

ONE HUNDRED SECOND DAY

St. Paul, Minnesota, Monday, May 12, 2014

The Senate met at 12:00 noon 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. Joann Lee.

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

May 9, 2014

The Honorable Sandra L. Pappas
President of the Senate

Dear Madam President:

Please be advised that I have received, approved, signed and deposited in the Office of the Secretary of State, Chapter 215, S.F. No. 2398; Chapter 217, S.F. No. 2449; Chapter 223, S.F. No. 2490; Chapter 224, S.F. No. 2609; Chapter 225, S.F. No. 663; Chapter 228, S.F. No. 1340; Chapter 229, S.F. No. 2162 and Chapter 232, S.F. No. 1900.

Sincerely,
Mark Dayton, Governor

May 9, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 2014 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2014	Date Filed 2014
	2566	206	10:14 a.m. May 9	May 9
	1916	207	10:15 a.m. May 9	May 9
	2405	208	10:20 a.m. May 9	May 9
	2953	209	10:16 a.m. May 9	May 9
	3115	210	10:21 a.m. May 9	May 9
	3014	211	10:03 a.m. May 9	May 9
	3017	212	10:24 a.m. May 9	May 9
	3238	213	10:04 a.m. May 9	May 9
	3043	214	10:25 a.m. May 9	May 9
2398		215	10:26 a.m. May 9	May 9
	2219	216	10:27 a.m. May 9	May 9
2449		217	10:28 a.m. May 9	May 9
	2755	218	10:28 a.m. May 9	May 9
	2313	219	10:07 a.m. May 9	May 9
	1425	220	10:30 a.m. May 9	May 9
	655	221	10:31 a.m. May 9	May 9
	2854	222	10:32 a.m. May 9	May 9
2490		223	10:04 a.m. May 9	May 9
2609		224	10:33 a.m. May 9	May 9
663		225	10:10 a.m. May 9	May 9
	1874	226	10:11 a.m. May 9	May 9
	3084	227	10:17 a.m. May 9	May 9

102ND DAY]		MONDAY, MAY 12, 2014		9023
1340		228	10:34 a.m. May 9	May 9
2162		229	10:13 a.m. May 9	May 9
	2318	230	10:18 a.m. May 9	May 9
	2912	231	10:18 a.m. May 9	May 9
1900		232	10:35 a.m. May 9	May 9

Sincerely,
Mark Ritchie
Secretary of State

May 11, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2014 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2014	Date Filed 2014
	2536	239	11:34 a.m. May 11	May 11

Sincerely,
Mark Ritchie
Secretary of State

MESSAGES FROM THE HOUSE

Madam President:

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

S.F. No. 2454: A bill for an act relating to natural resources; modifying and repealing certain obsolete laws; providing for certain regulatory efficiencies; amending Minnesota Statutes 2012, sections 13.7411, subdivision 8; 84.025, subdivision 10; 84.028, subdivision 3; 84.081, subdivision 1; 84.781; 88.6435, subdivision 1; 103C.211; 103C.311, subdivision 1; 103C.401, subdivision 1; 103F.135, subdivision 1; 103G.005, subdivisions 9, 9a; 103G.315, subdivision 12; 115.06, subdivision 4; 115A.03, by adding a subdivision; 115A.54, subdivision 4; 116.03, subdivision 2b; 116.07, subdivision 4j; repealing Minnesota Statutes 2012, sections 14.04; 84.083, subdivisions 3,

4; 84.163; 84.361; 84.43; 84.44; 84.45; 84.46; 84.47; 84.48; 84.49; 84.50; 84.51; 84.52; 84.521; 84.53; 84.55; 84.965; 85.015, subdivision 3; 103B.701; 103B.702; 103F.131; 103F.155; 103F.378; 103F.381; 103F.383, subdivision 3; 103F.387; 103F.389, subdivisions 1, 2; 103F.391; 115.445; 115B.412, subdivision 10; 116.181; 116.182, subdivision 3a; 116.195, subdivision 5; 116.54; 116.90; 116C.712; 116C.833, subdivision 2; 173.0845; Laws 2013, chapter 114, article 4, section 100.

