

THIRTY-SECOND DAY

St. Paul, Minnesota, Monday, April 8, 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. Kevin McDonough.

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 26, 2013

The Honorable Sandra L. Pappas
President of the Senate

Dear Senator Pappas:

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

BOARD OF ANIMAL HEALTH

John Whitten, 707 Nissen St., Alexandria, in the county of Douglas, effective March 31, 2013, for a term expiring on January 2, 2017.

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

Sincerely,
Mark Dayton, Governor

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 75, 164 and 607.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 4, 2013

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 75: A bill for an act relating to health; requiring continuing education hours for certification as a community paramedic; amending Minnesota Statutes 2012, section 144E.28, subdivision 9.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 39, now on General Orders.

H.F. No. 164: A bill for an act relating to health; changing provisions for radiation therapy facility construction; amending Minnesota Statutes 2012, section 144.5509.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 118, now on General Orders.

H.F. No. 607: A bill for an act relating to health; changing provisions for optometrists; amending Minnesota Statutes 2012, section 148.56, subdivision 1, by adding a subdivision.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 508, now on General Orders.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Nienow introduced—

S.F. No. 1554: A bill for an act relating to taxation; property; increasing the permitted holding period for exempt property held for economic development for certain cities; amending Minnesota Statutes 2012, section 272.02, subdivision 39.

Referred to the Committee on Taxes.

Senator Nienow introduced—

S.F. No. 1555: A bill for an act relating to elections; requiring a candidate to file a petition in certain circumstances; amending Minnesota Statutes 2012, section 204B.11, subdivision 2.

Referred to the Committee on Rules and Administration.

Senator Nienow introduced—

S.F. No. 1556: A bill for an act relating to the city of Taylors Falls; authorizing the city of Taylors Falls to establish and exercise border city development zone powers; appropriating money.

Referred to the Committee on State and Local Government.

Senator Nienow introduced—

S.F. No. 1557: A bill for an act relating to education; directing the commissioner of education to seek federal approval to modify the multiple measurements rating to fairly calculate graduation rates in districts and schools serving eligible students with disabilities ages 18 to 21.

Referred to the Committee on Education.

Senator Saxhaug introduced—

S.F. No. 1558: A bill for an act relating to occupational safety; providing standards for recovery of embedded equipment and vehicles; proposing coding for new law in Minnesota Statutes, chapter 182.

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

Senators Eaton, Marty and Sheran introduced—

S.F. No. 1559: A bill for an act relating to environment; modifying Infectious Waste Control Act; amending Minnesota Statutes 2012, section 116.78, subdivision 4.

Referred to the Committee on Environment and Energy.

Senator Newman introduced—

S.F. No. 1560: A bill for an act relating to dangerous dogs; requiring certain notifications when transferring ownership of a dangerous dog; amending Minnesota Statutes 2012, section 347.52.

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

Senators Franzen, Dibble and Torres Ray introduced—

S.F. No. 1561: A bill for an act relating to the Metropolitan Airports Commission; requiring the Metropolitan Airports Commission to complete an environmental impact statement for the

Minneapolis-Saint Paul International Airport 2020 Improvements; amending Minnesota Statutes 2012, section 473.614, by adding a subdivision.

Referred to the Committee on State and Local Government.

Senators Franzen, Rosen and Hayden introduced—

S.F. No. 1562: A bill for an act relating to health; appropriating money for poison information centers.

Referred to the Committee on Finance.

Senator Skoe introduced—

S.F. No. 1563: A bill for an act relating to taxation; property; requiring a truth in taxation budget hearing; repealing requirement for notice of proposed property taxes; amending Minnesota Statutes 2012, sections 273.124, subdivision 13; 275.065, subdivisions 6, 7; 275.07, subdivision 1; 276.04, subdivision 2; 383E.21, subdivision 2; 469.1815, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 275; repealing Minnesota Statutes 2012, section 275.065, subdivision 3.

Referred to the Committee on Taxes.

Senators Wiklund, Eken, Pappas and Hoffman introduced—

S.F. No. 1564: A bill for an act relating to metropolitan government; providing for redistricting of the Metropolitan Council districts; repealing Minnesota Statutes 2012, section 473.123, subdivision 3d.

Referred to the Committee on Rules and Administration.

