

TWENTY-SIXTH DAY

St. Paul, Minnesota, Thursday, March 14, 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. Jon Ellefson.

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

The President declared a quorum present.

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

REPORTS OF COMMITTEES

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

Senator Latz from the Committee on Judiciary, to which was re-referred

S.F. No. 650: A bill for an act relating to commerce; renaming the division of insurance fraud; regulating subpoenas issued by the commissioner; modifying certain continuing education requirements; requiring and regulating an annual statement of actuarial opinions of reserves and supporting documentation of property and casualty companies; modifying risk-based capital requirements for certain insurers; regulating real estate appraiser licenses; modifying service

requests in connection with Public Utility Commission matters; repealing certain unnecessary laws; amending Minnesota Statutes 2012, sections 45.0135; 45.027, subdivision 2; 45.307; 45.43; 60A.62, subdivision 1; 82B.08, by adding a subdivision; 82B.094; 82B.095, subdivision 2; 82B.10, subdivision 1; 82B.13, subdivisions 1, 4, 5, 8, by adding a subdivision; 216.17, subdivisions 2, 4; 216B.18; 299C.40, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 60A; repealing Minnesota Statutes 2012, sections 82B.095, subdivision 1; 115C.09, subdivision 3k; Laws 2000, chapter 488, article 3, section 37.

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

Page 1, after line 16, insert:

"Section 1. Minnesota Statutes 2012, section 13.712, is amended by adding a subdivision to read:

Subd. 4. **Actuarial data.** Actuarial reports and related data of the Department of Commerce are classified under section 60A.1296."

Page 6, line 19, delete "shall be confidential by law and privileged" and insert "are confidential data on individuals or protected nonpublic data as defined in section 13.02"

Page 8, line 17, delete everything after "commissioner" and insert "shall submit the applicant's fingerprints, consent, and the required fee to the superintendent of the Bureau of Criminal Apprehension. The superintendent shall perform a check of the state criminal history repository and is authorized to exchange the applicant's fingerprints with the Federal Bureau of Investigation to obtain the national criminal history record. The superintendent shall return the results of the state and national criminal history records checks to the commissioner."

Page 8, delete lines 18 to 26

Page 8, line 27, delete "(e)" and insert "(d)"

Page 15, line 16, delete "1" and insert "2"

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Latz from the Committee on Judiciary, to which was re-referred

S.F. No. 460: A bill for an act relating to human services; modifying provisions related to children and family services; changing data practices provisions; changing provisions related to contractual agreements with tribes, child care programs, community action agencies, general assistance, group residential housing, the Minnesota family investment program, and reporting maltreatment; amending Minnesota Statutes 2012, sections 13.46, subdivision 2; 119B.02, subdivision 2; 119B.09, subdivisions 6, 13; 256D.05, by adding a subdivision; 256D.405, subdivision 1; 256E.30, by adding a subdivision; 256I.04, subdivision 1a; 256J.09, subdivision 3; 256J.20, subdivision 3; 256J.21, subdivision 2; 256J.24, subdivision 3; 256J.30, subdivisions 4, 12; 256J.32, subdivisions 6, 8; 256J.38, subdivision 6; 256J.49, subdivision 13; 256J.521, subdivisions 1, 2; 256J.53, subdivisions 2, 5; 256J.621; 256J.626, subdivisions 5, 6, 7, 8; 256J.67; 256J.68, subdivisions 1, 2, 4, 7, 8; 256J.751, subdivision 2; 256K.26, subdivision 4; 260C.503, subdivision

2; 260C.615; 626.556, subdivisions 2, 7, 11c; 626.5561, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 260D.

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

Page 5, line 27, delete "their family" and insert "relatives of the child"

Page 5, line 28, delete "members"

Page 33, after line 18, insert:

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

Page 33, line 21, reinstate the stricken "(a)"

Page 33, line 26, reinstate the stricken language and delete the new language

Page 33, delete lines 27 to 34

Page 34, delete lines 1 to 4

Page 34, after line 7, insert:

"(b) A responsible social services agency requesting the commissioner's consent for a physician's order not to resuscitate or intubate or for an order for other end-of-life care must submit the request according to procedures established by the commissioner. Before responding to the request, the commissioner may require consultation regarding the child's medical care with an ethics expert who is a staff member who provides consultation on ethics issues or coordinates ethics reviews, and is employed by or associated with a hospital designated by the commissioner.

(c) An individual or entity, including a hospital, who provides ethics consultation to the commissioner under this subdivision is not civilly or criminally liable for advice or opinions given regarding the care of the child, if the individual or entity acts in good faith and in accordance with applicable medical standards of care."

Page 34, after line 31, insert:

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

Page 40, after line 31, insert:

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

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 1002: A bill for an act relating to judiciary; authorizing a public defender the same access to information about witnesses that public defenders have for information about a defendant; amending Minnesota Statutes 2012, section 611.272.

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

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2012, section 241.065, subdivision 4, is amended to read:

Subd. 4. **Procedures.** (a) The Department of Corrections shall adopt procedures to provide for the orderly collection, entry, retrieval, and deletion of data contained in the statewide supervision system.

(b) The Department of Corrections shall establish and implement audit requirements to ensure that authorized users comply with applicable data practices laws governing access to and use of the data."

Renumber the sections in sequence

Amend the title accordingly

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 744: A bill for an act relating to public safety; providing immunity for underage possession or consumption of alcohol for a person seeking assistance for self or another; amending Minnesota Statutes 2012, section 340A.503, by adding a subdivision.

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 834: A bill for an act relating to judiciary; modifying certain provisions relating to the State Guardian Ad Litem Board amending Minnesota Statutes 2012, sections 260B.163, subdivision 6; 260B.331, subdivision 6; 260C.163, subdivision 5; 260C.331, subdivision 6; 480.35, subdivision 1; 518.165, subdivisions 1, 3.

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

Senator Latz from the Committee on Judiciary, to which was re-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. Report adopted.

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 832: A bill for an act relating to bonds; modifying requirements for bond security; amending Minnesota Statutes 2012, section 574.01.

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 1103: A bill for an act relating to education; providing for a series of statewide assessments aligned with state academic standards and career and college readiness benchmarks; amending Minnesota Statutes 2012, sections 120B.125; 120B.128; 120B.30, subdivisions 1, 1a; 120B.36, subdivision 1; 124D.52, by adding a subdivision; repealing Minnesota Rules, parts 3501.0010; 3501.0020; 3501.0030, subparts 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16; 3501.0040; 3501.0050; 3501.0060; 3501.0090; 3501.0100; 3501.0110; 3501.0120; 3501.0130; 3501.0140; 3501.0150; 3501.0160; 3501.0170; 3501.0180; 3501.0200; 3501.0210; 3501.0220; 3501.0230; 3501.0240; 3501.0250; 3501.0270; 3501.0280, subparts 1, 2; 3501.0290; 3501.1000;

3501.1020; 3501.1030; 3501.1040; 3501.1050; 3501.1110; 3501.1120; 3501.1130; 3501.1140; 3501.1150; 3501.1160; 3501.1170; 3501.1180; 3501.1190.

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

Page 2, lines 25 to 29, reinstate the stricken language

Page 4, lines 16 to 23, reinstate the stricken language

Page 5, line 25, delete "and core subjects and course content under sections"

Page 5, line 26, delete "120B.021, 120B.022, and 120B.024,"

Page 7, line 21, delete "and of core subjects and course content"

Page 7, line 31, after "entrance" insert "exam"

Page 7, line 34, delete "and of core"

Page 7, line 35, delete "subjects and course content"

Page 8, line 12, after the period, insert "The commissioner shall require the assessment vendor to provide an individual student item analysis of exam results and a summary of specific diagnostic strand areas targeted for instruction, intervention, and remediation."

Page 13, delete section 8 and insert:

"Sec. 8. **APPROPRIATIONS.**

Subdivision 1. **Minnesota Department of Education.** The sums indicated in this section are appropriated from the general fund to the Department of Education for the fiscal years designated.

Subd. 2. **College and career ready assessments.** For the costs necessary for school district and charter school students to participate in the required assessments under section 2:

\$	.....	.....	<u>2014</u>
\$	.....	.....	<u>2015</u>

Any balance in the first year does not cancel but is available in the second year.

Subd. 3. **Computer-adapted tests.** For the development costs associated with state-developed, computer-adapted tests under section 3:

\$	.....	.....	<u>2014</u>
\$	.....	.....	<u>2015</u>

Any balance in the first year does not cancel but is available in the second year.

Subd. 4. **Request for proposals.** For the costs associated with developing the request for proposals for the assessments required under section 3, paragraph (d):

\$	.....	.....	<u>2014</u>
\$	.....	.....	<u>2015</u>

Any balance in the first year does not cancel but is available in the second year.

Subd. 5. Career Pathways Advisory Task Force. For the costs of the Career Pathways Advisory Task Force:

\$ 2014

Any balance in the first year does not cancel but is available in the second year."

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 952: A bill for an act relating to education; establishing a 13th grade pilot project; appropriating money.

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

Page 1, line 20, delete "100" and insert "50"

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 897: A bill for an act relating to education; modifying the Online Learning Advisory Council; amending Minnesota Statutes 2012, section 124D.095, subdivision 10.

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

Page 3, line 15, after "Online" insert "and Digital"

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 Torres Ray from the Committee on Education, to which was referred

S.F. No. 740: A bill for an act relating to education; establishing a career and technical education advisory task force for improving student outcomes in grades 11 to 14.

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 1118: A bill for an act relating to education; qualifying certain homeless children for early educational services; requiring a report; amending Minnesota Statutes 2012, sections 125A.02, subdivision 1a; 125A.30.

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

Senator Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 602: A bill for an act relating to employment; modifying prompt payment of wages requirements; modifying penalties; amending Minnesota Statutes 2012, sections 181.13; 181.14.

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

Page 1, line 15, after the period, insert "In addition to recovering the wages and commissions actually earned and unpaid,"

Page 1, lines 20 and 21, delete the new language

Page 2, line 1, delete "need not" and insert "must" and delete "or" and insert "but need not"

Page 3, line 9, delete "an additional amount as compensatory damages in"

Page 3, line 10, delete "and" and insert "but remains" and delete "need not" and insert "must"

Page 3, line 11, delete the first "or" and insert "but need not"

Page 4, line 5, delete "unless" and insert ", who is not an independent contractor, for lost or stolen property, damage to property, or to recover any other claimed indebtedness running from employee to employer, except as permitted by section 181.79."

Page 4, delete line 6

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

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

S.F. No. 1181: A bill for an act relating to health; requiring reporting of diverted narcotics or controlled substances; amending Minnesota Statutes 2012, section 214.33, by adding a subdivision.

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

Page 1, line 8, delete "An employer of a person" and insert "Employers and health care organizations"

Page 1, line 12, delete "or is diverting" and insert "diverted"

Page 1, line 13, delete "or is" and delete "violating" and insert "violated"

Page 1, line 17, before the period, insert ", or if the knowledge was obtained in the course of a professional-patient relationship if the patient is licensed or regulated by a health licensing board"

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

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

S.F. No. 1161: A bill for an act relating to human services; modifying chemical and mental health provisions; modifying provisions related to funding mental health services; providing for coverage of family psychoeducation services and clinical care consultations in the medical

assistance program; amending Minnesota Statutes 2012, sections 245.4682, subdivision 2; 246.18, subdivision 8, by adding a subdivision; 256B.0625, by adding subdivisions; 256B.761.

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. 941: A bill for an act relating to human services; modifying medical assistance provisions related to quality assurance; amending Minnesota Statutes 2012, sections 256B.095; 256B.0951, subdivisions 1, 4; 256B.0952, subdivisions 1, 5; 256B.0955; 256B.097, subdivisions 1, 3; repealing Minnesota Statutes 2012, section 256B.096, subdivisions 1, 2, 3, 4.

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

Page 2, line 11, delete "all"

Page 2, line 12, before "non-opted-in" insert "county listed in paragraph (a) that is a"

Page 2, line 14, delete "another host county" and insert "a county with a delegation agreement with the Department of Human Services"

Page 3, lines 25 and 29, delete the new language

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 921: A bill for an act relating to education; providing for a charter school; authorizing annual portfolio report; amending Minnesota Statutes 2012, section 124D.10, subdivision 14.

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

Page 1, line 15, delete "aggregate" and insert "compile" and after "the" insert "individual"

Page 2, line 2, delete everything after "authorizer's" and insert "financial plan that is submitted to the commissioner under this section; and"

Page 2, delete line 3

Page 2, line 7, delete "a strategic plan to elevate"

Page 2, line 8, delete "applicable" and insert "in its portfolio report information about its process for overseeing and evaluating all poorly performing charter schools under this clause to ensure compliance with all statutory and contractual obligations to increase students' academic performance and achievement and remove the" and delete "the" and insert "that"

Page 2, line 13, delete "has limited" and insert "limits"

Page 2, line 17, delete "students with" and insert "to receive special education services."

Page 2, delete line 18

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

Senator Torres Ray from the Committee on Education, to which was referred

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.

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

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2012, section 122A.09, subdivision 4, is amended to read:

Subd. 4. **License and rules.** (a) The board must adopt rules to license public school teachers and interns subject to chapter 14.

(b) The board must adopt rules requiring a person to pass a skills examination in reading, writing, and mathematics as a requirement for initial teacher licensure, except that the board may issue a temporary, one-year teaching license to an otherwise qualified candidate who has not passed the skills exam at the time the candidate successfully completes an approved teacher preparation program. Such rules must require college and universities offering a board-approved teacher preparation program to provide remedial assistance to persons who did not achieve a qualifying score on the skills examination, including those for whom English is a second language.

(c) The board must adopt rules to approve teacher preparation programs. The board, upon the request of a postsecondary student preparing for teacher licensure or a licensed graduate of a teacher preparation program, shall assist in resolving a dispute between the person and a postsecondary institution providing a teacher preparation program when the dispute involves an institution's recommendation for licensure affecting the person or the person's credentials. At the board's discretion, assistance may include the application of chapter 14.

(d) The board must provide the leadership and adopt rules for the redesign of teacher education programs to implement a research based, results-oriented curriculum that focuses on the skills teachers need in order to be effective. The board shall implement new systems of teacher preparation program evaluation to assure program effectiveness based on proficiency of graduates in demonstrating attainment of program outcomes. Teacher preparation programs including alternative teacher preparation programs under section 122A.245, among other programs, must include a content-specific, board-approved, performance-based assessment that measures teacher candidates in three areas: planning for instruction and assessment; engaging students and supporting learning; and assessing student learning.

(e) The board must adopt rules requiring candidates for initial licenses to pass an examination of general pedagogical knowledge and examinations of licensure-specific teaching skills. The rules shall be effective by September 1, 2001. The rules under this paragraph also must require candidates for initial licenses to teach prekindergarten or elementary students to pass, as part of the examination of licensure-specific teaching skills, test items assessing the candidates' knowledge, skill, and ability in comprehensive, scientifically based reading instruction under section 122A.06, subdivision 4, and their knowledge and understanding of the foundations of reading development, the development of

reading comprehension, and reading assessment and instruction, and their ability to integrate that knowledge and understanding.

(f) The board must adopt rules requiring teacher educators to work directly with elementary or secondary school teachers in elementary or secondary schools to obtain periodic exposure to the elementary or secondary teaching environment.

(g) The board must grant licenses to interns and to candidates for initial licenses based on appropriate professional competencies that are aligned with the board's licensing system and students' diverse learning needs. The board must include these licenses in a statewide differentiated licensing system that creates new leadership roles for successful experienced teachers premised on a collaborative professional culture dedicated to meeting students' diverse learning needs in the 21st century and formalizes mentoring and induction for newly licensed teachers that is provided through a teacher support framework.

(h) The board must design and implement an assessment system which requires a candidate for an initial license and first continuing license to demonstrate the abilities necessary to perform selected, representative teaching tasks at appropriate levels.

(i) The board must receive recommendations from local committees as established by the board for the renewal of teaching licenses.

(j) The board must grant life licenses to those who qualify according to requirements established by the board, and suspend or revoke licenses pursuant to sections 122A.20 and 214.10. The board must not establish any expiration date for application for life licenses.

(k) The board must adopt rules that require all licensed teachers who are renewing their continuing license to include in their renewal requirements further preparation in the areas of using positive behavior interventions and in accommodating, modifying, and adapting curricula, materials, and strategies to appropriately meet the needs of individual students and ensure adequate progress toward the state's graduation rule.

(l) In adopting rules to license public school teachers who provide health-related services for disabled children, the board shall adopt rules consistent with license or registration requirements of the commissioner of health and the health-related boards who license personnel who perform similar services outside of the school.

(m) The board must adopt rules that require all licensed teachers who are renewing their continuing license to include in their renewal requirements further reading preparation, consistent with section 122A.06, subdivision 4. The rules do not take effect until they are approved by law. Teachers who do not provide direct instruction including, at least, counselors, school psychologists, school nurses, school social workers, audiovisual directors and coordinators, and recreation personnel are exempt from this section.

(n) The board must adopt rules that require all licensed teachers who are renewing their continuing license to include in their renewal requirements further preparation in understanding the key warning signs of early-onset mental illness in children and adolescents.

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

Page 1, line 10, delete the new language

Page 1, line 17, strike "provide" and insert "make available upon request"

Page 1, line 20, strike "provide" and insert "make available"

Page 1, line 22, delete "must provide" and insert "may make available upon request"

Page 2, line 13, after "license" insert "but not more than two times after February 1, 2014,"

Page 2, delete lines 33 to 35

Page 3, delete lines 1 and 2

Page 3, line 3, delete ", except paragraph (f),"

Page 3, line 4, delete everything after the first period

Page 4, line 15, delete the new language

Page 4, line 21, after "license" insert "but not more than two times after February 1, 2014,"

Page 4, line 23, delete everything after the period

Page 4, delete lines 24 to 27

Page 4, lines 33 and 34, delete "basic" and insert "college-level"

Page 5, lines 3 and 17, delete "basic" and insert "college-level"

Page 5, lines 9, 11, 14, and 20, delete "public" and insert "board-approved"

Page 5, line 22, before the semicolon, insert ", including an appeals process if a request for accommodations is denied"

Page 5, line 23, after "detailed" insert "item analysis"

Page 6, line 11, delete "and"

Page 6, line 13, delete the period and insert "; and"

Page 6, after line 13, insert:

"(10) two representatives from the business community."

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.

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 12.10, upon the request of three members, a roll call was taken March 12, 2013, on the first motion that S.F. No. 1224 be recommended to pass.

There were yeas 4 and nays 10, as follows:

Those who voted in the affirmative were:

Senators Carlson, Dahle, Johnson and Torres Ray.

Those who voted in the negative were:

Senators Chamberlain, Clausen, Franzen, Kent, Nienow, Petersen, B., Ruud, Thompson, Wiger and Wiklund.

The motion did not prevail.

Senator Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 1128: A bill for an act relating to telecommunications; broadband; establishing the Office of Broadband Development in the Department of Employment and Economic Development and assigning it duties; requiring the Department of Transportation to post a database on its Web site; requiring reports; amending Minnesota Statutes 2012, section 237.012, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 116J; 161; 237.

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

Delete everything after the enacting clause and insert:

"Section 1. **[116J.441] OFFICE OF BROADBAND DEVELOPMENT.**

Subdivision 1. **Definitions.** (a) For the purposes of this section, the following terms have the meanings given them.

(b) "Broadband" or "broadband service" means any service providing advanced telecommunications capability and Internet access with transmission speeds that, at a minimum, meet the Federal Communications Commission definition for broadband.

(c) "Local unit of government" means any political subdivision of the state including, without limitation, counties, statutory and home rule charter cities, and towns.

(d) "Office" means the Office of Broadband Development established in subdivision 2.

Subd. 2. **Office established.** An Office of Broadband Development is established in the executive branch with a director appointed by the governor. The director serves in the unclassified service and must be qualified by experience and training in broadband. The office may employ staff necessary to carry out the office's duties under subdivision 4.

Subd. 3. **Purpose.** The purpose of the office is to encourage, foster, develop, and improve broadband within the state in order to:

(1) drive job creation, promote innovation, and expand markets for Minnesota businesses;

(2) serve the ongoing and growing needs of Minnesota's education systems, health care system, public safety system, industries and businesses, governmental operations, and citizens; and

(3) improve accessibility for underserved communities and populations.

Subd. 4. **Duties.** The office shall have the power and duty to:

(1) coordinate with state, regional, local, and private entities to develop, to the maximum extent practicable, a uniform statewide broadband access and usage policy;

(2) develop, recommend, and implement a statewide plan to encourage cost-effective broadband access, and to make recommendations for increased usage, particularly in rural and other underserved areas;

(3) coordinate efforts, in consultation and cooperation with the commissioners of commerce, employment and economic development, and transportation, local units of government, and private entities, to meet the state's broadband goals in section 237.012;

(4) develop, coordinate, and implement the state's broadband infrastructure development program, including a "dig once" policy with the Department of Transportation;

(5) provide consultation services to local units of government or other project sponsors in connection with the planning, acquisition, improvement, construction, or development of any broadband deployment project;

(6) encourage public-private partnerships to increase deployment and adoption of broadband services and applications, including recommending funding options and possible incentives to encourage investment in broadband expansion;

(7) monitor the broadband development efforts of other states and nations in areas such as business, education, public safety, and health;

(8) monitor broadband-related activities at the federal level, including regulatory and policy changes and the potential impact on broadband deployment and sustainability in the state;

(9) serve as an information clearinghouse for federal programs providing financial assistance to institutions located in rural areas seeking to obtain access to high speed broadband service, and use this information as an outreach tool to make institutions located in rural areas that are unserved or underserved with respect to broadband service aware of the existence of federal assistance;

(10) evaluate security, vulnerability, and redundancy actions necessary to ensure reliability;

(11) provide an annual report, as required by subdivision 5; and

(12) perform any other activities consistent with the office's purpose.

Subd. 5. **Reporting.** (a) Beginning on January 15, 2014, and each year thereafter, the Office of Broadband Development shall report to the legislative committees with jurisdiction over telecommunications policy and finance on the office's activities during the previous year.

(b) The report shall contain, at a minimum:

(1) an analysis of the current availability and use of broadband, including average broadband speeds, within the state;

(2) information gathered from schools, libraries, hospitals, and public safety facilities across the state, determining the actual speed and capacity of broadband currently in use and the need, if any, for increases in speed and capacity to meet current or anticipated needs;

(3) an analysis of incumbent broadband infrastructure within the state and its ability to spur economic development;

(4) an analysis of the degree to which new, additional, or improved broadband infrastructure would spur economic development in the state;

- (5) a summary of the office's activities in coordinating broadband infrastructure development;
- (6) any proposed legislative and policy initiatives; and
- (7) any other information requested by the legislative committees having jurisdiction over telecommunications policy and finance, or that the office deems necessary.

(c) The report may be submitted electronically and is subject to section 3.195, subdivision 1.

Sec. 2. Minnesota Statutes 2012, section 237.012, subdivision 3, is amended to read:

Subd. 3. **Annual reports.** ~~The commissioner of commerce~~ Office of Broadband Development must annually by February 10 report on the achievement of the goals under subdivisions 1 and 2 to the chairs and ranking minority members of the legislative committees with primary jurisdiction over telecommunication issues. The report must also suggest policies, incentives, and legislation designed to accelerate the achievement of the goals. The report on goals under subdivision 1 must be made through 2015.

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

Sec. 3. **STATE BROADBAND STRATEGY; REPORT.**

The Office of Broadband Development shall conduct research and produce a report recommending a set of programs and strategies the state can pursue to promote the improvement, more efficient and effective use, and expansion of broadband services in ways that will have the greatest impact on the state's economic development, by which is meant enhancing the ability of Minnesota citizens and businesses to develop their skills, to expand businesses to new markets, develop new products, reach more customers, and lower costs. While the state's broadband goals in Minnesota Statutes, section 237.012, address the universal provision of greater broadband access and speed statewide, this report must consider broadband as an economic development tool and must examine and analyze:

(1) how the state can best use its limited resources to adopt strategies and make investments to improve the use of broadband services by subgroups of broadband users, including mobile broadband users, that promise to deliver the greatest economic impact per dollar of state investment;

(2) roles the state can play in addition to financial assistance for broadband infrastructure, including supporting education and training for Minnesotans to enable them to use broadband more effectively; and

(3) strategies and opportunities for state investment to leverage additional amounts of private capital and financial assistance from the federal government in order to achieve these goals.

By January 15, 2014, the office shall submit the report to the chairs and ranking minority members of the senate and house committees with jurisdiction over telecommunications issues.

Sec. 4. **APPROPRIATION.**

\$500,000 in fiscal year 2014 and \$500,000 in fiscal year 2015 are appropriated from the general fund to the Office of Broadband Development for its operations."

Delete the title and insert:

"A bill for an act relating to telecommunications; broadband; establishing the Office of Broadband Development and assigning it duties; requiring reports; appropriating money; amending Minnesota Statutes 2012, section 237.012, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 116J."

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 Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 1057: A bill for an act relating to state government; proposing the governor's budget for jobs and economic development; increasing certain fees; streamlining construction inspections; creating the Minnesota job creation fund; expanding the Minnesota Trade Offices; creating STEP grants; reducing the unemployment insurance tax; creating the transportation economic development assistance program; repealing the Minnesota Science and Technology Authority; requiring reports; appropriating money to various departments, agencies, and boards; amending Minnesota Statutes 2012, sections 116J.8731, subdivisions 2, 3; 326B.184, subdivisions 1, 2, by adding a subdivision; 326B.37, by adding a subdivision; 326B.49, subdivisions 2, 3; 341.321; proposing coding for new law in Minnesota Statutes, chapter 116J; repealing Minnesota Statutes 2012, sections 116W.01; 116W.02; 116W.03; 116W.035; 116W.04; 116W.05; 116W.06; 116W.20; 116W.21; 116W.23; 116W.24; 116W.25; 116W.26; 116W.27; 116W.28; 116W.29; 116W.30; 116W.31; 116W.32; 116W.33; 116W.34; Minnesota Rules, part 1307.0032.

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

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

S.F. No. 183: A bill for an act relating to eminent domain; making award of appraisal fees in utility takings the same as other takings; modifying the "buy the farm" provisions; amending Minnesota Statutes 2012, sections 117.189; 216E.12, subdivision 4.

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

Page 1, delete section 1

Page 2, line 25, delete "this" and after "chapter" insert "117"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon

Page 1, line 3, delete everything before "modifying"

Amend the title numbers accordingly

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

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

S.F. No. 570: A bill for an act relating to energy; renewables; modifying requirements for solar energy in state buildings; amending Minnesota Statutes 2012, section 16B.323.

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

Page 2, line 12, reinstate the stricken language and after "completion of a" insert "positive"

Page 2, line 13, reinstate the stricken "cost-benefit analysis,"

Page 2, line 19, reinstate the stricken language and delete the new language and insert ", except as provided in paragraph (b),"

Page 2, line 21, after the period, insert "No more than five percent of bond proceed funds for the construction or renovation of a state building may be used to purchase and install a solar energy system required by this section."

Page 2, line 25, after "awarding" insert "contracts for"

Page 2, line 26, delete "system" and insert "systems required by this section"

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 1131: A bill for an act relating to commerce; prohibiting criminalization and restriction on sale of motor fuel; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Page 1, line 6, delete "criminalize or"

Amend the title as follows:

Page 1, line 2, delete "criminalization and"

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 Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 3: A bill for an act relating to employment; regulating the minimum wage; amending Minnesota Statutes 2012, section 177.24, subdivision 1.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 177.24, subdivision 1, is amended to read:

Subdivision 1. **Amount.** (a) For purposes of this subdivision, the terms defined in this paragraph have the meanings given them.

(1) "Large employer" means an enterprise whose annual gross volume of sales made or business done is not less than \$625,000 (exclusive of excise taxes at the retail level that are separately stated) and covered by the Minnesota Fair Labor Standards Act, sections 177.21 to 177.35.

(2) "Small employer" means an enterprise whose annual gross volume of sales made or business done is less than \$625,000 (exclusive of excise taxes at the retail level that are separately stated) and covered by the Minnesota Fair Labor Standards Act, sections 177.21 to 177.35.

(b) Except as otherwise provided in sections 177.21 to 177.35, every large employer must pay each employee wages at a rate of ~~at least \$5.15 an hour beginning September 1, 1997, and at a rate of at least \$6.15~~ \$7.25 an hour beginning August 1, 2005 2013, at a rate of at least \$7.50 beginning August 1, 2014, and at a rate of at least \$7.75 an hour beginning August 1, 2015. Every small employer must pay each employee at a rate of at least ~~\$4.90 an hour beginning January 1, 1998, and at a rate of at least \$5.25 an hour beginning August 1, 2005.~~

(c) Notwithstanding paragraph (b), during the first 90 consecutive days of employment, an employer may pay an employee under the age of 20 years a wage of ~~\$4.90~~ \$5.15 an hour. No employer may take any action to displace any employee, including a partial displacement through a reduction in hours, wages, or employment benefits, in order to hire an employee at the wage authorized in this paragraph.

(d) Notwithstanding paragraph (b), a large employer must, beginning August 1, 2013, except if eligible to pay the wage under paragraph (c), pay each employee under the age of 18, wages at a rate of at least \$7.25 an hour.

EFFECTIVE DATE. This section is effective August 1, 2013."

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 12.10, upon the request of three members, a roll call was taken on the motion that S.F. No. 3 be recommended to pass.

There were yeas 6 and nays 4, as follows:

Those who voted in the affirmative were:

Senators Bonoff, Eken, Hawj, Koenen, Schmit and Sparks.

Those who voted in the negative were:

Senators Dahms, Nelson, Ruud and Weber.

The bill was recommended to pass.

Senator Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 641: A bill for an act relating to labor and employment; making federal conformity changes to certain employment law provisions; amending Minnesota Statutes 2012, sections 177.23, subdivision 7; 177.24, subdivision 1; 177.25, subdivisions 1, 5; 181.941, subdivision 1; 181.943.

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

Page 3, delete section 3

Page 4, line 21, delete "6" insert "5"

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 619: A bill for an act relating to unemployment insurance; reducing employer tax rates.

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

Page 1, lines 9 and 12, after "assigned" insert "under Minnesota Statutes, section 268.051, subdivision 2, paragraph (c)"

Page 1, line 14, delete everything before the period

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

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

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

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

Delete everything after the enacting clause and insert:

"Section 1. **CAREER PATHWAYS ADVISORY TASK FORCE.**

Subdivision 1. **Establishment.** A Career Pathways Advisory Task Force is established to make recommendations to the legislature, consistent with Minnesota Statutes, sections 120B.30, subdivision 1, and 120B.35, subdivision 3.

Subd. 2. **Membership.** The Career Pathways Advisory Task Force shall have 15 members appointed by July 15, 2013, as follows:

(1) one member appointed by the Minnesota Association of Career and Technical Administrators;

(2) one member appointed by the Minnesota Association for Career and Technical Education;

(3) one member appointed by the University of Minnesota who is a faculty member working to develop career and technical educators in Minnesota;

(4) one member appointed by the Minnesota State Colleges and Universities who is a faculty member working to develop career and technical educators in Minnesota;

(5) one member appointed by the National Research Center for Career and Technical Education;

- (6) one member appointed by the Minnesota Department of Education;
- (7) one member appointed by the Minnesota Board of Teaching;
- (8) one member appointed by the Minnesota Association of Colleges for Teacher Education;
- (9) one member appointed by the Minnesota State Colleges and Universities from faculty for foundational skills and general education; and
- (10) six members appointed by the commissioner of education who have expertise in any of the areas with which the task force has been charged in subdivision 5.

Subd. 3. **Terms.** Each member shall serve until the task force sunsets, unless replaced by their appointing authority.

Subd. 4. **First meeting; acting chair; chair.** The commissioner of education shall convene the first meeting by August 15, 2013, and shall act as chair until the task force elects a chair from among its members at the first meeting.

Subd. 5. **Duties.** (a) The duties of the task force are to develop recommendations on how to:

- (1) improve secondary and postsecondary outcomes for students and adult learners;
- (2) align secondary and postsecondary education programs serving students and adult learners;
- (3) align secondary and postsecondary education programs and Minnesota's workforce needs; and
- (4) measure and evaluate the combined effectiveness of Minnesota's public kindergarten through grade 12 and postsecondary education programs.

(b) In preparing these recommendations, the task force shall seek the advice of education providers, employers, policy makers, and other interested stakeholders, and shall consider how to:

- (1) better inform students about career options, occupational trends, and educational paths leading to viable and rewarding careers that reduce the gap between demand for and preparation of a skilled Minnesota workforce;
- (2) in consultation with a student's family, develop and periodically adapt as needed an education and work plan for each student aligned with the student's personal and professional interests, abilities, skills, and aspirations;
- (3) improve monitoring of high school students' progress with targeted interventions and support and remove the need for remedial instruction;
- (4) increase and accelerate opportunities for secondary school students to earn postsecondary credits leading to a certificate, industry license, or degree;
- (5) better align high school courses and expectations and postsecondary credit-bearing courses;
- (6) better align high school standards and assessments, postsecondary readiness measures and entrance requirements, and the expectations of Minnesota employers;
- (7) increase the rates at which students complete a postsecondary certificate, industry license, or degree; and

(8) provide graduates of two-year and four-year postsecondary institutions with the foundational skills needed for civic engagement, ongoing employment, and continuous learning.

Subd. 6. **Compensation.** The task force members shall not be compensated and their expenses shall not be reimbursed.

Subd. 7. **Staff; technical assistance.** The commissioner of education, on request by the task force, will provide technical assistance and provide staff assistance sufficient for the task force to carry out its duties.

Subd. 8. **Report.** By February 15, 2014, the task force shall submit a written report describing its recommendations to the chairs and ranking minority members of the legislative committees and divisions with primary jurisdiction over kindergarten through grade 12 education.

Subd. 9. **Sunset.** The task force expires the day after the task force reports to the legislature, or February 15, 2014, whichever is earlier.

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

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

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

S.F. No. 1182: A bill for an act relating to local government; authorizing municipalities to issue obligations without election for certain street improvements; amending Minnesota Statutes 2012, section 475.58, subdivision 3b.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 475.58, subdivision 3b, is amended to read:

Subd. 3b. **Street reconstruction.** (a) A municipality may, without regard to the election requirement under subdivision 1, issue and sell obligations for street reconstruction, if the following conditions are met:

(1) the streets are reconstructed under a street reconstruction plan that describes the street reconstruction to be financed, the estimated costs, and any planned reconstruction of other streets in the municipality over the next five years, and the plan and issuance of the obligations has been approved by a vote of all of the members of the governing body present at the meeting following a public hearing for which notice has been published in the official newspaper at least ten days but not more than 28 days prior to the hearing; and

(2) if a petition requesting a vote on the issuance is signed by voters equal to five percent of the votes cast in the last municipal general election and is filed with the municipal clerk within 30 days of the public hearing, the municipality may issue the bonds only after obtaining the approval of a majority of the voters voting on the question of the issuance of the obligations.

(b) Obligations issued under this subdivision are subject to the debt limit of the municipality and are not excluded from net debt under section 475.51, subdivision 4.

(c) For purposes of this subdivision, street reconstruction includes: bituminous overlays, utility replacement and relocation and other activities incidental to the street reconstruction, turn lanes and other improvements having a substantial public safety function, realignments, other modifications to intersect with state and county roads, and the local share of state and county road projects.

(d) Except in the case of turn lanes, safety improvements, realignments, intersection modifications, and the local share of state and county road projects, street reconstruction does not include the portion of project cost allocable to widening a street or adding curbs and gutters where none previously existed.

Sec. 2. EFFECTIVE DATE.

Section 1 is effective the day following final enactment."

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

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

S.F. No. 536: A bill for an act relating to veterans; modifying the veterans service office grant program; appropriating money; amending Minnesota Statutes 2012, section 197.608, subdivisions 3, 4, 5, 6; repealing Minnesota Statutes 2012, section 197.608, subdivision 2a.

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

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 2012, section 197.608, subdivision 1, is amended to read:

Subdivision 1. **Grant program.** A veterans service office grant program is established to be administered by the commissioner of veterans affairs consisting of grants to counties to enable them to enhance the effectiveness of their veterans service offices. "Commissioner" as used in this section means the commissioner of veterans affairs."

Page 3, line 9, delete "years 2014 and" and insert "year 2014 and \$1,005,000 is appropriated in fiscal year"

Page 3, line 10, delete "additional" and delete "by section 4" and insert "under section 197.608, subdivision 6"

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 448: A bill for an act relating to renewable energy; establishing definitions; providing a sunset date for the cellulosic ethanol production goal; converting the ethanol minimum content requirement to a biofuel requirement; expanding the petroleum replacement goal; requiring a biofuels task force; repealing E20 mandate language; amending Minnesota Statutes 2012, sections 41A.10, subdivision 2, by adding a subdivision; 116J.437, subdivision 1; 239.051, by adding

subdivisions; 239.791, subdivisions 1, 2a, 2b; 239.7911; 296A.01, by adding a subdivision; repealing Minnesota Statutes 2012, section 239.791, subdivision 1a.

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

Page 5, line 12, reinstate the stricken "work with" and delete the new language

Page 5, lines 14 and 16, delete "task force" and insert "representatives"

Page 5, delete lines 34 and 35

Amend the title accordingly

And when so amended the bill be reported to the Senate without recommendation. Amendments adopted. Report adopted.

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

S.F. No. 1006: A bill for an act relating to lawful gambling; modifying account, record keeping, and other regulatory provisions; modifying paddle wheel provisions; amending Minnesota Statutes 2012, sections 297E.06, subdivision 4; 349.12, subdivisions 28a, 28b, 29; 349.1635, subdivision 3; 349.165, subdivision 5; 349.19, subdivisions 2, 10; 349.211, subdivision 2b.

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

Page 2, delete sections 2 to 4

Page 5, delete section 9

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, delete "modifying paddle wheel provisions; "

Amend the title numbers accordingly

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

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

S.F. No. 651: A bill for an act relating to capital investment; appropriating money for a Minnesota Hmong-Lao veterans commemorative memorial; authorizing the sale and issuance of state bonds.

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

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

S.F. No. 423: A bill for an act relating to environment; authorizing certain expenditures from clean water fund; modifying reporting requirements; modifying Petroleum Tank Release Cleanup

Act; providing for wastewater laboratory certification; providing for sanitary districts; repealing obsolete rules; appropriating money; amending Minnesota Statutes 2012, sections 114D.50, subdivision 4; 115A.1320, subdivision 1; 115B.20, subdivision 6; 115B.28, subdivision 1; 115C.02, subdivision 4; 115C.08, subdivision 4, by adding a subdivision; 115D.10; 116.48, subdivision 6; 275.066; 473.846; proposing coding for new law in Minnesota Statutes, chapter 115; proposing coding for new law as Minnesota Statutes, chapter 442A; repealing Minnesota Statutes 2012, sections 115.18, subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10; 115.19; 115.20; 115.21; 115.22; 115.23; 115.24; 115.25; 115.26; 115.27; 115.28; 115.29; 115.30; 115.31; 115.32; 115.33; 115.34; 115.35; 115.36; 115.37; Minnesota Rules, parts 7021.0010, subparts 1, 2, 4, 5; 7021.0020; 7021.0030; 7021.0040; 7021.0050, subpart 5; 9210.0300; 9210.0310; 9210.0320; 9210.0330; 9210.0340; 9210.0350; 9210.0360; 9210.0370; 9210.0380; 9220.0530, subpart 6.

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

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

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.

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 referred

S.F. No. 1185: A bill for an act relating to state government; ratifying labor agreements and compensation plans.

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

Page 1, lines 7, 11, 14, and 18, delete "submitted to" and insert "recommended for approval by"

Page 1, lines 8, 12, 15, and 19, delete "....." and insert "March 11"

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

Senator Pappas from the Committee on State and Local Government, to which was re-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; providing for school forests; modifying state tree nursery program; providing for certain timber permit cancellations; modifying State Timber Act; appropriating money; amending Minnesota Statutes 2012, sections 89.0385; 89.41; 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; 282.01, subdivisions 1a, 1d; Laws 2011, First

Special Session chapter 2, article 4, section 30; 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 do pass and be re-referred to the Committee on Judiciary. Report adopted.

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 935: A bill for an act relating to public pensions; imposing an insurance surcharge; modifying pension aids; providing pension funding; amending Minnesota Statutes 2012, section 69.021, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 297I.

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

Delete everything after the enacting clause and insert:

"Section 1. PENSION AID, APPROPRIATION.

(a) \$22,999,900 is appropriated from the general fund in the 2014-15 biennium, and each biennium thereafter, to the commissioner of revenue for the purposes of pension aid to be distributed as follows:

<u>Statewide Volunteer Fire Plan</u>	<u>\$137,990</u>
<u>Volunteer Firefighter Relief Associations</u>	<u>\$5,412,010</u>
<u>Paid Firefighter Municipalities</u>	<u>\$649,350</u>
<u>Public Employees Retirement Association-Police and Fire</u>	<u>\$1,300,650</u>
<u>Public Employees Retirement Association-Police and Fire Employers</u>	<u>\$4,645,300</u>
<u>Departments of Public Safety and Natural Resources</u>	<u>\$516,150</u>
<u>State Patrol Retirement Plan</u>	<u>\$1,033,800</u>
<u>Public Employees Retirement Association-Police and Fire</u>	<u>\$9,304,650</u>

(b) The appropriation in paragraph (a) ends on (i) December 31, 2020, or (ii), if earlier, on the December 31 next following the actuarial valuation date on which the assets of the retirement plan on a market value equals or exceeds 90 percent of the total actuarial accrued liabilities of the retirement plan as disclosed in an actuarial valuation prepared under Minnesota Statutes, section 356.215, and the Standards for Actuarial Work promulgated by the Legislative Commission on Pensions and Retirement, for the State Patrol retirement plan or the public employees police and fire retirement plan, whichever occurs last."

Amend the title accordingly

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 748: A bill for an act relating to commerce; regulating preneed funeral insurance; amending Minnesota Statutes 2012, sections 60A.02, subdivision 28; 61A.258, by adding a subdivision; 72A.207.

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

Page 1, delete section 1

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 541: A bill for an act relating to liquor; clarifying the citation of Minnesota Statutes, chapter 340A; amending Minnesota Statutes 2012, section 340A.901.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 340A.301, subdivision 6b, is amended to read:

Subd. 6b. **Brewer taproom license.** (a) A municipality, including a city with a municipal liquor store, may issue the holder of a brewer's license under subdivision 6, clause (c), (i), or (j), a brewer taproom license. A brewer taproom license authorizes on-sale of malt liquor produced by the brewer for consumption on the premises of or adjacent to one brewery location owned by the brewer. Nothing in this subdivision precludes the holder of a brewer taproom license from also holding a license to operate a restaurant at the brewery. Section 340A.409 shall apply to a license issued under this subdivision. All provisions of this chapter that apply to a retail liquor license shall apply to a license issued under this subdivision unless the provision is explicitly inconsistent with this subdivision.

(b) A brewer may only have one taproom license under this subdivision, and may not have an ownership interest in a brewery licensed under subdivision 6, clause (d).

(c) A municipality may not issue a brewer taproom license to a brewer if the brewer seeking the license, or any person having an economic interest in the brewer seeking the license or exercising control over the brewer seeking the license, is a brewer that brews more than 250,000 barrels of malt liquor annually or a winery that produces more than 250,000 gallons of wine annually.

(d) The municipality shall impose a licensing fee on a brewer holding a brewer taproom license under this subdivision, subject to limitations applicable to license fees under section 340A.408, subdivision 2, paragraph (a).

(e) A municipality shall, within ten days of the issuance of a license under this subdivision, inform the commissioner of the licensee's name and address and trade name, and the effective date and expiration date of the license. The municipality shall also inform the commissioner of a license transfer, cancellation, suspension, or revocation during the license period.

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

Sec. 2. Minnesota Statutes 2012, section 340A.301, subdivision 6c, is amended to read:

Subd. 6c. ~~Microdistillery fee~~ **Microdistilleries.** (a) A microdistillery may provide on its premises samples of distilled spirits manufactured on its premises, in an amount not to exceed 15 milliliters per variety per person. No more than 45 milliliters may be sampled under this paragraph by any person on any day.

(b) The commissioner shall establish a fee for licensing microdistilleries that adequately covers the cost of issuing the license and other inspection requirements. The fees shall be deposited in an account in the special revenue fund and are appropriated to the commissioner for the purposes of this subdivision.

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

Sec. 3. Minnesota Statutes 2012, section 340A.301, is amended by adding a subdivision to read:

Subd. 6d. **Small brewer license.** (a) A brewer licensed under subdivision 6, clause (c), (i), or (j), may be issued a license by a municipality for off-sale of malt liquor at its licensed premises that has been produced and packaged by the brewer. The license must be approved by the commissioner. The amount of malt liquor sold at off-sale may not exceed 500 barrels annually. Off-sale of malt liquor shall be limited to the legal hours for off-sale at exclusive liquor stores in the jurisdiction in which the brewer is located, and the malt liquor sold off-sale must be removed from the premises before the applicable off-sale closing time at exclusive liquor stores. The malt liquor shall be packed in 64-ounce containers commonly known as "growlers" or in 750 milliliter bottles. The containers or bottles shall bear a twist-type closure, cork, stopper, or plug. At the time of the sale, a paper or plastic adhesive band, strip, or sleeve shall be applied to the container or bottle and extended over the top of the twist-type closure, cork, stopper, or plug forming a seal that must be broken upon opening of the container or bottle. The adhesive band, strip, or sleeve shall bear the name and address of the brewer. The containers or bottles shall be identified as malt liquor, contain the name of the malt liquor, bear the name and address of the brewer selling the malt liquor, and shall be considered intoxicating liquor unless the alcoholic content is labeled as otherwise in accordance with the provisions of Minnesota Rules, part 7515.1100.

(b) A brewer may only have one license under this subdivision.

(c) A municipality may not issue a license under this subdivision to a brewer if the brewer seeking the license, or any person having an economic interest in the brewer seeking the license or exercising control over the brewer seeking the license, is a brewer that brews more than 20,000 barrels of its own brands of malt liquor annually or a winery that produces more than 250,000 gallons of wine annually.

(d) The municipality shall impose a licensing fee on a brewer holding a license under this subdivision, subject to limitations applicable to license fees under section 340A.408, subdivision 3, paragraph (a).

Sec. 4. Minnesota Statutes 2012, section 340A.301, subdivision 7, is amended to read:

Subd. 7. **Interest in other business.** (a) Except as provided in this subdivision, a holder of a license as a manufacturer, brewer, importer, or wholesaler may not have any ownership, in whole or in part, in a business holding a retail intoxicating liquor or 3.2 percent malt liquor license. The commissioner may not issue a license under this section to a manufacturer, brewer, importer, or

wholesaler if a retailer of intoxicating liquor has a direct or indirect interest in the manufacturer, brewer, importer, or wholesaler. A manufacturer or wholesaler of intoxicating liquor may use or have property rented for retail intoxicating liquor sales only if the manufacturer or wholesaler has owned the property continuously since November 1, 1933. A retailer of intoxicating liquor may not use or have property rented for the manufacture or wholesaling of intoxicating liquor.

(b) A brewer licensed under subdivision 6, clause (d), may be issued an on-sale intoxicating liquor or 3.2 percent malt liquor license by a municipality for a restaurant operated in the place of manufacture. Notwithstanding section 340A.405, a brewer who holds an on-sale license issued pursuant to this paragraph ~~or a brewer who manufactures fewer than 3,500 barrels of malt liquor in a year~~ may, with the approval of the commissioner, be issued a license by a municipality for off-sale of malt liquor produced and packaged on the licensed premises. Off-sale of malt liquor shall be limited to the legal hours for off-sale at exclusive liquor stores in the jurisdiction in which the brewer is located, and the malt liquor sold off-sale must be removed from the premises before the applicable off-sale closing time at exclusive liquor stores. The malt liquor shall be packaged in 64-ounce containers commonly known as "growlers" or in 750 milliliter bottles. The containers or bottles shall bear a twist-type closure, cork, stopper, or plug. At the time of the sale, a paper or plastic adhesive band, strip, or sleeve shall be applied to the container or bottle and extend over the top of the twist-type closure, cork, stopper, or plug forming a seal that must be broken upon opening of the container or bottle. The adhesive band, strip, or sleeve shall bear the name and address of the brewer. The containers or bottles shall be identified as malt liquor, contain the name of the malt liquor, bear the name and address of the brewer selling the malt liquor, and shall be considered intoxicating liquor unless the alcoholic content is labeled as otherwise in accordance with the provisions of Minnesota Rules, part 7515.1100. A brewer's total retail sales at on- or off-sale under this paragraph may not exceed 3,500 barrels per year, provided that off-sales may not total more than 500 barrels. A brewer licensed under subdivision 6, clause (d), may hold or have an interest in other retail on-sale licenses, but may not have an ownership interest in whole or in part, or be an officer, director, agent, or employee of, any other manufacturer, brewer, importer, or wholesaler, or be an affiliate thereof whether the affiliation is corporate or by management, direction, or control. Notwithstanding this prohibition, a brewer licensed under subdivision 6, clause (d), may be an affiliate or subsidiary company of a brewer licensed in Minnesota or elsewhere if that brewer's only manufacture of malt liquor is:

(i) manufacture licensed under subdivision 6, clause (d);

(ii) manufacture in another state for consumption exclusively in a restaurant located in the place of manufacture; or

(iii) manufacture in another state for consumption primarily in a restaurant located in or immediately adjacent to the place of manufacture if the brewer was licensed under subdivision 6, clause (d), on January 1, 1995.

(c) Except as provided in subdivision 7a, no brewer as defined in subdivision 7a or importer may have any interest, in whole or in part, directly or indirectly, in the license, business, assets, or corporate stock of a licensed malt liquor wholesaler.

Sec. 5. Minnesota Statutes 2012, section 340A.301, subdivision 7a, is amended to read:

Subd. 7a. **Permitted interests in wholesale business.** (a) A brewer may financially assist a wholesaler of malt liquor through participation in a limited partnership in which the brewer is the

limited partner and the wholesaler is the general partner. A limited partnership authorized in this paragraph may not exist for more than ten years from the date of its creation, and may not, directly or indirectly, be recreated, renewed, or extended beyond that date.

(b) A brewer may financially assist a malt liquor wholesaler and collateralize the financing by taking a security interest in the inventory and assets, other than the corporate stock, of the wholesaler. A financial agreement authorized by this paragraph may not be in effect for more than ten years from the date of its creation and may not be directly or indirectly extended or renewed.

(c) A brewer who, after creation of a financial agreement authorized by paragraph (b), or after creation of a limited partnership authorized in paragraph (a), acquires legal or equitable title to the wholesaler's business which was the subject of the agreement or limited partnership, or to the business assets, must divest the business or its assets within two years of the date of acquiring them. A malt liquor wholesaler whose business or assets are acquired by a brewer as described in this paragraph may not enter into another such financial agreement, or participate in another such limited partnership, for 20 years from the date of the acquisition of the business or assets.

(d) A brewer may have an interest in the business, assets, or corporate stock of a malt liquor wholesaler as a result of (1) a judgment against the wholesaler arising out of a default by the wholesaler or (2) acquisition of title to the business, assets, or corporate stock as a result of a written request of the wholesaler. A brewer may maintain ownership of or an interest in the business, assets, or corporate stock under this paragraph for not more than two years and only for the purpose of facilitating an orderly transfer of the business to an owner not affiliated with the brewer.

(e) A brewer may continue to maintain an ownership interest in a malt liquor wholesaler if it owned the interest on January 1, 1991.

(f) A brewer that was legally selling the brewer's own products at wholesale in Minnesota on January 1, 1991, may continue to sell those products at wholesale in the area where it was selling those products on that date.

(g) A brewer that ~~manufactures malt liquor in Minnesota may, if the brewer does not manufacture in Minnesota in any year~~ manufactures no more than ~~25,000~~ 20,000 barrels of malt liquor or its metric equivalent; in a calendar year may own or have an interest in a malt liquor wholesaler that sells only the brewer's products, provided that a brewer that manufactures between 20,000 and 25,000 barrels in any calendar year shall be permitted to continue to own or have an interest in a malt liquor wholesaler that sells only the brewer's products if: (1) that malt liquor wholesaler distributes no more than 20,000 barrels per calendar year; and (2) the brewer has not manufactured 25,000 barrels in any calendar year. Notwithstanding the foregoing, a brewer that manufactured between 20,000 and 25,000 barrels in 2012 shall be permitted to continue to own or have an interest in a malt liquor wholesaler that sells only the brewer's products until that brewer manufactures 25,000 barrels in a calendar year.

(h) When the commissioner issues a license to a malt liquor wholesaler described in paragraph (a) or (b), the commissioner may issue the license only to the entity which is actually operating the wholesale business and may not issue the license to a brewer that is a limited partner under paragraph (a) or providing financial assistance under paragraph (b) unless the brewer has acquired a wholesaler's business or assets under paragraph (c) or (d).

(i) For purposes of this subdivision and subdivision 7, clause (c), "brewer" means:

- (1) a holder of a license to manufacture malt liquor;
- (2) an officer, director, agent, or employee of such a license holder; and
- (3) an affiliate of such a license holder, regardless of whether the affiliation is corporate or by management, direction, or control.

Sec. 6. Minnesota Statutes 2012, section 340A.4042, is amended to read:

340A.4042 WINE OR MALT LIQUOR EDUCATOR; ON-SALE LICENSE.

Subdivision 1. Wine educator license. The commissioner may issue an on-sale license to a person meeting the requirements specified in sections 340A.402 and 340A.409, at an annual cost of \$250 per license to a wine educator and \$50 per permit for each employee of the wine educator that will be pouring wine, under the following conditions:

- (1) the license may be used to purchase wine at retail and serve wine for educational purposes in any part of the state, unless a political subdivision adopts an ordinance prohibiting wine education;
- (2) all events conducted pursuant to this license must be conducted through advance registration, and no walk-in access to the general public is permitted;

(3) licensees must possess certification that is satisfactory to the commissioner, including, but not limited to, a certified specialist of wine or certified wine educator status as conferred by the Society of Wine Educators, a Wine and Spirits Education Trust Diploma, status as a certified sommelier, or the completion of a wine industry program at a technical college or culinary school. A wine educator must also complete Training for Intervention Procedures (TIPS) or other certified alcohol training programs and have a valid certificate on file with the commissioner;

(4) a license holder shall not sell alcohol for off-premises consumption and no orders may be taken for future sales;

(5) classes shall not be conducted at retail businesses that do not have a liquor license during business hours; and

(6) prior to providing a class authorized under this section, the licensee shall notify the police chief of the city where the class will take place, if the event will take place within the corporate limits of a city. If the city has no police department, the licensee shall notify the city's clerk. If the class will take place outside the corporate limits of any city, the licensee shall notify the sheriff of the county where the class will take place.

Subd. 2. Malt liquor educator license. The commissioner may issue an on-sale license to a person meeting the requirements specified in sections 340A.402 and 340A.409, at an annual cost of \$250 per license to a malt liquor educator and \$50 per permit for each employee of the malt liquor educator that will be pouring malt liquor, under the following conditions:

(1) the license may be used to purchase malt liquor at retail and serve malt liquor for educational purposes in any part of the state, unless a political subdivision adopts an ordinance prohibiting malt liquor education;

(2) all events conducted pursuant to this license must be conducted through advance registration, and no walk-in access to the general public is permitted;

(3) licensees must possess certification that is satisfactory to the commissioner, including, but not limited to, certification as a cicerone, completion of coursework from the Master Brewer's Association of America, or other brewer or brewing certification program acceptable to the commissioner. A malt liquor educator must also complete Training for Intervention Procedures (TIPS) or other certified alcohol training programs and have a valid certificate on file with the commissioner;

(4) a license holder shall not sell alcohol for off-premises consumption and no orders may be taken for future sales;

(5) classes shall not be conducted at retail businesses that do not have a liquor license during business hours; and

(6) prior to providing a class authorized under this section, the licensee shall notify the police chief of the city where the class will take place, if the event will take place within the corporate limits of a city. If the city has no police department, the licensee shall notify the city's clerk. If the class will take place outside the corporate limits of any city, the licensee shall notify the sheriff of the county where the class will take place.

EFFECTIVE DATE. This section is effective on July 1, 2013.

Sec. 7. Minnesota Statutes 2012, section 340A.418, is amended to read:

340A.418 WINE ALCOHOLIC BEVERAGE TASTINGS.

Subdivision 1. **Definition.** For purposes of this section, a an "wine alcoholic beverage tasting" is or "tasting" means an event at which persons pay a fee or donation to participate, and are allowed to consume wine, malt liquor, or both, by the glass without paying a separate charge for each glass.

Subd. 2. **Tastings authorized.** (a) A charitable, religious, or other nonprofit organization may conduct a wine tasting of not more than four hours duration on premises the organization owns or leases or has use donated to it, or on the licensed premises of a holder of an on-sale intoxicating liquor license that is not a temporary license, if the organization holds a temporary on-sale intoxicating liquor license under section 340A.404, subdivision 10, and complies with this section. An organization holding a temporary license may be assisted in conducting the wine tasting by another nonprofit organization.

(b) An organization that conducts a wine tasting under this section may use the net proceeds from the wine tasting only for:

(1) the organization's primary nonprofit purpose; or

(2) donation to another nonprofit organization assisting in the wine tasting, if the other nonprofit organization uses the donation only for that organization's primary nonprofit purpose.

(c) No wine or malt liquor at a wine tasting under this section may be sold, or orders taken, for off-premises consumption.

(d) Notwithstanding any other law, an organization may purchase or otherwise obtain wine or malt liquor for a wine tasting conducted under this section from a wholesaler licensed to sell wine or malt liquor, and the wholesaler may sell or give wine or malt liquor to an organization for a wine tasting conducted under this section and may provide personnel to assist in the wine tasting. A wholesaler who sells or gives wine or malt liquor to an organization for a wine tasting under

this section must deliver the wine or malt liquor directly to the location where the wine tasting is conducted.

(e) This section does not prohibit or restrict a wine tasting that is:

- (1) located on on-sale premises where no charitable organization is participating; or
- (2) located on on-sale premises where the proceeds are for a designated charity but where the tasting is primarily for educational purposes.

(f) The four-hour limitation specified in paragraph (a) shall not apply to a wine tasting at a convention of fine wine, malt liquor, and gourmet food exhibitors, provided the convention has at least 100 exhibitors and takes place over not more than three days.

EFFECTIVE DATE. This section is effective on July 1, 2013.

Sec. 8. Laws 1999, chapter 202, section 13, is amended to read:

Sec. 13. CITY OF ST. PAUL; LICENSES AUTHORIZED.

(a) The city of St. Paul may issue temporary intoxicating liquor licenses under Minnesota Statutes, section 340A.404, subdivision 10, to Macalester college for the Macalester Scottish fair, Springfest, and for the annual alumni reunion weekend without regard to the limitation in Minnesota Statutes, section 340A.410, subdivision 10, paragraph (b).

(b) Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, the city of St. Paul may issue a temporary on-sale intoxicating liquor license to ~~Twin Cities Marathon, Inc~~ Twin Cities in Motion, or its successor organization, if any. The license may authorize only the sale of intoxicating malt liquor and 3.2 percent malt liquor on the grounds of the state capitol on the day of the Twin Cities Marathon. The intoxicating malt liquor and 3.2 percent malt liquor must be produced by a Minnesota brewery. All provisions of Minnesota Statutes, section 340A.404, subdivision 10, not inconsistent with this section, apply to the license authorized by this section.

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

Sec. 9. Laws 2012, chapter 235, section 8, the effective date, is amended to read:

EFFECTIVE DATE; SUNSET. This section is effective upon approval by the Winnebago City Council and compliance with Minnesota Statutes, section 645.021, and expires on December 31, ~~2012~~ 2013.

EFFECTIVE DATE. This section is effective upon approval by the Winnebago City Council and compliance with Minnesota Statutes, section 645.021.

Sec. 10. **LOWERTOWN REGIONAL BALLPARK; ON-SALE LICENSE.**

Notwithstanding Minnesota Statutes, section 340A.404, subdivision 1, or any other law to the contrary, the city of Saint Paul may issue an on-sale intoxicating liquor license to the St. Paul Saints Baseball Club, Inc., or such other entity affiliated with it that may operate food and beverage concessions at the ballpark, in addition to the number authorized by law. The license may authorize sales both to persons attending any and all events, and sales in a restaurant, bar, or banquet facility at the ballpark. The license authorizes sales on all days of the week. Sales at the ballpark must comply with Minnesota Statutes, section 340A.909. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the license under this section. The license may be issued

for a space that is not compact and contiguous, provided that the licensed premises may include only the space within the ballpark or on ballpark premises or grounds, as described in the approved license application.

EFFECTIVE DATE. This section is effective upon approval by the Saint Paul City Council and compliance with Minnesota Statutes, section 645.021.

Sec. 11. SAKE BREWPUB; CLARIFICATION.

(a) Notwithstanding any law, ordinance, or charter provision to the contrary, a licensed brewery producing sake under authority of Minnesota Statutes, section 340A.301, subdivision 6, paragraph (d), as of the effective date of this act, may be issued a license by the city of Minneapolis for off-sale of sake produced and packaged on the licensed premises. The sake shall be packaged in a substantially similar manner to that required for off-sales under Minnesota Statutes, section 340A.301, subdivision 7, paragraph (b).

(b) This section is effective upon approval by the Minneapolis City Council and compliance with Minnesota Statutes, section 645.021.

Sec. 12. VALLEY FAIR; ON-SALE LICENSE.

Notwithstanding Minnesota Statutes, section 340A.404, subdivision 1, or any other law to the contrary, the city of Shakopee may issue an on-sale intoxicating liquor license to Cedar Fair Entertainment Co., dba Valley Fair, in addition to the number authorized by law. The license may authorize sales both to persons attending any and all events, and sales in a restaurant, bar, or banquet facility at Valley Fair. The license authorizes sales on all days of the week. All provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the license under this section. The license may be issued for a space that is not compact and contiguous, provided that the licensed premises may include only the space within the park as described in the approved license application.

EFFECTIVE DATE. This section is effective upon approval by the Shakopee City Council and compliance with Minnesota Statutes, section 645.021."

Delete the title and insert:

"A bill for an act relating to liquor; regulating alcohol sales and distribution; authorizing various licenses; amending Minnesota Statutes 2012, sections 340A.301, subdivisions 6b, 6c, 7, 7a, by adding a subdivision; 340A.404; 340A.418; Laws 1999, chapter 202, section 13; Laws 2012, chapter 235, section 8."

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 1088: A bill for an act relating to insurance; regulating foreign language policies and advertising; authorizing electronic notices and documents; amending Minnesota Statutes 2012, sections 60A.08, by adding a subdivision; 65A.01, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 60A; repealing Minnesota Rules, part 2700.0200.

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 586: A bill for an act relating to debt management and debt settlement; clarifying exemption for attorneys at law; modifying regulation of debt settlement services; amending Minnesota Statutes 2012, sections 332A.02, subdivision 8, by adding a subdivision; 332B.02, subdivision 13, by adding a subdivision; 332B.06, subdivisions 1, 4; 332B.09.

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

Senator Metzen from the Committee on Commerce, to which was re-referred

S.F. No. 887: A bill for an act relating to health; classifying criminal history record data on Minnesota Responds Medical Reserve Corps volunteers; requiring radon education disclosure for residential real property; changing provisions for tuberculosis standards; changing adverse health events reporting requirements; modifying a poison control provision; providing liability coverage for certain volunteer medical personnel and permitting agreements to conduct criminal background studies; changing provisions for body art establishments and body art technicians; changing athletic trainer provisions; defining occupational therapy practitioners; changing provisions for occupational therapy; amending prescribing authority for legend drugs; providing penalties; amending Minnesota Statutes 2012, sections 13.381, by adding a subdivision; 144.1501, subdivision 4; 144.50, by adding a subdivision; 144.55, subdivision 3; 144.56, by adding a subdivision; 144.7065, subdivisions 2, 3, 4, 5, 6, 7, by adding a subdivision; 144A.04, by adding a subdivision; 144A.45, by adding a subdivision; 144A.752, by adding a subdivision; 144D.08; 145.93, subdivision 3; 145A.04, by adding a subdivision; 145A.06, subdivision 7; 146B.02, subdivisions 2, 8; 146B.03, by adding a subdivision; 146B.07, subdivision 5; 148.6402, by adding a subdivision; 148.6440; 148.7802, subdivisions 3, 9; 148.7803; 148.7805, subdivision 1; 148.7808, subdivisions 1, 4; 148.7812, subdivision 2; 148.7813, by adding a subdivision; 148.7814; 151.37, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 144; 145A; repealing Minnesota Statutes 2012, sections 144.1487; 144.1488; 144.1489; 144.1490; 144.1491; 146B.03, subdivision 10; 148.7808, subdivision 2; 148.7813; 325F.814; 609.2246.

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

Page 2, delete section 3 and insert:

"Sec. 3. **[144.496] MINNESOTA RADON AWARENESS ACT.**

Subdivision 1. **Citation.** This section may be cited as the "Minnesota Radon Awareness Act."

Subd. 2. **Definitions.** (a) The following terms used in this section have the meanings given them.

(b) "Buyer" means any individual, partnership, corporation, or trustee entering into an agreement to purchase any residential real estate or interest in real property.

(c) "Mitigation" means measures designed to permanently reduce indoor radon concentrations.

(d) "Radon test" means a measurement of indoor radon concentrations according to established industry standards for residential real property.

(e) "Residential real property" means property occupied as, or intended to be occupied as, a single-family residence, including a unit in a common interest community as defined in section 515B.1-103, clause (10), regardless of whether the unit is in a common interest community not subject to chapter 515B.

(f) "Seller" means any individual, partnership, corporation, or trustee transferring residential real property in return for consideration.

(g) "Elevated radon concentration" means a radon concentration above the United States Environmental Protection Agency's radon action level.

Subd. 3. **Radon disclosure.** (a) Before signing an agreement to sell or transfer residential real property, the seller or transferor shall disclose in writing to the buyer or transferee any knowledge the seller or transferor has of radon concentrations in the dwelling. The disclosure shall include:

- (1) whether a radon test or tests have occurred on the property;
- (2) the most current records and reports pertaining to radon concentrations within the dwelling;
- (3) a description of any radon concentrations, mitigation, or remediation;
- (4) information regarding the radon mitigation system, including system description and documentation, if such system has been installed in the dwelling; and
- (5) a radon warning statement meeting the requirements of subdivision 2.

(b) The seller or transferor shall provide the buyer or transferee the Minnesota Department of Health publication entitled "Radon in Real Estate Transactions."

(c) If any of the requirements of this section occur after the buyer signs an agreement to purchase or transfer the residential real property, the seller shall complete the required activities prior to signing an agreement to sell or transfer the residential real property and allow the buyer an opportunity to review the information and possibly amend the agreement without penalty to the buyer.

Subd. 4. **Radon warning statement.** The radon warning statement must include the following language:

"Radon Warning Statement

The Minnesota Department of Health strongly recommends that ALL homebuyers have an indoor radon test performed prior to purchase or taking occupancy, and recommends having the radon levels mitigated if elevated radon concentrations are found. Elevated radon concentrations can easily be reduced by a qualified, certified, or licensed, if applicable, radon mitigator.

Every buyer of any interest in residential real property is notified that the property may present exposure to dangerous levels of indoor radon gas that may place the occupants at risk of developing radon-induced lung cancer. Radon, a Class A human carcinogen, is the leading cause of lung cancer in nonsmokers and the second leading cause overall. The seller of any interest in residential real property is required to provide the buyer with any information on radon test results of the dwelling."

Subd. 5. **Effective date.** This section is effective January 1, 2014, and applies to an agreement to sell or transfer residential real property executed on or after that date."

Page 22, delete sections 28 and 29

Page 23, delete sections 30 to 32

Page 24, delete sections 33 and 34

Page 25, delete sections 35 and 36

Renumber the sections in sequence

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.

Senator Metzen from the Committee on Commerce, to which was referred

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.

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

Page 4, after line 11, insert:

"Sec. 5. [580.043] MORTGAGE FORECLOSURE DUAL TRACKING PROHIBITED.

Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this section have the meaning given them.

(b) "Borrower" means the person that is liable on the promissory note secured by the mortgage, except that borrower does not include:

(1) a person who has surrendered the mortgaged property, as evidenced by either a letter or other written notice confirming the surrender or by delivery of the keys to the property to the servicer or authorized agent; or

(2) a person who has filed a bankruptcy case under United States Code, title 11, chapters 7, 11, 12, or 13, if the bankruptcy court has not entered an order closing or dismissing the bankruptcy case or granting relief from a stay of foreclosure.

(c) "Complete loan modification request" means an application in connection with which a servicer has received all the information that the servicer requires from a borrower in evaluating applications for the loan modification options available to the borrower. A servicer shall exercise reasonable diligence in obtaining documents and information to complete a loan modification request.

(d) "Dual tracking" means a servicer beginning or continuing a mortgage foreclosure under this chapter after the servicer has received a request by the borrower for a loan modification, and has not accepted or rejected that request.

(e) "Loan modification request" means a written request from a borrower to the borrower's servicer for a modification of the borrower's mortgage loan in order to prevent an anticipated foreclosure or to suspend or terminate a foreclosure that is pending.

(f) "Servicer" means an entity that is responsible for interacting with the borrower, including managing the loan account on a daily basis, such as collecting and crediting periodic loan payments, managing an escrow account, or enforcing the promissory note and mortgage, either as the current owner of the promissory note or as the current owner's authorized agent.

(g) "Small servicer" means a servicer that either services 5,000 or fewer mortgage loans in a calendar year, for all of which the servicer or an affiliate is the creditor or assignee; or is a Housing Finance Agency, as defined in Code of Federal Regulations, title 24, section 266.5.

Subd. 2. **Applicability.** This section applies to mortgage foreclosures on the basis specified in section 580.041, subdivision 1a.

Subd. 3. **Prohibition; dual tracking; continuation or commencement of foreclosure after receipt of loan modification request.** (a) A servicer shall not file the notice of pendency or lis pendens for any judicial or nonjudicial foreclosure unless a borrower's mortgage loan obligation is more than 120 days delinquent.

(b) If a borrower submits a complete loan modification request before the borrower's mortgage loan obligation is more than 120 days delinquent or before a servicer has filed the notice of pendency or lis pendens, a servicer must not file the notice of pendency or lis pendens unless:

(1) the servicer has sent the borrower a notice that the borrower is not eligible for any loan modification option;

(2) the borrower rejects all loan modification options offered by the servicer; or

(3) the borrower fails to perform under a loan modification agreement.

Subd. 4. **Prohibition on foreclosure sale.** If a borrower submits a complete loan modification request after a servicer has filed the notice of pendency or lis pendens, but more than 37 days before a foreclosure sale, a servicer must not move for foreclosure judgment or order of sale, or conduct a foreclosure sale, unless:

(1) the servicer has sent the borrower a notice that the borrower is not eligible for any loan modification option;

(2) the borrower does not accept the loan modification offer within 14 days after the date of the offer;

(3) the borrower rejects the loan modification option offered by the servicer; or

(4) the borrower fails to perform under a loan modification agreement.

Subd. 5. **Appeal process.** If a servicer receives a complete loan modification request 90 days or more before a foreclosure sale, a servicer shall permit a borrower to appeal the servicer's determination to deny a borrower's loan modification request for any trial or permanent loan modification program available to the borrower. A servicer shall permit a borrower to make an appeal within 14 days after the servicer provides the determination regarding a loan modification option to the borrower.

Subd. 6. **Independent evaluation; determination.** (a) An appeal must be reviewed by different personnel than those responsible for evaluating the borrower's complete loan modification application.

(b) Within 30 days of a borrower making an appeal, the servicer shall provide a notice to the borrower stating the servicer's determination of whether the servicer will offer the borrower a loan modification option based upon the appeal. A servicer may require that a borrower accept or reject an offer of a loan modification option after an appeal no earlier than 14 days after the servicer provides

the notice to a borrower. A servicer's determination under this paragraph is not subject to any further appeal.

Subd. 7. **Duplicative requests.** A servicer is only required to comply with the requirements of this section for a single complete loan modification request for a borrower's mortgage loan account.

Subd. 8. **Small servicer requirements.** A small servicer is not subject to this section, except that a small servicer must not file the notice of pendency or lis pendens unless a borrower's mortgage loan obligation is more than 120 days delinquent. A small servicer must not file the notice of pendency or lis pendens and must not conduct a foreclosure sale if a borrower is performing pursuant to the terms of an agreement on a loan modification option.

Subd. 9. **Affidavit.** Any person may establish compliance with or inapplicability of this section by recording, with the county recorder or registrar of titles, an affidavit by a person having knowledge of the facts, stating that any notices required by this section have been delivered in compliance with this section. The affidavit and a certified copy of a recorded affidavit is prima facie evidence of the facts stated in the affidavit. The affidavit may be recorded regarding any foreclosure sale and may be recorded separately or as part of the record of a foreclosure."

Page 4, after line 14, insert:

"Section 5 is effective January 10, 2014, and applies to foreclosures by advertisement in which the power of attorney is acknowledged on or after January 10, 2014, and for foreclosures by action in which the lis pendens is dated on or after January 10, 2014, but does not apply to mortgage loans covered by any consent, settlement, or other legal agreement which is in effect at the time a notice of pendency could be filed, including, but not limited to, (i) consent judgments entered in the case entitled United States of America et al. v. Bank of America Corporation et al., filed April 4, 2012, in the United States District Court for the District of Columbia, in a civil action number 120361 and Stipulations and Consent to the Issuance of an Amendment to 2011 Consent Order modifying:

(i) Office of Thrift Supervision Orders No. NE-11-16 and, by reference NE-11-17; and

(ii) Office of Comptroller of the Currency Consent Orders AA-EC-11-12; AA-EE-11-13; AA-EC-11-14; AA-EC-11-15; AA-EC-11-16; AA-EC-11-17; AA-EC-11-18; and AA-EC-11-19."

Renumber the sections in sequence

Amend the title numbers accordingly

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

SECOND READING OF SENATE BILLS

S.F. Nos. 650, 460, 1002, 744, 834, 516, 832, 1181, 3, 641, 1182, 448, 748, 541, 1088 and 586 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Gazelka introduced—

S.F. No. 1377: A bill for an act relating to parks and trails; appropriating money from the parks and trails fund for Camp Ripley/Veterans State Trail.

Referred to the Committee on Finance.

Senators Chamberlain, Pratt and Kiffmeyer introduced—

S.F. No. 1378: A bill for an act relating to firearms; regulating the lawful possession, purchase, and transfer of firearms and ammunition; amending the definition of crime of violence; establishing mandatory minimum sentences; creating new criminal offenses; providing procedures for restoring firearms rights; directing the commissioner of human services to report mental health commitment information to the National Instant Criminal Background Check System for the purpose of facilitating firearms background checks; creating a reporting requirement; requiring timely transmittal of civil commitment, law enforcement, and court data to certain state and federal searchable databases; requiring a report; amending Minnesota Statutes 2012, sections 241.301; 245.041; 253B.24; 299C.10, subdivisions 1, 3; 299C.11, subdivision 1; 299C.14; 299C.17; 609.165, subdivision 1b; 609.505, by adding a subdivision; 624.712, subdivision 5, by adding a subdivision; 624.713, subdivisions 1, 2, by adding subdivisions; 624.7141, subdivisions 2, 3; proposing coding for new law in Minnesota Statutes, chapters 299C; 624; repealing Minnesota Statutes 2012, section 624.713, subdivision 4.

Referred to the Committee on Judiciary.

Senator Metzen introduced—

S.F. No. 1379: A bill for an act relating to education finance; expanding health and safety revenue to include facility modifications necessary to make school facilities more secure for students and staff; amending Minnesota Statutes 2012, section 123B.57, subdivisions 6, 6a, by adding a subdivision.

Referred to the Committee on Finance.

Senator Tomassoni introduced—

S.F. No. 1380: A bill for an act relating to capital investment; appropriating money for capital improvements at the Northeast Regional Correctional Center (NERCC); authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Pappas introduced—

S.F. No. 1381: A bill for an act relating to capital investment; appropriating money for a multipurpose regional training and public safety facility in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Gazelka introduced—

S.F. No. 1382: A bill for an act relating to motor vehicles; expanding the class of persons eligible for disability license plates; amending Minnesota Statutes 2012, section 168.021, subdivision 1.

Referred to the Committee on Transportation and Public Safety.

Senators Hayden, Dibble and Rest introduced—

S.F. No. 1383: A bill for an act relating to human services; appropriating money for the Aliveness Project.

Referred to the Committee on Finance.

Senator Fischbach introduced—

S.F. No. 1384: A bill for an act relating to capital improvements; appropriating money for a community center in St. Joseph; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Fischbach introduced—

S.F. No. 1385: A bill for an act relating to transportation; modifying provisions relating to permits and to escort drivers for overdimensional loads; amending Minnesota Statutes 2012, section 169.86, subdivision 3b.

Referred to the Committee on Transportation and Public Safety.

Senators Pratt and Hoffman introduced—

S.F. No. 1386: A bill for an act relating to the permanent school fund; requiring the costs of the school trust lands director to be paid from the minerals management account; appropriating money; amending Laws 2012, chapter 249, section 11.

Referred to the Committee on Finance.

Senator Goodwin introduced—

S.F. No. 1387: A bill for an act relating to insurance; prohibiting the use of consumer credit scores or history by insurers in underwriting automobile insurance policies; amending Minnesota Statutes 2012, sections 72A.20, subdivision 36; 72A.499, subdivision 1; 72A.501, subdivision 2.

Referred to the Committee on Commerce.

Senator Goodwin introduced—

S.F. No. 1388: A bill for an act relating to insurance; prohibiting discrimination in auto insurance based upon geographic location within the Twin Cities metropolitan area; amending Minnesota Statutes 2012, section 72A.20, subdivision 23.

Referred to the Committee on Commerce.

Senator Torres Ray introduced—

S.F. No. 1389: A bill for an act relating to state government; providing for rulemaking by the commissioner of education.

Referred to the Committee on State and Local Government.

Senators Ingebrigtsen, Chamberlain and Gazelka introduced—

S.F. No. 1390: A bill for an act relating to taxation; property; authorizing municipalities to grant property tax exemptions for certain new and expanding business property; amending Minnesota Statutes 2012, section 272.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 469.

Referred to the Committee on Taxes.

Senator Goodwin introduced—

S.F. No. 1391: 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 Skoe introduced—

S.F. No. 1392: A bill for an act relating to taxation; local sales taxes; modifying allowed expenditures regarding imposition; amending Minnesota Statutes 2012, section 297A.99, subdivision 1.

Referred to the Committee on Taxes.

Senator Eken introduced—

S.F. No. 1393: A bill for an act relating to game and fish; providing for earlier openings for deer hunting and angling seasons; amending Minnesota Statutes 2012, sections 97B.311; 97C.395, subdivision 1.

Referred to the Committee on Environment and Energy.

Senator Ingebrigtsen introduced—

S.F. No. 1394: A bill for an act relating to capital investment; modifying bond authorizations and appropriations for the Fergus Falls Regional Treatment Center; amending Laws 2002, chapter 393, section 22, subdivision 6, as amended; Laws 2005, chapter 20, article 1, section 20, subdivision 3, as amended; Laws 2006, chapter 258, section 18, subdivision 6.

Referred to the Committee on Finance.

Senator Reinert introduced—

S.F. No. 1395: A bill for an act relating to liquor; authorizing the city of Duluth to issue a 3.2 malt liquor license for the premises known as Wheeler Field.

Referred to the Committee on Commerce.

Senator Reinert introduced—

S.F. No. 1396: A bill for an act relating to public safety; appropriating funds to the community offender reentry program.

Referred to the Committee on Finance.

Senator Marty introduced—

S.F. No. 1397: A bill for an act relating to public disclosure; expanding the definition of public official in campaign finance and public disclosure law; amending Minnesota Statutes 2012, section 10A.01, subdivision 35.

Referred to the Committee on Rules and Administration.

Senators Skoe, Tomassoni and Stumpf introduced—

S.F. No. 1398: A bill for an act relating to natural resources; providing exception to certain minnow testing requirements; establishing a minnow special harvesting permit; amending Minnesota Statutes 2012, section 84D.03, subdivision 3, by adding a subdivision.

Referred to the Committee on Environment and Energy.

Senators Tomassoni, Saxhaug and Bakk introduced—

S.F. No. 1399: A bill for an act relating to capital investment; appropriating money for school buildings and facilities renovation in Hibbing; authorizing the sale and issuance of school bonds.

Referred to the Committee on Finance.

Senators Hoffman and Rosen introduced—

S.F. No. 1400: A bill for an act relating to human services; modifying payment methodologies for home and community-based services waivers; amending Minnesota Statutes 2012, sections 256B.0916, subdivision 2; 256B.092, subdivision 4; 256B.49, subdivision 17; 256B.4913; proposing coding for new law in Minnesota Statutes, chapter 256B.

Referred to the Committee on Finance.

Senators Scalze, Marty and Chamberlain introduced—

S.F. No. 1401: A bill for an act relating to the environment; prohibiting the use and sale of certain coal tar products; appropriating money from the clean water fund; proposing coding for new law in Minnesota Statutes, chapter 116; repealing Minnesota Statutes 2012, section 116.201.

Referred to the Committee on Environment and Energy.

Senator Tomassoni introduced—

S.F. No. 1402: A bill for an act relating to public safety; regulating the manufacture, sale, and use of fireworks; amending Minnesota Statutes 2012, section 624.20, subdivision 1.

Referred to the Committee on Judiciary.

Senator Gazelka introduced—

S.F. No. 1403: A bill for an act relating to human services; providing an exception to a licensing moratorium; amending Minnesota Statutes 2012, section 245A.03, subdivision 7.

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

Senator Westrom introduced—

S.F. No. 1404: A bill for an act relating to human services; modifying payment rates for low-rate nursing facilities; amending Minnesota Statutes 2012, section 256B.441, subdivision 61.

Referred to the Committee on Finance.

Senator Westrom introduced—

S.F. No. 1405: A bill for an act relating to human services; modifying payment rates for nursing facilities; amending Minnesota Statutes 2012, section 256B.441, subdivisions 55, 62.

Referred to the Committee on Finance.

Senator Senjem, by request, introduced—

S.F. No. 1406: A bill for an act relating to the city of Rochester; modifying local tax authority; amending Laws 2002, chapter 377, article 3, section 25, as amended; repealing Laws 2009, chapter 88, article 4, section 23, as amended.

Referred to the Committee on Taxes.

Senators Pederson, J. and Rest introduced—

S.F. No. 1407: A bill for an act relating to lawful gambling; exempting bingo halls from combined net receipts tax; amending Minnesota Statutes 2012, section 297E.02, subdivision 6.

Referred to the Committee on Taxes.

Senators Johnson, Stumpf, Metzen, Sparks and Senjem introduced—

S.F. No. 1408: A bill for an act relating to capital investment; appropriating money for expansion of the National Sports Center in Blaine; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Anderson and Ingebrigtsen introduced—

S.F. No. 1409: A bill for an act relating to veterans; expanding eligibility for burial in the Minnesota State Veterans Cemetery to include deceased allied Hmong-American or Lao-American veterans of the American Secret War in Laos; amending Minnesota Statutes 2012, section 197.236, subdivision 8.

Referred to the Committee on State and Local Government.

Senator Lourey introduced—

S.F. No. 1410: A bill for an act relating to natural resources; clarifying responsibilities for state tree nurseries; requiring a report; amending Minnesota Statutes 2012, sections 89.36, subdivision 1; 89.37, subdivision 3; repealing Laws 2011, First Special Session chapter 2, article 4, section 30.

Referred to the Committee on Environment and Energy.

Senator Westrom introduced—

S.F. No. 1411: A bill for an act relating to energy; appropriating money for a grant for energy efficiency improvements.

Referred to the Committee on Finance.

Senators Anderson and Ingebrigtsen introduced—

S.F. No. 1412: A resolution memorializing Congress and the President of the United States to amend federal veterans cemetery law to expand eligibility for burial in state veterans cemeteries developed with federal funding to include allied Hmong-American and Lao-American veterans of America's Secret War in Laos.

Referred to the Committee on State and Local Government.

Senator Westrom introduced—

S.F. No. 1413: A bill for an act relating to transportation; capital investment; appropriating money for a trunk highway interchange; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Franzen and Dibble introduced—

S.F. No. 1414: A bill for an act relating to the Metropolitan Airports Commission; requiring certain commission meetings to be held outside of the airport security area; amending Minnesota Statutes 2012, section 473.604, by adding a subdivision.

Referred to the Committee on State and Local Government.

Senators Nelson, Wiger and Kent introduced—

S.F. No. 1415: A bill for an act relating to public safety; traffic regulations; removing a surcharge for certain vehicle parking violations; amending Minnesota Statutes 2012, section 357.021, subdivision 6.

Referred to the Committee on Transportation and Public Safety.

Senators Champion, Dibble, Torres Ray, Dziezic and Hayden introduced—

S.F. No. 1416: A bill for an act relating to transportation; making a conditional appropriation for school transit passes.

Referred to the Committee on Finance.

Senators Torres Ray and Marty introduced—

S.F. No. 1417: A bill for an act relating to transportation; requiring a waiver request concerning the federal Disadvantaged Business Enterprise program.

Referred to the Committee on Transportation and Public Safety.

Senator Osmek introduced—

S.F. No. 1418: A bill for an act relating to state government; reducing the number of members of the legislature; preventing the division of a senate district in the formation of a congressional district; amending Minnesota Statutes 2012, sections 2.021; 2.031, subdivision 1.

Referred to the Committee on State and Local Government.

Senator Wiklund introduced—

S.F. No. 1419: A bill for an act relating to data practices; eliminating an administrative remedy for certain data practices violations; amending Minnesota Statutes 2012, sections 13.072, subdivision 2; 13.08, subdivision 4; repealing Minnesota Statutes 2012, section 13.085.

Referred to the Committee on Judiciary.

Senator Limmer introduced—

S.F. No. 1420: A bill for an act relating to courts; increasing mandatory retirement age for judges; amending Minnesota Statutes 2012, section 490.121, subdivision 21d.

Referred to the Committee on Judiciary.

Senator Limmer introduced—

S.F. No. 1421: A bill for an act relating to courts; amending the mandatory retirement age for judges; amending Minnesota Statutes 2012, section 490.121, subdivision 21d.

Referred to the Committee on Judiciary.

Senators Pappas, Wiger, Metzen, Goodwin and Johnson introduced—

S.F. No. 1422: A bill for an act relating to capital improvements; appropriating money to the Metropolitan Council for regional park and open-space land acquisition and improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Jensen introduced—

S.F. No. 1423: A bill for an act relating to public safety; modifying certain provisions regarding domestic abuse; amending Minnesota Statutes 2012, sections 518B.01, subdivision 14, by adding a subdivision; 609.2242, subdivision 2; 609.748, subdivision 6; 629.75, subdivision 2, by adding a subdivision; 634.20.

Referred to the Committee on Judiciary.

Senators Saxhaug and Skoe introduced—

S.F. No. 1424: A bill for an act relating to state government; requiring executive agencies to take certain actions to guide interactions with sovereign tribal nations in Minnesota; proposing coding for new law in Minnesota Statutes, chapter 1.

Referred to the Committee on State and Local Government.

MOTIONS AND RESOLUTIONS

Senator Senjem moved that the name of Senator Nelson be added as a co-author to S.F. No. 91. The motion prevailed.

Senator Pederson, J. moved that the name of Senator Stumpf be added as a co-author to S.F. No. 137. The motion prevailed.

Senator Pederson, J. moved that the name of Senator Stumpf be added as a co-author to S.F. No. 138. The motion prevailed.

Senator Eken moved that the name of Senator Rosen be added as a co-author to S.F. No. 459. The motion prevailed.

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

Senator Pappas moved that the name of Senator Reinert be added as a co-author to S.F. No. 860. The motion prevailed.

Senator Hann moved that his name be stricken as a co-author to S.F. No. 1014. The motion prevailed.

Senator Sheran moved that the name of Senator Lourey be added as a co-author to S.F. No. 1014. The motion prevailed.

Senator Kiffmeyer moved that the names of Senators Metzen, Scalze and Sparks be added as co-authors to S.F. No. 1060. The motion prevailed.

Senator Wiger moved that the name of Senator Limmer be added as a co-author to S.F. No. 1068. The motion prevailed.

Senator Rest moved that the name of Senator Anderson be added as a co-author to S.F. No. 1079. The motion prevailed.

Senator Hayden moved that the name of Senator Reinert be added as a co-author to S.F. No. 1097. The motion prevailed.

Senator Hayden moved that the name of Senator Benson be added as a co-author to S.F. No. 1099. The motion prevailed.

Senator Saxhaug moved that the name of Senator Koenen be added as a co-author to S.F. No. 1206. The motion prevailed.

Senator Hayden moved that the name of Senator Reinert be added as a co-author to S.F. No. 1240. The motion prevailed.

Senator Koenen moved that the name of Senator Westrom be added as a co-author to S.F. No. 1244. The motion prevailed.

Senator Cohen moved that the name of Senator Reinert be added as a co-author to S.F. No. 1256. The motion prevailed.

Senator Wiklund moved that the name of Senator Nelson be added as a co-author to S.F. No. 1259. The motion prevailed.

Senator Pappas moved that the name of Senator Reinert be added as a co-author to S.F. No. 1294. The motion prevailed.

Senator Sparks moved that the name of Senator Osmek be added as a co-author to S.F. No. 1350. The motion prevailed.

Senator Sieben moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Reinert be added as chief author to S.F. No. 1376. The motion prevailed.

Senator Skoe moved that S.F. No. 844 be withdrawn from the Committee on Education and re-referred to the Committee on Finance. The motion prevailed.

Senator Skoe moved that S.F. No. 1151 be withdrawn from the Committee on Environment and Energy and re-referred to the Committee on Taxes. The motion prevailed.

Senator Nelson introduced –

Senate Resolution No. 44: A Senate resolution congratulating Hannah Carter on finishing in second place in the 2013 Minnesota Aviation Art Contest

Referred to the Committee on Rules and Administration.

Senator Ingebrigsten introduced –

Senate Resolution No. 45: A Senate resolution congratulating Zachary Abraham Thomson of Pelican Rapids, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Fischbach introduced –

Senate Resolution No. 46: A Senate resolution congratulating Ryan Williams of Sauk Rapids for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Senators Miller and Tomassoni were excused from the Session of today.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 10:00 a.m., Monday, March 18, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