Senate File No. 2454 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 9, 2014

CONCURRENCE AND REPASSAGE

Senator Marty moved that the Senate concur in the amendments by the House to S.F. No. 2454 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2454 was read the third time, as amended by the House, and placed on its repassage.

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

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 3 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 2192: A bill for an act relating to environment; prohibiting and regulating certain lead and mercury products; regulating certain products containing formaldehyde; amending Minnesota Statutes 2012, sections 115A.932, subdivision 1; 116.92, subdivisions 4, 5, 6, 8j, by adding a subdivision; Minnesota Statutes 2013 Supplement, sections 325F.176; 325F.177; proposing coding for new law in Minnesota Statutes, chapter 116.

There has been appointed as such committee on the part of the House:

Hortman, Mullery and McNamara.

Senate File No. 2192 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned May 9, 2014

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2852:

H.F. No. 2852: A bill for an act relating to natural resources; modifying game and fish laws; modifying use of vehicles for hunting; modifying oversight committee provisions; modifying provisions for wildlife management areas; modifying license provisions and fees; modifying invasive species provisions; providing for certain grants; requiring development of certain master plan; modifying provisions for taking wild animals; authorizing nonlethal hazing of Canada geese; modifying disability-related angling and hunting licenses and special permit provisions; providing for designations on driver's license and Minnesota identification card; updating and eliminating certain obsolete language; modifying prior appropriations; requiring issuance of general permit; requiring a report; requiring rulemaking; amending Minnesota Statutes 2012, sections 84.154, subdivisions 1, 2, 3; 84.777, subdivision 2; 84.87, by adding a subdivision; 84.944, subdivision 2; 84A.10; 84A.50; 84D.01, subdivision 8b; 97A.025; 97A.055, subdivision 4b; 97A.131; 97A.137, subdivision 3, by adding a subdivision; 97A.311, subdivision 5, by adding a subdivision; 97A.434, subdivision 1; 97A.441, subdivisions 1, 5; 97A.473, subdivisions 2a, 2b, 5, 5a; 97A.502; 97B.031, subdivision 5; 97B.081, subdivision 3; 97B.086; 97B.095; 97B.111, subdivision 1; 97B.516; 97B.605; 97B.646; 97B.655, subdivision 1; 97B.667, subdivisions 3, 4; 97B.731, subdivision 1; 97C.821; 171.07, subdivision 15, by adding a subdivision; Minnesota Statutes 2013 Supplement, sections 97A.441, subdivisions 6, 6a; 97A.475, subdivisions 2, 3; 97A.485, subdivision 6; Laws 2008, chapter 363, article 5, section 4, subdivision 7, as amended; proposing coding for new law in Minnesota Statutes, chapters 87A; 97B; 97C; repealing Minnesota Statutes 2012, sections 84.154, subdivision 5; 84A.04; 84A.08; 84A.11; 97A.081; 97A.083; 97A.445, subdivision 3; 97A.4742, subdivision 3; 97B.061; 97B.611; 97B.615; 97B.621, subdivisions 1, 4; 97B.625; 97B.631; 97B.635; 97B.711; 97B.715, subdivision 2; 97B.803; 97B.911; 97B.915; 97B.921; 97B.925; 97C.011; 97C.827; Minnesota Rules, part 6100.5100.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Dill, Isaacson and McNamara have been appointed as such committee on the part of the House.

House File No. 2852 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 9, 2014

Senator Schmit moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 2852, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1226 and 2546.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 9, 2014

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 1226: A bill for an act relating to public safety; providing enhanced penalties for causing the death of or assaulting a prosecuting attorney; amending Minnesota Statutes 2012, sections 609.185; 609.221, subdivision 2; 609.2231, subdivision 3.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 712, now on General Orders.

H.F. No. 2546: A bill for an act relating to legislative enactments; correcting erroneous, ambiguous, and omitted text and obsolete references; removing redundant, conflicting, and superseded provisions; making miscellaneous corrections to laws, statutes, and rules; amending Minnesota Statutes 2012, sections 10A.322, subdivision 1; 13.7191, by adding a subdivision; 47.58, subdivision 1; 62J.495, subdivision 11; 62J.691; 62Q.471; 62U.04, subdivisions 4, 5; 93.2235, subdivision 2; 116V.01, subdivision 10; 120B.021, subdivision 1a; 122A.415, subdivision 1; 124D.041, subdivision 3; 124D.895, subdivision 3; 125A.78, as amended; 137.022, subdivision 2; 144A.10, subdivision 16; 144A.441; 144A.442; 145.8821; 148F.105, subdivision 2; 148F.2051; 168D.07; 176.081, subdivision 9; 216B.39, subdivision 6; 245.4712, subdivision 2; 245A.04, subdivision 7; 252.41, subdivision 1; 252.451, subdivision 2; 256B.038; 256B.0625, subdivision 33; 256B.0918, subdivision 2; 256B.0947, subdivision 3a; 256B.431, subdivision 28; 256B.69, subdivision 23; 256B.765; 256J.95, subdivision 10; 257.73, subdivision 1; 260C.307; 268.095, subdivision 5; 270.12, subdivision 3; 273.1398, subdivision 8; 273.42, subdivision 2; 275.065, subdivision 3; 276A.01, subdivision 4; 297B.01, subdivision 12; 298.01, subdivisions 4b, 4c; 299C.54, subdivision 4; 299D.02, subdivision 1; 322B.925; 326B.32, subdivision 4; 327B.12, subdivision 1; 353.27, subdivision 1a; 353.28, subdivision 6; 353.65, subdivisions 1, 6; 353D.03, subdivision 4; 356.99, subdivision 1; 374.21, subdivision 3; 375.192, subdivision 3; 383A.405, subdivision 3; 383B.219, subdivision 3; 424B.12, subdivision 2; 461.15; 462A.05, subdivision 24; 469.175, subdivision 6; 469.1764, subdivision 1; 469.1771, subdivision 1; 469.310, subdivision 7; 473.641, subdivision 1; 473.661, subdivision 4; 473F.02, subdivision 4; 475.53, subdivision 7; 484.90, subdivision 6; 518C.613; 548.091, subdivision 2a; 572B.04; 604A.33, subdivision 1; 609B.203; Minnesota Statutes 2013 Supplement, sections 10A.01, subdivision 35; 62L.045, subdivision 2; 62Q.186, subdivision 4; 69.021, subdivision 10; 69.031, subdivision 5; 69.041; 69.051, subdivision 3; 72A.2032, subdivision 5; 85.055, subdivision 1; 125A.79, subdivision 1; 144A.4792, subdivision 3; 145A.061, subdivision 3; 149A.93, subdivision 3; 152.126, subdivision

6; 245.94, subdivision 2a; 245A.192, subdivisions 2, 5, 6, 7, 11, 12; 245D.02, subdivisions 4d, 8c, 23b; 245D.03, subdivision 1; 245D.04, subdivision 3; 245D.051, subdivision 1; 245D.10, subdivision 4; 245D.11, subdivision 4; 245D.31, subdivision 10; 256B.057, subdivision 8; 256B.0911, subdivision 6; 256B.0917, subdivision 1a; 256B.0949, subdivision 11; 256B.5015, subdivision 1; 256B.694; 256B.85, subdivisions 2, 5, 8; 256N.02, subdivision 13; 256N.24, subdivisions 6, 7, 8, 9, 12, 13; 256N.25, subdivisions 2, 3; 256N.26, subdivisions 6, 15; 256N.27, subdivision 3; 290B.04, subdivision 2; 292.16; 296A.17, subdivision 3; 297A.66, subdivisions 3, 4a; 352.03, subdivision 4; 353.29, subdivision 3; 354A.31, subdivisions 4, 4a; 356.47, subdivision 1; 356A.01, subdivision 19; 383B.158, subdivision 1; 423A.02, subdivision 3; 424A.02, subdivision 7; 469.177, subdivision 1d; 473.606, subdivision 3; 473F.08, subdivision 3c; 490.121, subdivisions 25, 26; 490.124, subdivision 1; 626.556, subdivision 2; Laws 1969, chapter 223, section 1, as amended; Laws 2010, chapter 216, section 55, as amended; Laws 2013, chapter 108, article 1, section 68; article 3, section 48; article 11, sections 33; 34; article 12, section 108; article 15, section 3; Laws 2013, chapter 111, article 16, section 1; repealing Minnesota Statutes 2012, sections 144.214, subdivisions 1, 2, 3; 270B.14, subdivision 14; 353.026; Minnesota Statutes 2013 Supplement, sections 256B.021, subdivision 7; 256I.05, subdivision 1o; 356.315, subdivision 8a; Laws 2013, chapter 107, article 4, section 19; Laws 2013, chapter 108, article 1, section 66; Laws 2013, chapter 116, article 1, section 49, subdivisions 5, 6; Laws 2013, chapter 134, section 7; Laws 2013, chapter 138, article 4, section 1.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1997, now on General Orders.

REPORTS OF COMMITTEES

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

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

H.F. No. 3169 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3169	2575				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3169 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3169, the fourth engrossment; and insert the language after the enacting clause of S.F. No. 2575, the second engrossment; further, delete the title of H.F. No. 3169, the fourth engrossment; and insert the title of S.F. No. 2575, the second engrossment.

And when so amended H.F. No. 3169 will be identical to S.F. No. 2575, and further recommends that H.F. No. 3169 be given its second reading and substituted for S.F. No. 2575, and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. No. 3169 was read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Chamberlain, Nienow and Thompson introduced—

S.F. No. 2982: A bill for an act relating to capital investment; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature with certain conditions; authorizing the use of negotiated sales; establishing new programs and modifying existing programs; modifying prior appropriations; repealing authority to finance and construct a new legislative office building; authorizing the sale and issuance of state bonds; appropriating money; amending Minnesota Statutes 2012, sections 12A.16, subdivision 5; 16A.641, by adding a subdivision; 16A.642, subdivisions 1, 2; 134.45, subdivision 5b; 135A.034, subdivision 2; 174.50, subdivisions 6b, 7; 174.52, subdivision 3, by adding subdivisions; Laws 2008, chapter 179, section 16, subdivision 5; Laws 2009, chapter 93, article 1, section 11, subdivision 4; Laws 2010, chapter 189, sections 15, subdivision 5; 21, subdivision 11; Laws 2012, First Special Session chapter 1, article 1, section 9, subdivision 3; article 2, section 4, subdivision 2; Laws 2013, chapter 136, sections 4; 7; Laws 2013, chapter 143, article 12, section 21.

Referred to the Committee on Finance.

Senators Ingebrigtsen, Stumpf and Eken introduced—

S.F. No. 2983: A bill for an act relating to environment; modifying state permit requirements for certain campgrounds; amending Minnesota Statutes 2012, section 115.55, subdivision 3.

Referred to the Committee on Environment and Energy.

Senators Bonoff, Franzen, Benson, Hann and Rest introduced—

S.F. No. 2984: A bill for an act relating to health; eliminating MNsure exemptions from certain Office of MN.IT Services provisions; amending Minnesota Statutes 2013 Supplement, section 62V.03, subdivision 2.

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

RECESS

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

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

CALL OF THE SENATE

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

APPOINTMENTS

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

H.F. No. 2852: Senators Schmit, Hoffman and Ruud.

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 12.5, Senator Schmit moved that the following members be excused for a Conference Committee on S.F. No. 2065 from 1:45 p.m. to 3:00 p.m.:

Senators Schmit, Sparks and Dahms. The motion prevailed.

MOTIONS AND RESOLUTIONS**CONFIRMATION**

Senator Bonoff moved that the report from the Committee on Higher Education and Workforce Development, reported March 6, 2013, pertaining to appointments to the Minnesota Higher Education Facilities Authority, be taken from the table. The motion prevailed.

Senator Bonoff moved that the foregoing report be now adopted. The motion prevailed.

Senator Bonoff moved that in accordance with the report from the Committee on Higher Education and Workforce Development, reported March 6, 2013, the Senate, having given its advice, do now consent to and confirm the appointment of:

MINNESOTA HIGHER EDUCATION FACILITIES AUTHORITY

Mark Misukanis, 965 Stratford Rd., Mendota Heights, Dakota County, effective May 7, 2013, for a term expiring on January 2, 2017.

David Rowland, 385 Washington St., Saint Paul, Ramsey County, effective May 7, 2013, for a term expiring on January 2, 2017.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Bonoff moved that the report from the Committee on Higher Education and Workforce Development, reported March 6, 2013, pertaining to appointments to the Board of Trustees of the Minnesota State Colleges and Universities, be taken from the table. The motion prevailed.

Senator Bonoff moved that the foregoing report be now adopted. The motion prevailed.

Senator Bonoff moved that in accordance with the report from the Committee on Higher Education and Workforce Development, reported March 6, 2013, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF TRUSTEES OF THE MINNESOTA STATE COLLEGES AND UNIVERSITIES

Elise Ristau, 710 Lakewood Dr. S.W., Hutchinson, McLeod County, effective September 6, 2013, for a term expiring on June 30, 2015.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Torres Ray moved that the report from the Committee on Education, reported February 27, 2014, pertaining to appointments to the Board of Teaching, be taken from the table. The motion prevailed.

Senator Torres Ray moved that the foregoing report be now adopted. The motion prevailed.

Senator Torres Ray moved that in accordance with the report from the Committee on Education, reported February 27, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF TEACHING

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

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

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Skoe moved that the report from the Committee on Taxes, reported March 10, 2014, pertaining to appointments to the Tax Court, be taken from the table. The motion prevailed.

Senator Skoe moved that the foregoing report be now adopted. The motion prevailed.

Senator Skoe moved that in accordance with the report from the Committee on Taxes, reported March 10, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

**TAX COURT
JUDGE**

Bradford S. Delapena, 245 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Ramsey County, effective December 19, 2012, to complete a term expiring on January 5, 2015.

Thomas G. Haluska, 245 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Ramsey County, effective September 20, 2013, to complete a term expiring on January 2, 2017.

Joanne H. Turner, 245 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Ramsey County, effective January 8, 2013, for a term expiring on January 7, 2019.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Latz moved that the report from the Committee on Judiciary, reported March 12, 2014, pertaining to appointments to the Board on Judicial Standards, be taken from the table. The motion prevailed.

Senator Latz moved that the foregoing report be now adopted. The motion prevailed.

Senator Latz moved that in accordance with the report from the Committee on Judiciary, reported March 12, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD ON JUDICIAL STANDARDS

Gerald Kaplan, 2900 Minnehaha Crv., Wayzata, Hennepin County, effective June 17, 2013, for a term expiring on January 2, 2017.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Latz moved that the appointment of notaries public, received March 26, 2014, be taken from the table. The motion prevailed.

Senator Latz moved that the Senate do now consent to and confirm the appointments of the notaries public.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Torres Ray moved that the report from the Committee on Education, reported April 3, 2014, pertaining to appointments to the Board of the Minnesota State Academies, be taken from the table. The motion prevailed.

Senator Torres Ray moved that the foregoing report be now adopted. The motion prevailed.

Senator Torres Ray moved that in accordance with the report from the Committee on Education, reported April 3, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF THE MINNESOTA STATE ACADEMIES

Jan Bailey, 2100 Valkyrie Dr. N.W., #106, Rochester, Olmsted County, effective May 13, 2013, for a term expiring on January 2, 2017.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Torres Ray moved that the report from the Committee on Education, reported April 3, 2014, pertaining to appointments to the Board of the Perpich Center for Arts Education, be taken from the table. The motion prevailed.

Senator Torres Ray moved that the foregoing report be now adopted. The motion prevailed.

Senator Torres Ray moved that in accordance with the report from the Committee on Education, reported April 3, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF THE PERPICH CENTER FOR ARTS EDUCATION

Susan Mau-Larson, 15239 - 63rd St. N., Oak Park Heights, Washington County, effective June 30, 2013, for a term expiring on January 2, 2017.

Mathew Ollig, 2652 Marshall St. N.E., #322, Minneapolis, Hennepin County, effective January 8, 2014, to complete a term expiring on January 5, 2015.

Christopher Paul, 3973 Pumice Ln., Eagan, Dakota County, effective June 30, 2013, for a term expiring on January 4, 2016.

Luayn Ruch-Hammond, 245 Dale Cir., Green Isle, Sibley County, effective January 8, 2014, for a term expiring on January 2, 2017.

Martha West, 1922 Parkmont Ln., Anoka, Anoka County, effective March 20, 2014, for a term expiring on January 4, 2016.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Torres Ray moved that the report from the Committee on Education, reported April 3, 2014, pertaining to appointments to the Board of Teaching, be taken from the table. The motion prevailed.