Senator Schmit introduced—

S.F. No. 1565: A bill for an act relating to telecommunications; broadband; requiring a study and report on cyber security and broadband infrastructure vulnerabilities.

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

Senators Pappas, Hoffman, Tomassoni, Nienow and Rosen introduced—

S.F. No. 1566: A bill for an act relating to health; requiring qualifications and continuing education for employment as a surgical technologist; proposing coding for new law as Minnesota Statutes, chapter 146C.

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

Senators Westrom; Petersen, B. and Nienow introduced—

S.F. No. 1567: A bill for an act relating to health; limiting use of funds for state-sponsored health programs for funding abortions.

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

Senator Sheran introduced—

S.F. No. 1568: A bill for an act human services; establishing community first services and supports and Northstar Care for Children; modifying provisions relating to vital records, reporting suspected maltreatment, child custody, data practices, background studies, and fraud investigations; licensing home care providers; establishing penalties; establishing an advisory council; amending Minnesota Statutes 2012, sections 144.051, by adding subdivisions; 144.212; 144.213; 144.215, subdivisions 3, 4; 144.216, subdivision 1; 144.217, subdivision 2; 144.218, subdivision 5; 144.225; 144.226; 243.166, subdivision 7; 245C.04, by adding a subdivision; 245C.08, subdivision 1; 245C.33, subdivision 1; 245D.05; 245D.06; 245D.10; 257.75, subdivision 7; 260C.635, subdivision 1; 517.001; 626.557, subdivisions 4, 9, 9e; proposing coding for new law in Minnesota Statutes, chapters 144; 144A; 149A; 245D; 256B; proposing coding for new law as Minnesota Statutes, chapters 245E; 256N.

Referred to the Committee on Judiciary.

Senator Stumpf introduced—

S.F. No. 1569: A bill for an act relating to capital investment; appropriating money for the renovation and restoration of the State Capitol Building; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Senator Koenen moved that the name of Senator Osmek be added as a co-author to S.F. No. 732. The motion prevailed.

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

Senator Benson moved that her name be stricken as a co-author to S.F. No. 1099. The motion prevailed.

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

Senator Dahle moved that the name of Senator Eken be added as a co-author to S.F. No. 1224. The motion prevailed.

Senator Rest moved that the name of Senator Ingebrigtsen be added as a co-author to S.F. No. 1492. The motion prevailed.

Senator Dahms moved that the name of Senator Sparks be added as a co-author to S.F. No. 1542. The motion prevailed.

Senator Hayden moved that the name of Senator Eaton be added as a co-author to S.F. No. 1544. The motion prevailed.

Senator Dziejcz moved that S.F. No. 156 be withdrawn from the Committee on Finance and re-referred to the Committee on Taxes. The motion prevailed.

Senator Clausen moved that S.F. No. 991, No. 180 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

Senator Fischbach introduced –

Senate Resolution No. 54: A Senate resolution congratulating Stuart Dohmen for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senators Senjem, Hann and Bakk introduced –

Senate Resolution No. 55: A Senate resolution honoring the University of Minnesota women's hockey team for an historic championship season.

Referred to the Committee on Rules and Administration.

Senator Westrom introduced –

Senate Resolution No. 56: A Senate resolution congratulating Alexander Luke Schmidt of Alexandria for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Remaining on the Order of Business of Motions and Resolutions, Senator Bakk moved that the Senate take up the Consent Calendar. The motion prevailed.

CONSENT CALENDAR

S.F. No. 28: A bill for an act relating to taxation; tax court; modifying timely filing for appeals from orders; amending Minnesota Statutes 2012, section 271.06, by adding a subdivision.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S.F. No. 442: A bill for an act relating to human services; modifying membership requirements for the Council on Disability; amending Minnesota Statutes 2012, section 256.482, subdivision 1.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Bakk, Chair of the Committee on Rules and Administration, designated S.F. No. 1086 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 1086: A bill for an act relating to human rights; ensuring public accommodations for blind and disabled persons; amending Minnesota Statutes 2012, section 363A.19.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Senators Dahle and Ortman were excused from the Session of today. Senator Rosen was excused from the Session of today from 11:00 to 11:25 a.m.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 11:00 a.m., Wednesday, April 10, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate