or storage of storm water under a storm water management plan; or (3) preservation, or restoration and preservation, of the land in its natural state. The deed must contain a restrictive covenant limiting the use of the land to one of these purposes for 30 years or until the property is reconveyed back to the state in trust. At any time, the governmental subdivision may reconvey the property to the state in trust for the taxing districts. The deed of reconveyance is subject to approval by the commissioner of revenue. No part of a purchase price determined under this paragraph shall be refunded upon a reconveyance, but the amount paid for a conveyance under this paragraph may be taken into account by the county board when setting the terms of a future sale of the same property to the same governmental subdivision under paragraph (b) or (d). If the lands are unplatted and located outside of an incorporated municipality and the commissioner of natural resources determines there is a mineral use potential, the sale is subject to the approval of the commissioner of natural resources.

(i) A park and recreation board in a city of the first class is a governmental subdivision for the purposes of this section.

(j) Tax-forfeited land held in trust in favor of the taxing districts may be conveyed by the commissioner of revenue in the name of the state to a governmental subdivision for a school forest under section 89.41. An application that includes a statement of facts as to the use to be made of the tract and the favorable recommendation of the county board and the commissioner of natural resources must be submitted to the commissioner of revenue. No monetary compensation or consideration is required for the conveyance, but the conveyance is subject to the conditional use and reversion provisions of subdivisions 1c and 1d, paragraph (e). At any time, the governmental

subdivision may reconvey the property back to the state in trust for the taxing districts. The deed of reconveyance is subject to approval by the commissioner of revenue.

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

Sec. 45. Minnesota Statutes 2012, section 282.01, subdivision 1d, is amended to read:

Subd. 1d. **Reverter for failure to use; conveyance to state.** (a) After three years from the date of any conveyance of tax-forfeited land to a governmental subdivision for an authorized public use as provided in this section, regardless of when the deed for the authorized public use was executed, if the governmental subdivision has failed to put the land to that use, or abandons that use, the governing body of the subdivision must: (1) with the approval of the county board, purchase the property for an authorized public purpose at the present market value as determined by the county board, or (2) authorize the proper officers to convey the land, or the part of the land not required for an authorized public use, to the state of Minnesota in trust for the taxing districts. If the governing body purchases the property under clause (1), the commissioner of revenue shall, upon proper application submitted by the county auditor, convey the property on behalf of the state by quit claim deed to the subdivision free of a use restriction and the possibility of reversion or defeasement. If the governing body decides to reconvey the property to the state under this clause, the officers shall execute a deed of conveyance immediately. The conveyance is subject to the approval of the commissioner and its form must be approved by the attorney general. For 15 years from the date of the conveyance, there is no failure to put the land to the authorized public use and no abandonment of that use if a formal plan of the governmental subdivision, including, but not limited to, a comprehensive plan or land use plan, shows an intended future use of the land for the authorized public use.

(b) Property held by a governmental subdivision of the state under a conditional use deed executed under this section by the commissioner of revenue on or after January 1, 2007, may be acquired by that governmental subdivision after 15 years from the date of the conveyance if the commissioner determines upon written application from the subdivision that the subdivision has in fact put the property to the authorized public use for which it was conveyed, and the subdivision has made a finding that it has no current plans to change the use of the lands. Prior to conveying the property, the commissioner shall inquire whether the county board where the land is located objects to a conveyance of the property to the subdivision without conditions and without further act by or obligation of the subdivision. If the county does not object within 60 days, and the commissioner makes a favorable determination, the commissioner shall issue a quit claim deed on behalf of the state unconditionally conveying the property to the governmental subdivision. For purposes of this paragraph, demonstration of an intended future use for the authorized public use in a formal plan of the governmental subdivision does not constitute use for that authorized public use.

(c) Property held by a governmental subdivision of the state under a conditional use deed executed under this section by the commissioner of revenue before January 1, 2007, is released from the use restriction and possibility of reversion on January 1, 2022, if the county board records a resolution describing the land and citing this paragraph. The county board may authorize the county treasurer to deduct the amount of the recording fees from future settlements of property taxes to the subdivision.

(d) Except for tax-forfeited land conveyed to establish a school forest under section 89.41, property conveyed under a conditional use deed executed under this section by the commissioner of revenue, regardless of when the deed for the authorized public use was executed, is released from the use restriction and reverter, and any use restriction or reverter for which no declaration of reversion

has been recorded with the county recorder or registrar of titles, as appropriate, is nullified on the later of: (1) January 1, 2015; (2) 30 years from the date the deed was acknowledged; or (3) final resolution of an appeal to district court under subdivision 1e, if a lis pendens related to the appeal is recorded in the office of the county recorder or registrar of titles, as appropriate, prior to January 1, 2015.

(e) Notwithstanding paragraphs (a) to (d), tax-forfeited land conveyed to establish a school forest under section 89.41 is subject to a perpetual conditional use deed and reverter. The property reverts to the state in trust for the taxing districts by operation of law if the commissioner of natural resources determines and reports to the commissioner of revenue under section 89.41, subdivision 3, that the governmental subdivision has failed to use the land for school forest purposes for three consecutive years. The commissioner of revenue shall record a declaration of reversion for land that has reverted under this paragraph.

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

Sec. 46. Laws 2011, First Special Session chapter 2, article 4, section 30, is amended to read:

Sec. 46. **STATE TREE NURSERY PROGRAM RESTRUCTURING; REPORT REQUIRED.**

(a) Beginning July 1, 2011, the commissioner of natural resources shall limit all new plantings at ~~the Badoura State Nursery~~ state tree nurseries to the planting of stock for research or, use on public lands or private conservation lands with permanent protection, or sale of coniferous stock to soil and water conservation districts for use on private or public lands for conservation projects. Excess plant material may be sold or traded to private wholesale nurseries.

(b) By January 15, 2012, the commissioner of natural resources shall submit a budget and financial plan for the state nurseries to the chairs and ranking minority members of the house of representatives and senate committees and divisions with jurisdiction over environment and natural resources policy and finance. The plan shall include a long-term business plan to operate the Badoura State Nursery in a manner that is self-sufficient. The plan shall also include options for the General C.C. Andrews State Nursery.

**EFFECTIVE DATE.** This section is effective retroactively from July 1, 2011.

Sec. 47. **PERMIT CANCELLATION.**

Upon written request submitted by a permit holder to the commissioner of natural resources on or before June 1, 2015, the commissioner shall cancel any provision in a timber sale permit sold prior to September 1, 2012, that requires the security payment for, or removal of all or part of the balsam fir when the permit contains at least 50 cords of balsam fir. The remaining provisions of the permit remain in effect. The permit holder may be required to fell or pile the balsam fir to meet management objectives.

Sec. 48. **REPEALER.**

Minnesota Statutes 2012, sections 90.163; 90.173; and 90.41, subdivision 2, are repealed."

Amend the title accordingly

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was re-referred**

**S.F. No. 518:** A bill for an act relating to higher education; requiring the Board of Trustees of the Minnesota State Colleges and Universities and the commissioner of human services to convene a summit related to mental health and workforce development issues; requiring a report to the legislature.

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

Page 1, line 12, after "education" insert "representatives"

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 632:** A bill for an act relating to health; extending expiration of an advisory board; classifying data collected under the early hearing detection and intervention program; amending Minnesota Statutes 2012, section 144.966, subdivision 2, by adding a subdivision.

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was re-referred**

**S.F. No. 384:** A bill for an act relating to sexually exploited youth; establishing a director of child sex trafficking prevention; modifying provisions relating to sexually exploited youth; establishing and amending grant programs relating to combatting sexual exploitation of youth; providing related services and housing to victims; appropriating money; amending Minnesota Statutes 2012, sections 260B.007, subdivisions 6, 16; 260C.007, subdivisions 6, 31; proposing coding for new law in Minnesota Statutes, chapter 145; repealing Minnesota Statutes 2012, section 609.093.

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 699:** A bill for an act relating to human services; requiring medical assistance to cover doula services; amending Minnesota Statutes 2012, section 256B.0625, 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 Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 1017:** A bill for an act relating to health; making changes to genetic information provisions; amending Minnesota Statutes 2012, sections 13.386, subdivision 3; 144.966,

subdivision 3, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Page 1, delete lines 22 to 24 and insert:

"(b) Newborn screening activities conducted under sections 144.125 to 144.128 are subject to paragraph (a). Other programs and activities governed under section 144.192 are not subject to paragraph (a)."

Page 3, line 17, delete "permitted or required" and insert "authorized"

Page 3, line 18, delete "adopted" and after "rules" insert "adopted on or before June 30, 2013. Any rules adopted after June 30, 2013, must be consistent with the requirements of this section"

Page 5, after line 16, insert:

"Sec. 5. **NEWBORN SCREENING TEST RESULTS POSTPONEMENT.**

Notwithstanding Minnesota Statutes, section 144.125, subdivision 6, and section 13.386, and Laws 2012, chapter 292, article 4, section 22, the test results collected on or after November 16, 2011, shall not be destroyed subject to the schedule under Minnesota Statutes, section 144.125, prior to June 1, 2014. A parent or legal guardian may provide a signed and dated form requesting destruction of the test results. The commissioner shall comply with the request within one month of receipt of the request or within one month of the standard retention period for test results, whichever is later.

Sec. 6. **NEWBORN SCREENING PROGRAM STUDY.**

(a) The commissioner of health, in consultation with the medical research and advocacy groups identified in paragraph (b), shall review the newborn screening programs in Minnesota Statutes, section 144.125, and evaluate the scientific and medical validity of a comprehensive and sustainable long-term storage and use plan for the test results under Minnesota Statutes, section 144.125. The commissioner shall consider the following:

(1) peer-reviewed medical research into the diagnosis and treatment of heritable and congenital disease;

(2) strategies for education of parents and families about the utility of advancing new knowledge through research on blood spots and test data made possible by long-term storage and use;

(3) plans and protocols for clinical and research access to test result data;

(4) minimizing the administrative burden on hospitals and health care providers in the operation of the newborn screening program;

(5) the adequacy of current law on the standard retention period for test results under Minnesota Statutes, section 144.125, subdivision 6; and

(6) privacy concerns associated with parental consent options and long-term storage and use of blood samples and test data.

(b) As part of the evaluation, the commissioner shall consult with medical research and data privacy experts, including, but not limited to, specialists in metabolic care, immunology, pediatrics,



epidemiology, nutrition, pulmonology, cardiology, endocrinology, hematology, hearing care, and medical genetics, as well as patient advocacy and data privacy groups.

(c) By February 1, 2014, the commissioner shall submit a report to the chairs and ranking minority members of the senate and house of representatives committees and divisions with primary jurisdiction on health and human services and data privacy on comprehensive and sustainable long-term storage and usage of the test results.

(d) The commissioner shall conduct the evaluation required under this section within existing appropriations."

Page 5, line 18, delete "4" and insert "6"

Amend the title accordingly

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. 803, 843 and 725 were read the second time.

#### **SECOND READING OF HOUSE BILLS**

H.F. No. 582 was read the second time.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

##### **Senators Champion and Dziejic introduced—**

**S.F. No. 1194:** A bill for an act relating to the city of Minneapolis; providing property tax exemption for a public entertainment facility.

Referred to the Committee on Taxes.

##### **Senators Kiffmeyer, Bonoff, Anderson and Hoffman introduced—**

**S.F. No. 1195:** A bill for an act relating to transportation; requiring certain programming for expansion along a segment of marked Interstate Highway 94.

Referred to the Committee on Transportation and Public Safety.

**Senators Koenen, Sparks, Eken and Hawj introduced—**

**S.F. No. 1196:** A bill for an act relating to workers' compensation; modifying conversion factors for chiropractic services; prohibiting steering practices; amending Minnesota Statutes 2012, sections 176.135, subdivision 1; 176.136, subdivision 1a.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senator Westrom introduced—**

**S.F. No. 1197:** A bill for an act relating to agriculture; appropriating money for biofuel blender pump cost-share grants.

Referred to the Committee on Finance.

**Senators Westrom and Anderson introduced—**

**S.F. No. 1198:** A bill for an act relating to campaign finance; increasing contribution limits for offices of state senator and state representative; amending Minnesota Statutes 2012, sections 10A.255, subdivisions 1, 3; 10A.27, subdivisions 1, 2.

Referred to the Committee on Rules and Administration.

**Senator Westrom introduced—**

**S.F. No. 1199:** A bill for an act relating to capital investment; appropriating money for Elbow Lake transit facilities; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Westrom, Osmek and Anderson introduced—**

**S.F. No. 1200:** A bill for an act relating to public safety; establishing Emily's law; lowering the age of extended jurisdiction juvenile prosecution for violent offenses; amending Minnesota Statutes 2012, sections 242.44; 260B.007, by adding a subdivision; 260B.130; 260B.141, subdivision 4; 260B.193, subdivision 5; 260B.198, subdivision 6; 260B.199; 260B.201, subdivision 2; 609.055.

Referred to the Committee on Judiciary.

**Senators Kiffmeyer, Bonoff, Anderson and Hoffman introduced—**

**S.F. No. 1201:** A bill for an act relating to transportation; capital investment; appropriating money for expansion of a segment of marked Interstate Highway 94; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senator Stumpf introduced—**

**S.F. No. 1202:** A bill for an act relating to capital investment; appropriating money for wastewater infrastructure and utility improvements in Thief River Falls; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Eaton, Skoe, Chamberlain, Koenen and Ortman introduced—**

**S.F. No. 1203:** A bill for an act relating to taxation; sales and use; medical devices; amending Minnesota Statutes 2012, section 297A.67, subdivision 7.

Referred to the Committee on Taxes.

**Senators Rosen, Hayden, Schmit and Hawj introduced—**

**S.F. No. 1204:** A bill for an act relating to companion animals; adopting the Minnesota Companion Animal Protection Act; proposing coding for new law in Minnesota Statutes, chapter 346.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senator Hoffman introduced—**

**S.F. No. 1205:** A bill for an act relating to taxation; sales and use; extending the tax to certain snack foods; amending Minnesota Statutes 2012, sections 297A.61, by adding a subdivision; 297A.67, subdivision 2.

Referred to the Committee on Taxes.

**Senator Saxhaug introduced—**

**S.F. No. 1206:** A bill for an act relating to taxation; property; clarifying manufactured homes as dealer inventory; amending Minnesota Statutes 2012, section 168.012, subdivision 9, by adding a subdivision.

Referred to the Committee on Taxes.

**Senator Weber introduced—**

**S.F. No. 1207:** A bill for an act relating to taxation; authorizing the city of Windom to impose sales and use and excise taxes.

Referred to the Committee on Taxes.

**Senators Benson and Nienow introduced—**

**S.F. No. 1208:** A bill for an act relating to taxation; authorizing the creation of an Isanti Area Joint Operating Fire District.

Referred to the Committee on State and Local Government.

**Senator Westrom introduced—**

**S.F. No. 1209:** A bill for an act relating to transportation; traffic regulations; vehicle weight restrictions; establishing quarry vehicle permits; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation and Public Safety.

**Senators Westrom, Newman and Osmek introduced—**

**S.F. No. 1210:** A bill for an act relating to transportation; modifying statutory speed limit; allowing residents and property owners to petition for engineering and traffic investigation of speed along trunk highway; amending Minnesota Statutes 2012, section 169.14, subdivisions 2, 4.

Referred to the Committee on Transportation and Public Safety.

**Senators Clausen, Dahle, Carlson, Pratt and Nelson introduced—**

**S.F. No. 1211:** A bill for an act relating to education; creating a flexible, year-round school calendar; amending Minnesota Statutes 2012, section 120A.41.

Referred to the Committee on Education.

**Senators Pappas and Senjem introduced—**

**S.F. No. 1212:** A bill for an act relating to human services; appropriating money for the Commission Serving Deaf and Hard-of-Hearing People.

Referred to the Committee on Finance.

**Senators Skoe; Eken; Pederson, J.; Tomassoni and Reinert introduced—**

**S.F. No. 1213:** A bill for an act relating to transportation; establishing annual permits for overweight vehicles; amending Minnesota Statutes 2012, section 169.865.

Referred to the Committee on Transportation and Public Safety.

**Senator Hayden introduced—**

**S.F. No. 1214:** A bill for an act relating to education; appropriating money for a grant to Special School District No. 1, Minneapolis, for community engagement and empowerment.

Referred to the Committee on Finance.

**Senators Marty, Hall, Nienow, Cohen and Goodwin introduced—**

**S.F. No. 1215:** A bill for an act relating to civil law; providing education requirements for marriage dissolution and legal separation proceeding; proposing coding for new law in Minnesota Statutes, chapter 518; repealing Minnesota Statutes 2012, section 518.157.

Referred to the Committee on Judiciary.

**Senators Clausen and Franzen introduced—**

**S.F. No. 1216:** A bill for an act relating to human services; exempting providers of durable medical equipment, prosthetics, orthotics, or medical supplies from the Medicare payment limit and the Medicare enrollment requirement; amending Minnesota Statutes 2012, sections 256B.0625, subdivision 31; 256B.767.

Referred to the Committee on Health, Human Services and Housing.

**Senators Clausen and Nienow introduced—**

**S.F. No. 1217:** A bill for an act relating to human services; modifying requirements for the medical assistance spenddown; amending Minnesota Statutes 2012, section 256B.056, subdivision 5.

Referred to the Committee on Health, Human Services and Housing.

**Senators Clausen, Franzen, Nienow and Marty introduced—**

**S.F. No. 1218:** A bill for an act relating to human services; clarifying services in the medical assistance program; amending Minnesota Statutes 2012, section 256B.0625, by adding a subdivision.

Referred to the Committee on Health, Human Services and Housing.

**Senators Marty, Lourey, Sheran, Nienow and Hoffman introduced—**

**S.F. No. 1219:** A bill for an act relating to human services; limiting the expenses that can be allocated as administrative for purposes of medical assistance rate setting; amending Minnesota Statutes 2012, section 256B.69, subdivision 5i.

Referred to the Committee on Health, Human Services and Housing.

**Senator Limmer introduced—**

**S.F. No. 1220:** A bill for an act relating to transportation; capital investment; appropriating money for an interchange on marked Interstate Highway 94 in Dayton; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Anderson, Ingebrigtsen, Kiffmeyer and Chamberlain introduced—**

**S.F. No. 1221:** 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, Human Services and Housing.

**Senator Stumpf introduced—**

**S.F. No. 1222:** A bill for an act relating to education finance; modifying the career and technical education revenue formula; amending Minnesota Statutes 2012, section 124D.4531.

Referred to the Committee on Finance.

**Senator Dibble introduced—**

**S.F. No. 1223:** A bill for an act relating to consumer protection; regulating consumer fraud; amending Minnesota Statutes 2012, section 325F.69, by adding a subdivision.

Referred to the Committee on Commerce.

**Senator Dahle introduced—**

**S.F. No. 1224:** A bill for an act relating to education; clarifying basic skills requirements for teacher candidates and licensure; establishing an advisory task force; amending Minnesota Statutes 2012, sections 122A.18, subdivision 2; 122A.23, subdivision 2.

Referred to the Committee on Education.

**Senators Stumpf and Lourey introduced—**

**S.F. No. 1225:** A bill for an act relating to taxation; income and franchise; allowing a subtraction for certain dental services providers; amending Minnesota Statutes 2012, section 290.01, subdivisions 19b, 19d.

Referred to the Committee on Taxes.

**Senators Stumpf, Metzen, Gazelka, Dahms and Dzedzic introduced—**

**S.F. No. 1226:** A bill for an act relating to state government; appropriating money for public broadcasting.

Referred to the Committee on Finance.

**Senators Rosen and Metzen introduced—**

**S.F. No. 1227:** A bill for an act relating to commerce; regulating indemnification agreements and agreements to insure in building and construction contracts; amending Minnesota Statutes 2012, sections 337.02; 337.04; 337.05, subdivisions 2, 3.

Referred to the Committee on Judiciary.

**Senator Hoffman introduced—**

**S.F. No. 1228:** A bill for an act relating to state lands; limiting costs that may be assessed against permanent school trust lands; appropriating money; amending Minnesota Statutes 2012, section 16A.125, subdivision 5.

Referred to the Committee on Finance.

**Senator Hoffman introduced—**

**S.F. No. 1229:** A bill for an act relating to natural resources; prohibiting payment of minerals management costs from permanent school trust fund land proceeds; appropriating money; amending Minnesota Statutes 2012, sections 93.22, subdivision 1; 93.2236.

Referred to the Committee on Finance.

**Senator Sieben introduced—**

**S.F. No. 1230:** A bill for an act relating to human services; modifying property rates for certain nursing facilities; amending Minnesota Statutes 2012, section 256B.431, subdivision 44.

Referred to the Committee on Finance.

**Senators Marty, Goodwin, Carlson, Eaton and Clausen introduced—**

**S.F. No. 1231:** A bill for an act relating to public disclosure; modifying definition of associated business; amending Minnesota Statutes 2012, section 10A.01, subdivision 5.

Referred to the Committee on Rules and Administration.

**Senators Bonoff, Kiffmeyer, Sieben and Carlson introduced—**

**S.F. No. 1232:** A bill for an act relating to elections; establishing a pilot project for conducting elections using electronic roster technology; creating the Electronic Roster Task Force; appropriating money.

Referred to the Committee on Rules and Administration.

**Senator Metzen introduced—**

**S.F. No. 1233:** A bill for an act relating to energy; nuclear waste; directing the commissioner of commerce to assess federal progress in developing a permanent repository for high-level radioactive waste; requiring reports; specifying actions to be taken by the commissioner of commerce and Public Utilities Commission in certain circumstances.

Referred to the Committee on Environment and Energy.

**Senators Sparks and Tomassoni introduced—**

**S.F. No. 1234:** A bill for an act relating to workers' compensation; making various policy and housekeeping changes; amending Minnesota Statutes 2012, sections 176.102, subdivision 3a; 176.106, subdivision 1; 176.129, subdivision 13; 176.138; 176.183, subdivision 4; 176.245; 176.521.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senators Reinert, Bakk, Johnson, Saxhaug and Tomassoni introduced—**

**S.F. No. 1235:** A bill for an act relating to retirement; Duluth Teachers Retirement Fund Association; increasing member and employer contribution rates; increasing the post-July 1, 2013, benefit accrual rate; modifying 2010 postretirement adjustment reductions; amending Minnesota Statutes 2012, sections 354A.12, subdivisions 1, 2a; 354A.27, subdivision 7, by adding a subdivision; 354A.31, subdivision 4a; repealing Minnesota Statutes 2012, section 354A.27, subdivision 6.

Referred to the Committee on State and Local Government.

**Senators Bonoff and Clausen introduced—**

**S.F. No. 1236:** A bill for an act relating to higher education; providing funding for the Board of Trustees of the Minnesota State Colleges and Universities, the Board of Regents of the University of Minnesota, and the Office of Higher Education; appropriating money.

Referred to the Committee on Finance.

**Senator Dibble introduced—**

**S.F. No. 1237:** A bill for an act relating to taxation; corporate franchise; expanding the definition of domestic corporations to include certain foreign corporations incorporated in or doing business in tax havens; amending Minnesota Statutes 2012, sections 290.01, subdivision 5, by adding a subdivision; 290.17, subdivision 4.

Referred to the Committee on Taxes.

**Senator Nienow introduced—**

**S.F. No. 1238:** A bill for an act relating to human services; providing requirements for the administration of nonemergency transportation services.

Referred to the Committee on Health, Human Services and Housing.

**Senator Hayden introduced—**

**S.F. No. 1239:** A bill for an act relating to state government; adding engineering staff to the list of employees the commissioner may establish special salary rates to attract and retain; amending Minnesota Statutes 2012, section 43A.17, subdivision 4.

Referred to the Committee on State and Local Government.

**Senator Hayden introduced—**

**S.F. No. 1240:** A bill for an act relating to human services; establishing a Homeless Youth Task Force; proposing coding for new law in Minnesota Statutes, chapter 256.

Referred to the Committee on Health, Human Services and Housing.



**Senator Cohen introduced—**

**S.F. No. 1241:** A bill for an act relating to public safety; providing for a 36-month presumptive executed sentence for certain repeat sex offenders; amending Minnesota Statutes 2012, section 609.3455, by adding a subdivision.

Referred to the Committee on Judiciary.

**Senator Dibble introduced—**

**S.F. No. 1242:** A bill for an act relating to civil actions; regulating defamation actions; providing for requests for corrections or clarifications; proposing coding for new law as Minnesota Statutes, chapter 553A.

Referred to the Committee on Judiciary.

**Senators Hawj and Westrom introduced—**

**S.F. No. 1243:** A bill for an act relating to technology accessibility; creating an advisory committee; appropriating money; amending Minnesota Statutes 2012, section 16E.0475.

Referred to the Committee on State and Local Government.

**Senators Koenen, Eken, Sparks and Weber introduced—**

**S.F. No. 1244:** A bill for an act relating to drainage; appropriating money to update the drainage manual.

Referred to the Committee on Finance.

**Senator Scalze introduced—**

**S.F. No. 1245:** A bill for an act relating to state government; adding the Office of Enterprise Technology (OET) to certain provisions and changing certain OET provisions; amending Minnesota Statutes 2012, sections 3D.14; 15.06, subdivision 1; 16E.04, subdivision 2; 16E.18, subdivision 8; 43A.08, subdivision 1a; repealing Minnesota Statutes 2012, section 15.06, subdivision 1a.

Referred to the Committee on State and Local Government.

**Senators Dahle, Dibble and Jensen introduced—**

**S.F. No. 1246:** A bill for an act relating to public safety; traffic regulations; clarifying requirements pertaining to collisions; making a terminology change; amending Minnesota Statutes 2012, sections 169.09; 609.21, subdivision 1.

Referred to the Committee on Transportation and Public Safety.

**Senators Wiger, Kent, Pappas, Housley and Scalze introduced—**

**S.F. No. 1247:** A bill for an act relating to capital investment; appropriating money for the Harriet Tubman Center East; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Wiger, Kent, Pappas, Housley and Scalze introduced—**

**S.F. No. 1248:** A bill for an act relating to human services; appropriating money for a regional safety service center.

Referred to the Committee on Finance.

**Senator Pappas introduced—**

**S.F. No. 1249:** A bill for an act relating to retirement; St. Paul Teachers Retirement Fund Association; increasing state aid by up to \$10,000,000 annually; increasing employee and employer contributions; requiring employer contributions for reemployed annuitants; requiring a 180-day separation to qualify for a retirement annuity; requiring forfeiture of reemployed annuitant accounts by post-June 30, 2013, retirees; increasing accrual rates on post-June 30, 2014, service; revising early retirement factors; moving the Teachers Retirement Association aid authorization to a new section; appropriating money; amending Minnesota Statutes 2012, sections 354A.011, subdivision 21; 354A.12, subdivisions 1, 2a, 3a, 3c, 7, by adding a subdivision; 354A.31, subdivisions 3, 4, 7; 354A.35, subdivision 2; 356.47, subdivision 1; 423A.02, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 354.

Referred to the Committee on State and Local Government.

**Senator Cohen introduced—**

**S.F. No. 1250:** A bill for an act relating to the state budget; increasing the health impact fee; adjusting the distribution of the health impact fund; amending Minnesota Statutes 2012, sections 16A.725, subdivision 3; 256.9658, subdivision 3; repealing Minnesota Statutes 2012, section 16A.725, subdivision 2.

Referred to the Committee on Finance.

**Senator Cohen introduced—**

**S.F. No. 1251:** A bill for an act relating to taxation; income; providing for a film investment credit; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

**Senators Hawj, Tomassoni and Dzedzic introduced—**

**S.F. No. 1252:** A bill for an act relating to housing; appropriating money to the Housing Finance Agency.

Referred to the Committee on Finance.

**Senator Hayden introduced—**

**S.F. No. 1253:** A bill for an act relating to human services; modifying commissioner's duties; delaying child care assistance financial eligibility requirements; amending Minnesota Statutes 2012, sections 119B.09, subdivision 9a; 256.01, by adding a subdivision.

Referred to the Committee on Health, Human Services and Housing.

**Senator Hayden introduced—**

**S.F. No. 1254:** A bill for an act relating to state government; providing that laws governing purchasing from small businesses and targeted group businesses apply to the Minnesota State Colleges and Universities; amending Minnesota Statutes 2012, section 16C.16, subdivision 12.

Referred to the Committee on State and Local Government.

**Senators Brown, Dziedzic and Kiffmeyer introduced—**

**S.F. No. 1255:** A bill for an act relating to public safety; modifying reporting requirements for scrap metal dealers; requiring electronic submission of information; authorizing rulemaking; amending Minnesota Statutes 2012, section 325E.21.

Referred to the Committee on Commerce.

**Senator Cohen introduced—**

**S.F. No. 1256:** A bill for an act relating to housing; appropriating a portion of the proceeds of the mortgage registry tax and deed tax to the Minnesota Housing Finance Agency to be used for creation of affordable housing units.

Referred to the Committee on Finance.

**Senators Schmit, Sheran, Miller, Tomassoni and Rosen introduced—**

**S.F. No. 1257:** A bill for an act relating to natural resources; providing for assistance to local governments for regulation of silica sand projects; proposing coding for new law in Minnesota Statutes, chapter 116.

Referred to the Committee on State and Local Government.

**Senators Sheran, Miller, Tomassoni, Rosen and Saxhaug introduced—**

**S.F. No. 1258:** A bill for an act relating to natural resources; providing for assistance to local governments for regulation of silica sand projects; proposing coding for new law in Minnesota Statutes, chapter 116.

Referred to the Committee on State and Local Government.

**Senator Wiklund introduced—**

**S.F. No. 1259:** A bill for an act relating to human services; modifying the child care assistance accreditation bonus; amending Minnesota Statutes 2012, section 119B.13, subdivision 3a.

Referred to the Committee on Health, Human Services and Housing.

**Senator Scalze introduced—**

**S.F. No. 1260:** A bill for an act relating to water; requiring priority to be given to projects that use wastewater; amending Minnesota Statutes 2012, section 116.182, subdivision 5.

Referred to the Committee on Environment and Energy.

**Senators Dziezic and Champion introduced—**

**S.F. No. 1261:** A bill for an act relating to natural resources; permitting the Minneapolis Park and Recreation Board to recreate Hall's Island in the Mississippi River.

Referred to the Committee on Environment and Energy.

**Senators Scalze, Bonoff, Ingebrigtsen, Saxhaug and Ruud introduced—**

**S.F. No. 1262:** A bill for an act relating to natural resources; establishing watercraft surcharge; amending Minnesota Statutes 2012, section 86B.415, subdivision 7.

Referred to the Committee on Environment and Energy.

**Senator Reinert introduced—**

**S.F. No. 1263:** A bill for an act relating to alcohol; allowing Sunday liquor sales on the date of the 2014 Super Bowl.

Referred to the Committee on Commerce.

**Senators Dziezic, Tomassoni, Bonoff and Sheran introduced—**

**S.F. No. 1264:** A bill for an act relating to economic development; appropriating money for youth employment programs.

Referred to the Committee on Finance.

**Senators Hawj, Tomassoni, Metzen, Sparks and Dziezic introduced—**

**S.F. No. 1265:** A bill for an act relating to economic development; appropriating funds for youth workforce development grants.

Referred to the Committee on Finance.

**Senators Torres Ray, Wiklund, Eaton, Thompson and Marty introduced—**

**S.F. No. 1266:** A bill for an act relating to historic preservation; recognizing the Coldwater Springs area as a property eligible for traditional cultural property designation.

Referred to the Committee on State and Local Government.

**Senators Kent, Nelson, Bonoff, Dahle and Johnson introduced—**

**S.F. No. 1267:** A bill for an act relating to education finance; increasing funding for the Minnesota reading corps program; appropriating money.

Referred to the Committee on Finance.

**Senators Ruud and Saxhaug introduced—**

**S.F. No. 1268:** A bill for an act relating to taxation; property; repealing the Iron Range fiscal disparities program; correcting cross-references; amending Minnesota Statutes 2012, sections 134.34, subdivision 4; 270C.89, subdivision 2; 275.011, subdivision 1; 275.025, subdivisions 1, 2; 275.065, subdivision 3; 278.14, subdivision 1; 428A.05; 465.82, subdivision 2; 469.175, subdivision 6; 469.177, subdivision 3; 469.1813, subdivision 2; 477A.011, subdivisions 20, 27, 32, 35; repealing Minnesota Statutes 2012, sections 276A.01; 276A.02; 276A.03; 276A.04; 276A.05; 276A.06; 276A.07; 276A.08; 276A.09.

Referred to the Committee on Taxes.

**Senators Latz, Dzedzic, Sheran and Goodwin introduced—**

**S.F. No. 1269:** A bill for an act relating to public safety; requiring that forensic laboratories be accredited and that information related to this be posted on the Internet; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Judiciary.

**Senator Dibble introduced—**

**S.F. No. 1270:** A bill for an act relating to transportation; highways; amending certain legislative routes of the trunk highway system; removing certain legislative routes from the trunk highway system; amending Minnesota Statutes 2012, section 161.115, subdivision 229, by adding a subdivision.

Referred to the Committee on Transportation and Public Safety.

**Senators Eaton, Sieben and Scalze introduced—**

**S.F. No. 1271:** A bill for an act relating to health; modifying provisions of the cancer surveillance system; amending Minnesota Statutes 2012, sections 13.3806, subdivision 14; 144.671.

Referred to the Committee on Health, Human Services and Housing.

**Senator Hayden introduced—**

**S.F. No. 1272:** A bill for an act relating to public health; establishing a health housing grant program; appropriating money for health housing grants and lead poisoning prevention activities; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health, Human Services and Housing.

**Senators Dzedzic, Tomassoni, Eaton, Hoffman and Schmit introduced—**

**S.F. No. 1273:** A bill for an act relating to workforce development; appropriating money for a grant to Advocating Change Together.

Referred to the Committee on Finance.

**Senator Hayden introduced—**

**S.F. No. 1274:** A bill for an act relating to human services; modifying background study provisions; requiring the use of NETStudy for background studies; modifying fair hearing provisions; amending Minnesota Statutes 2012, sections 245C.04; 245C.05, subdivision 6; 245C.08, subdivision 1; 245C.16, subdivision 1; 245C.20, subdivision 1; 245C.22, subdivision 1; 245C.23, subdivision 2; 245C.24, subdivision 2; 245C.28, subdivisions 1, 3; 245C.29, subdivision 2; 256.045, subdivision 3b.

Referred to the Committee on Health, Human Services and Housing.

**Senator Sheran introduced—**

**S.F. No. 1275:** A bill for an act relating to local government; making the Blue Earth County library board advisory to the county board.

Referred to the Committee on State and Local Government.

**Senators Torres Ray, Cohen, Latz, Hayden and Goodwin introduced—**

**S.F. No. 1276:** A bill for an act relating to real estate; requiring loss mitigation by mortgage lenders and servicers; amending Minnesota Statutes 2012, sections 580.02; 580.041, subdivisions 1b, 1c, 2a.

Referred to the Committee on Commerce.

**Senators Ingebrigtsen and Hoffman introduced—**

**S.F. No. 1277:** A bill for an act relating to public safety; firearms silencers; authorizing federally licensed firearms and ammunition manufacturers to possess firearms silencers for the purpose of testing or selling the silencers or the firearms and ammunition tested with them to government agencies, military, and other federally licensed firearms and ammunition manufacturers; amending Minnesota Statutes 2012, section 609.66, subdivision 1h.

Referred to the Committee on Judiciary.

**Senators Reinert, Chamberlain, Wiger, Clausen and Kent introduced—**

**S.F. No. 1278:** A bill for an act relating to veterans; making changes to various provisions related to veterans; modifying certain provisions related to veterans income tax issues; making changes to the GI Bill; modifying county veteran service officer grants; appropriating money for the Gold Star Program and to certain veterans service organizations; providing civil immunity for participation in the yellow ribbon program in certain situations; providing a military retirement pay subtraction; providing a veterans jobs tax credit; making honor guard funding permanent; authorizing a special veterans license plate; creating a special lottery game for veterans; designating the Honor and Remember Flag as an official symbol of the state's commitment to military service members who have lost their lives in service to our country; establishing a presumption of rehabilitation through a person's honorable military service following a prior offense; extending the market value exclusion for surviving spouses; appropriating money for a new veterans cemetery; authorizing American Indian veterans plaque; appropriating money; amending Minnesota Statutes 2012, sections 124D.09, subdivision 9; 197.608, subdivisions 3, 4, 5, 6; 197.791, subdivisions 1, 4, 5; 273.13, subdivision 34; 290.01, subdivision 19b; 290.0677, subdivisions 1a, 2; 290.091, subdivision 2; 364.03, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 168; 192; 196; 197; 290; 349A; repealing Minnesota Statutes 2012, section 197.608, subdivision 2a.

Referred to the Committee on State and Local Government.

**Senators Johnson; Petersen, B. and Dahle introduced—**

**S.F. No. 1279:** A bill for an act relating to education; establishing additional accountability measures for charter schools serving at-risk student populations; amending Minnesota Statutes 2012, section 124D.10, subdivision 10.

Referred to the Committee on Education.

**Senator Lourey introduced—**

**S.F. No. 1280:** A bill for an act relating to taxation; providing for additional members of the Cloquet Area Fire and Ambulance Special Taxing District; providing for the ambulance services tax levy; amending Laws 2009, chapter 88, article 2, section 46, subdivisions 1, 3.

Referred to the Committee on Taxes.

**Senator Lourey introduced—**

**S.F. No. 1281:** A bill for an act relating to human services; modifying hospital, nursing home, ICF/DD, and health maintenance organization provider surcharges; providing a medical assistance rate increase; amending Minnesota Statutes 2012, sections 256.9657, subdivisions 1, 2, 3, 3a; 256.9685, subdivision 2; 256.969, subdivisions 3a, 21, 30, by adding subdivisions; 256B.441, subdivision 53; 256B.5012, by adding a subdivision; 256B.69, by adding a subdivision.

Referred to the Committee on Finance.

**Senators Dahle, Saxhaug and Stumpf introduced—**

**S.F. No. 1282:** A bill for an act relating to education; providing for a national board certification grant program for teachers and principals; appropriating money; amending Minnesota Statutes 2012, sections 122A.18, subdivision 4; 122A.40, subdivision 8; 122A.41, subdivision 5; 122A.60, by adding a subdivision.

Referred to the Committee on Education.

**Senator Dahle introduced—**

**S.F. No. 1283:** A bill for an act relating to state government; education; creating a Career Pathways Advisory Task Force.

Referred to the Committee on State and Local Government.

**Senator Dzedzic introduced—**

**S.F. No. 1284:** A bill for an act relating to economic development; appropriating money for a grant to the Minnesota High Tech Association's SciTechsperience program; providing for science, technology, engineering, and math (STEM) internships.

Referred to the Committee on Finance.

**Senator Dzedzic introduced—**

**S.F. No. 1285:** A bill for an act relating to health; prohibiting the nontherapeutic use of antimicrobial drugs for food animals; prohibiting the sale of food produced from animals administered antimicrobial drugs for nontherapeutic uses; proposing coding for new law in Minnesota Statutes, chapter 35.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senator Dzedzic introduced—**

**S.F. No. 1286:** A bill for an act relating to waters; providing for administrative penalty orders; providing civil penalties; requiring an implementation plan; providing a rulemaking exemption; proposing coding for new law in Minnesota Statutes, chapter 103G.

Referred to the Committee on Environment and Energy.

**Senator Rest introduced—**

**S.F. No. 1287:** A bill for an act relating to motor vehicles; providing for transfer-on-death of title to motor vehicle; proposing coding for new law in Minnesota Statutes, chapter 168A.

Referred to the Committee on Transportation and Public Safety.



**Senators Sparks, Tomassoni and Rosen introduced—**

**S.F. No. 1288:** A bill for an act relating to agriculture; directing the NextGen Energy Board to examine biobased chemical production from agricultural and forestry feedstocks; amending Minnesota Statutes 2012, section 41A.105, subdivisions 1a, 3.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senators Champion and Pappas introduced—**

**S.F. No. 1289:** A bill for an act relating to human services; providing for a pilot project to coordinate community violence prevention programs for African-American children; appropriating money.

Referred to the Committee on State and Local Government.

**Senator Senjem introduced—**

**S.F. No. 1290:** A bill for an act relating to taxation; individual income; modifying the small business investment tax credit; amending Minnesota Statutes 2012, section 116J.8737, subdivisions 1, 2, 5, 8, by adding a subdivision.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senators Tomassoni, Bakk and Saxhaug introduced—**

**S.F. No. 1291:** A bill for an act relating to mines; making technical, clarifying, and other policy changes to mine inspector provisions; amending Minnesota Statutes 2012, sections 180.01; 180.02; 180.03; 180.04; 180.05; 180.08; 180.10; 180.11; 180.12; 180.13; proposing coding for new law in Minnesota Statutes, chapter 180; repealing Minnesota Statutes 2012, sections 180.06; 180.09.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senator Saxhaug introduced—**

**S.F. No. 1292:** A bill for an act relating to capital investment; appropriating money for reforestation and forest roads and bridges; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senator Stumpf introduced—**

**S.F. No. 1293:** A bill for an act relating to capital investment; appropriating money for Higher Education Asset Preservation and Replacement; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Pappas, Limmer, Latz and Sheran introduced—**

**S.F. No. 1294:** A bill for an act relating to sexually exploited youth; expanding safe harbor provisions to include 16 and 17 year olds involved in prostitution; amending Minnesota Statutes

2012, sections 260B.007, subdivisions 6, 16; 260C.007, subdivisions 6, 31; repealing Minnesota Statutes 2012, section 609.093.

Referred to the Committee on Judiciary.

**Senators Latz, Pappas and Goodwin introduced—**

**S.F. No. 1295:** A bill for an act relating to insurance; regulating certain coverages; prohibiting certain exclusions; modifying no-fault benefits and coverages, arbitration and health claims appeals, and provider liens; amending Minnesota Statutes 2012, sections 65B.43, subdivision 5; 65B.44, subdivisions 2, 3, 4, 5, 6; 65B.47, subdivisions 4, 5; 65B.49, subdivision 3a; 65B.525, subdivision 1; 65B.54, subdivision 2, by adding subdivisions; 65B.56, subdivision 1; 72A.327; proposing coding for new law in Minnesota Statutes, chapter 60A.

Referred to the Committee on Commerce.

**Senators Eaton and Champion introduced—**

**S.F. No. 1296:** A bill for an act relating to corrections; restoring the civil right to vote after incarceration for persons convicted of a felony; amending Minnesota Statutes 2012, sections 201.014, by adding a subdivision; 201.071, subdivision 1; 609.165, subdivision 1; repealing Minnesota Statutes 2012, section 201.275.

Referred to the Committee on Judiciary.

**Senators Eaton, Marty and Hoffman introduced—**

**S.F. No. 1297:** A bill for an act relating to human services; modifying provisions related to chemical and mental health and state-operated services; allowing for data sharing; repealing a task force; updating terminology and repealing obsolete provisions; making technical changes; amending Minnesota Statutes 2012, sections 13.461, by adding a subdivision; 245.036; 246.014; 246.0141; 246.0251; 246.12; 246.128; 246.33, subdivision 4; 246.51, subdivision 3; 246.54, subdivision 2; 246.64, subdivision 1; 252.41, subdivision 7; 253.015, subdivision 1; 253B.045, subdivision 2; 253B.18, subdivision 4c; 254.05; 256.976, subdivision 3; 256B.0943, subdivisions 1, 3, 6, 9; 256B.0944, subdivision 5; 272.02, subdivision 94; 281.04; 295.50, subdivision 10b; 322.24; 357.28, subdivision 1; 387.20, subdivision 1; 462A.03, subdivision 13; 481.12; 508.79; 508A.79; 518.04; 525.092, subdivision 2; 555.04; 558.31; 580.20; 609.06, subdivision 1; 609.36, subdivision 2; 611.026; 628.54; repealing Minnesota Statutes 2012, sections 246.04; 246.05; 246.125; 246.21; 246.57, subdivision 5; 246.58; 246.59; 251.011, subdivisions 3, 6; 253.015, subdivision 4; 253.018; 253.28.

Referred to the Committee on Health, Human Services and Housing.

**Senator Eaton introduced—**

**S.F. No. 1298:** A bill for an act relating to state government; updating provisions in the Geospatial Information Office; amending Minnesota Statutes 2012, section 16E.30, subdivisions 7, 8, by adding subdivisions; repealing Minnesota Statutes 2012, section 16E.30, subdivisions 4, 5.

Referred to the Committee on State and Local Government.

**Senator Hayden introduced—**

**S.F. No. 1299:** A bill for an act relating to arts and cultural heritage; appropriating money to the Minneapolis Television Network.

Referred to the Committee on Finance.

**Senators Hayden and Dibble introduced—**

**S.F. No. 1300:** A bill for an act relating to health; creating culturally targeted tobacco prevention grants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health, Human Services and Housing.

**MOTIONS AND RESOLUTIONS**

Senator Dibble moved that the name of Senator Champion be added as a co-author to S.F. No. 293. The motion prevailed.

Senator Champion moved that his name be stricken as chief author, shown as a co-author, and the name of Senator Latz be added as chief author to S.F. No. 458. The motion prevailed.

Senator Dahle moved that the name of Senator Sheran be added as a co-author to S.F. No. 714. The motion prevailed.

Senator Petersen, B. moved that the name of Senator Reinert be added as a co-author to S.F. No. 849. The motion prevailed.

Senator Thompson moved that the name of Senator Limmer be added as a co-author to S.F. No. 873. The motion prevailed.

Senator Thompson moved that the name of Senator Limmer be added as a co-author to S.F. No. 874. The motion prevailed.

Senator Tomassoni moved that the name of Senator Latz be added as a co-author to S.F. No. 985. The motion prevailed.

Senator Hayden moved that the name of Senator Dibble be added as a co-author to S.F. No. 1100. The motion prevailed.

Senator Rest moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Eaton be added as chief author to S.F. No. 1122. The motion prevailed.

Senator Sparks moved that the name of Senator Eken be added as a co-author to S.F. No. 1160. The motion prevailed.

Senator Hawj moved that the name of Senator Pederson, J. be added as a co-author to S.F. No. 1177. The motion prevailed.

Senator Ortman moved that the names of Senators Hann and Osmek be added as co-authors to S.F. No. 1180. The motion prevailed.

Senator Senjem moved that S.F. No. 690 be withdrawn from the Committee on Jobs, Agriculture and Rural Development and returned to its author. The motion prevailed.

Senator Goodwin moved that S.F. No. 813 be withdrawn from the Committee on Judiciary and returned to its author. The motion prevailed.

Senator Sieben moved that S.F. No. 1009 be withdrawn from the Committee on State and Local Government and returned to its author. The motion prevailed.

Senator Saxhaug moved that S.F. No. 563 be withdrawn from the Committee on Finance and re-referred to the Committee on State and Local Government. The motion prevailed.

Senator Dziejcz moved that S.F. No. 893 be withdrawn from the Committee on Environment and Energy and re-referred to the Committee on Finance. The motion prevailed.

Pursuant to Joint Rule 2.03, Senator Cohen moved that S.F. No. 1051 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration. The motion prevailed.

**Senator Carlson introduced –**

**Senate Resolution No. 42:** A Senate resolution congratulating Christian Nelson of Eagan, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

**Senators Bakk and Hann introduced –**

**Senate Concurrent Resolution No. 6:** A Senate concurrent resolution relating to adjournment for more than three days.

BE IT RESOLVED, by the Senate of the State of Minnesota, the House of Representatives concurring:

1. Upon their adjournments on Thursday, March 21, 2013, the Senate and House of Representatives may each set its next day of meeting for Tuesday, April 2, 2013.
2. Each house consents to adjournment of the other house for more than three days.

Senator Bakk moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

**SPECIAL ORDERS**

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

H.F. Nos. 66, 87, 365, 278 and 90.

**SPECIAL ORDER**

**H.F. No. 66:** A bill for an act relating to waters; modifying drainage system provisions; amending Minnesota Statutes 2012, sections 103E.005, subdivisions 4, 6, by adding a subdivision; 103E.101, subdivisions 2, 3, 4, 5, by adding subdivisions; 103E.227, subdivision 1; 103E.525, subdivision 1; 103E.701, subdivisions 1, 6; 103E.715, subdivision 6.

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:

Anderson	Eaton	Kent	Pederson, J.	Skoe
Bakk	Eken	Kiffmeyer	Petersen, B.	Sparks
Benson	Franzen	Koenen	Pratt	Stumpf
Bonoff	Gazelka	Latz	Reinert	Thompson
Brown	Goodwin	Limmer	Rest	Tomassoni
Carlson	Hann	Lourey	Rosen	Torres Ray
Chamberlain	Hawj	Marty	Ruud	Weber
Clausen	Hayden	Metzen	Saxhaug	Westrom
Cohen	Hoffman	Newman	Scalze	Wiger
Dahle	Housley	Nienow	Schmit	Wiklund
Dahms	Ingebrigtsen	Ortman	Senjem	
Dibble	Jensen	Osmek	Sheran	
Dziedzic	Johnson	Pappas	Sieben	

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

**H.F. No. 87:** A bill for an act relating to real property; providing for affidavit of survivorship; providing for release or partial release of lien of a mortgage; claiming an interest in registered land after registration; making technical and conforming changes; amending Minnesota Statutes 2012, sections 507.092, subdivision 1; 507.403; 508.70, subdivision 1; 508.82, subdivision 1; 508A.70, subdivision 1; 508A.82, 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 65 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dziedzic	Jensen	Ortman	Senjem
Bakk	Eaton	Johnson	Osmek	Sheran
Benson	Eken	Kent	Pappas	Sieben
Bonoff	Franzen	Kiffmeyer	Pederson, J.	Skoe
Brown	Gazelka	Koenen	Petersen, B.	Sparks
Carlson	Goodwin	Latz	Pratt	Stumpf
Chamberlain	Hall	Limmer	Reinert	Thompson
Champion	Hann	Lourey	Rest	Tomassoni
Clausen	Hawj	Marty	Rosen	Torres Ray
Cohen	Hayden	Metzen	Ruud	Weber
Dahle	Hoffman	Nelson	Saxhaug	Westrom
Dahms	Housley	Newman	Scalze	Wiger
Dibble	Ingebrigtsen	Nienow	Schmit	Wiklund

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 365:** A bill for an act relating to commerce; regulating electronic fund transfers; providing that article 4A of the Uniform Commercial Code does not apply to a remittance transfer that is not an electronic funds transfer under the federal Electronic Fund Transfer Act; amending Minnesota Statutes 2012, section 336.4A-108.

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 64 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dziedzic	Johnson	Osmek	Sheran
Bakk	Eaton	Kent	Pappas	Sieben
Benson	Eken	Kiffmeyer	Pederson, J.	Skoe
Bonoff	Franzen	Koenen	Petersen, B.	Sparks
Brown	Gazelka	Latz	Pratt	Stumpf
Carlson	Goodwin	Limmer	Reinert	Thompson
Chamberlain	Hann	Lourey	Rest	Tomassoni
Champion	Hawj	Marty	Rosen	Torres Ray
Clausen	Hayden	Metzen	Ruud	Weber
Cohen	Hoffman	Nelson	Saxhaug	Westrom
Dahle	Housley	Newman	Scalze	Wiger
Dahms	Ingebrigtsen	Nienow	Schmit	Wiklund
Dibble	Jensen	Ortman	Senjem	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 278:** A bill for an act relating to state government; enacting the Uniform Electronic Legal Material Act approved by the National Conference of Commissioners on Uniform State Laws; proposing coding for new law as Minnesota Statutes, chapter 3E.

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 64 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Dziedzic	Jensen	Osmek	Sheran
Bakk	Eaton	Johnson	Pappas	Sieben
Benson	Eken	Kent	Pederson, J.	Skoe
Bonoff	Franzen	Kiffmeyer	Petersen, B.	Sparks
Brown	Gazelka	Koenen	Pratt	Stumpf
Carlson	Goodwin	Latz	Reinert	Thompson
Chamberlain	Hall	Lourey	Rest	Tomassoni
Champion	Hann	Marty	Rosen	Torres Ray
Clausen	Hawj	Metzen	Ruud	Weber
Cohen	Hayden	Nelson	Saxhaug	Westrom
Dahle	Hoffman	Newman	Scalze	Wiger
Dahms	Housley	Nienow	Schmit	Wiklund
Dibble	Ingebrigtsen	Ortman	Senjem	

Those who voted in the negative were:

Limmer

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 90:** A bill for an act relating to crime; allowing offenses for financial exploitation of a vulnerable adult to be aggregated over a six-month period; expanding venue options for financial exploitation of a vulnerable adult; amending Minnesota Statutes 2012, section 609.2335, by adding subdivisions.

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:

Anderson	Dziedzic	Jensen	Ortman	Sheran
Bakk	Eaton	Johnson	Osmek	Sieben
Benson	Eken	Kent	Pappas	Skoe
Bonoff	Franzen	Kiffmeyer	Pederson, J.	Sparks
Brown	Gazelka	Koenen	Pratt	Stumpf
Carlson	Goodwin	Latz	Reinert	Thompson
Chamberlain	Hall	Limmer	Rest	Tomassoni
Champion	Hann	Lourey	Rosen	Weber
Clausen	Hawj	Marty	Ruud	Westrom
Cohen	Hayden	Metzen	Saxhaug	Wiger
Dahle	Hoffman	Nelson	Scalze	Wiklund
Dahms	Housley	Newman	Schmit	
Dibble	Ingebrigtsen	Nienow	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 Reports of Committees.

### REPORTS OF COMMITTEES

Senator Bakk moved that the Committee Report at the Desk be now adopted. The motion prevailed.

#### **Senator Marty from the Committee on Environment and Energy, to which was referred**

**S.F. No. 889:** A bill for an act relating to natural resources; modifying commissioner's authority; modifying snowmobile registration; extending Matthew Lourey Trail; modifying certain fees; creating certain state park permit exemption; providing for duplicate cross-country ski pass; providing for wildlife rehabilitation permit exemption; modifying permitted uses in Cuyuna Country State Recreation Area; modifying penalties; requiring rulemaking; amending Minnesota

Statutes 2012, sections 84.027, by adding a subdivision; 84.774; 84.82, subdivision 3, by adding a subdivision; 84.8205, subdivision 1; 85.015, subdivision 13; 85.054, by adding a subdivision; 85.055, subdivision 1; 85.42; 97A.401, subdivision 3; Laws 1993, chapter 172, section 34, subdivision 5.

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

Page 1, delete section 2

Page 4, after line 24, insert:

"Sec. 6. Minnesota Statutes 2012, section 85.053, subdivision 8, is amended to read:

Subd. 8. **Military personnel on leave; exemption.** (a) A one-day permit, under subdivision 4, shall be issued without a fee for a motor vehicle being used by a person who is serving in active military service in any branch or unit of the United States armed forces and who is stationed outside Minnesota, during the period of active service and for 90 days immediately thereafter, if the person presents the person's current military orders to the park attendant on duty or other designee of the commissioner.

(b) For purposes of this section, "active service" has the meaning given under section 190.05, subdivision 5c, when performed outside Minnesota.

(c) A permit is not required for a motor vehicle being used by military personnel or their dependents that have in their possession the Annual Pass for US Military and Their Dependents issued by the federal government for access to federal recreation sites."

Page 5, line 5, strike "disabled" and after "persons" insert "with disabilities"

Page 5, after line 34, insert:

"Sec. 11. Minnesota Statutes 2012, section 116G.15, subdivision 7, is amended to read:

Subd. 7. **Rules.** The commissioner shall adopt rules to ensure compliance with this section. By January 15, 2010, the commissioner shall begin the rulemaking required by this section under chapter 14. Notwithstanding sections 14.125 and 14.128, the authority to adopt these rules does not expire.

**EFFECTIVE DATE.** This section is effective retroactively from July 1, 2009."

Page 6, delete section 11 and insert:

"Sec. 12. Laws 2007, chapter 57, article 1, section 4, subdivision 3, is amended to read:

Subd. 3. <b>Water Resources Management</b>	15,051,000	12,522,000
Appropriations by Fund		
General	14,771,000	12,242,000
Natural Resources	280,000	280,000

\$310,000 the first year and \$310,000 the second year are for grants associated with the



implementation of the Red River mediation agreement.

\$65,000 the first year and \$65,000 the second year are for a grant to the Mississippi Headwaters Board for up to 50 percent of the cost of implementing the comprehensive plan for the upper Mississippi within areas under its jurisdiction.

\$5,000 the first year and \$5,000 the second year are for payment to the Leech Lake Band of Chippewa Indians to implement its portion of the comprehensive plan for the upper Mississippi.

\$200,000 the first year and \$200,000 the second year are for the construction of ring dikes under Minnesota Statutes, section 103F.161. The ring dikes may be publicly or privately owned. If the appropriation in either year is insufficient, the appropriation in the other year is available for it. The base appropriation for fiscal year 2010 and later is \$125,000.

\$2,250,000 the first year is to support the identification of impaired waters and develop plans to address those impairments, as required by the federal Clean Water Act, in accordance with Minnesota Statutes, chapter 114D. This is a onetime appropriation.

By January 15, 2008, the commissioner shall commence rulemaking under Minnesota Statutes, chapter 14, to update the minimum shoreland standards in Minnesota Rules, chapter 6120. Notwithstanding Minnesota Statutes, sections 14.125 and 14.128, the authority to adopt these rules does not expire.

\$60,000 the first year is a onetime appropriation to the commissioner of natural resources to conduct a feasibility study in conjunction with U.S. Army Corps of Engineers on the foundation and hydraulics of the Rapidan Dam in Blue Earth County. This appropriation must be equally matched by Blue Earth County, and is available until expended.

\$500,000 in fiscal year 2008 is for addressing surface and groundwater issues related to the development and expansion of ethanol production.

**EFFECTIVE DATE.** This section is effective retroactively from July 1, 2007."

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to natural resources; modifying commissioner's authority; modifying snowmobile registration; extending Matthew Lourey Trail; modifying certain fees; creating certain state park permit exemptions; providing for duplicate cross-country ski pass; providing for wildlife rehabilitation permit exemption; modifying existing rulemaking; requiring rulemaking; amending Minnesota Statutes 2012, sections 84.027, by adding a subdivision; 84.82, subdivision 3, by adding a subdivision; 84.8205, subdivision 1; 85.015, subdivision 13; 85.053, subdivision 8; 85.054, by adding a subdivision; 85.055, subdivision 1; 85.42; 97A.401, subdivision 3; Laws 2007, chapter 57, article 1, section 4, subdivision 3."

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

#### RECESS

Senator Bakk moved that the Senate do now recess until 4:00 p.m. The motion prevailed.

The hour of 4:00 p.m. having arrived, the President called the Senate to order.

#### 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 refuses to concur in the Senate amendments to House File No. 5:

**H.F. No. 5:** A bill for an act relating to commerce; establishing the Minnesota Insurance Marketplace; prescribing its powers and duties; prohibiting abortion coverage with certain exemptions; recognizing the right to a person's physician of choice; establishing the right not to participate; specifying open meeting requirements and data practices procedures; appropriating money; amending Minnesota Statutes 2012, section 13.7191, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 62V.

The House respectfully requests that a Conference Committee of 5 members be appointed thereon.

Atkins, Huntley, Liebling, Abeler and Schoen have been appointed as such committee on the part of the House.

House File No. 5 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted March 11, 2013

Senator Lourey moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 5, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

#### **RECESS**

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

H.F. No. 5: Senators Lourey, Sheran, Hayden, Goodwin and Metzen.

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

#### **MEMBERS EXCUSED**

Senators Fischbach and Miller were excused from the Session of today. Senator Nelson was excused from the Session of today from 11:15 to 11:25 a.m. Senator Hall was excused from the Session of today from 11:30 to 11:40 a.m.

#### **ADJOURNMENT**

Senator Bakk moved that the Senate do now adjourn until 11:00 a.m., Wednesday, March 13, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