Senator Torres Ray moved that the foregoing report be now adopted. The motion prevailed.

Senator Torres Ray moved that in accordance with the report from the Committee on Education, reported April 3, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF TEACHING

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

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Sparks moved that the report from the Committee on Jobs, Agriculture and Rural Development, reported March 17, 2014, pertaining to appointments to the Workers' Compensation Court of Appeals, be taken from the table. The motion prevailed.

Senator Sparks moved that the foregoing report be now adopted. The motion prevailed.

Senator Sparks moved that in accordance with the report from the Committee on Jobs, Agriculture and Rural Development, reported March 17, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

WORKERS' COMPENSATION COURT OF APPEALS

Manuel J. Cervantes, 405 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King Jr. Blvd., Saint Paul, Ramsey County, effective April 15, 2013, for a term expiring on January 7, 2019.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Marty moved that the report from the Committee on Environment and Energy, reported April 3, 2014, pertaining to appointments to the Clean Water Council, be taken from the table. The motion prevailed.

Senator Marty moved that the foregoing report be now adopted. The motion prevailed.

Senator Marty moved that in accordance with the report from the Committee on Environment and Energy, reported April 3, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

CLEAN WATER COUNCIL

Pamela Blixt, 4811 - 38th Ave. S., Minneapolis, Hennepin County, effective April 13, 2013, for a term expiring on January 2, 2017.

Sharon Doucette, 8301 Valley Creek Rd., Woodbury, Washington County, effective September 10, 2013, to complete a term expiring on January 2, 2017.

Patrick Flowers, 24778 Greenway Ave., Forest Lake, Chisago County, effective April 13, 2013, for a term expiring on January 2, 2017.

Robert Hoefert, 35445 Hwy. 47, Isle, Mille Lacs County, effective April 13, 2013, for a term expiring on January 2, 2017.

Gene Merriam, 12176 Bluebird Cir., Coon Rapids, Anoka County, effective April 13, 2013, for a term expiring on January 2, 2017.

Victoria Reinhardt, 15 W. Kellogg Blvd., Rm. 220, Saint Paul, Ramsey County, effective April 13, 2013, for a term expiring on January 2, 2017.

Patrick Shea, 400 - 2nd St. S., Saint Cloud, Stearns County, effective March 1, 2014, to complete a term expiring on January 5, 2015.

Deborah Swackhamer, 14955 - 130th St., Stillwater, Washington County, effective April 13, 2013, for a term expiring on January 2, 2017.

John Underhill, 2360 - 15th Ave. N.W., Rochester, Olmstead County, effective April 13, 2013, for a term expiring on January 2, 2017.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Marty moved that the report from the Committee on Environment and Energy, reported April 3, 2014, pertaining to appointments to the Minnesota Environmental Quality Board, be taken from the table. The motion prevailed.

Senator Marty moved that the foregoing report be now adopted. The motion prevailed.

Senator Marty moved that in accordance with the report from the Committee on Environment and Energy, reported April 3, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Kristin Eide-Tollefson, 28477 N. Lake Ave. Way, P.O. Box 129, Frontenac, Goodhue County, effective February 1, 2014, for a term expiring on January 1, 2018.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Marty moved that the report from the Committee on Environment and Energy, reported April 3, 2014, pertaining to appointments to the Minnesota Pollution Control Agency, be taken from the table. The motion prevailed.

Senator Marty moved that the foregoing report be now adopted. The motion prevailed.

Senator Marty moved that in accordance with the report from the Committee on Environment and Energy, reported April 3, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

MINNESOTA POLLUTION CONTROL AGENCY

Kathryn Draeger, 33626 - 660th Ave., Clinton, Big Stone County, effective March 16, 2014, for a term expiring on January 1, 2018.

Daniel Foley, 1581 Tamberwood Tr., Woodbury, Washington County, effective March 27, 2013, for a term expiring on January 2, 2017.

James Riddle, 31762 Wiscoy Ridge Rd., Winona, Winona County, effective June 9, 2013, to complete a term expiring on January 5, 2015.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Pappas moved that the report from the Committee on State and Local Government, reported April 4, 2014, pertaining to appointments to the Office of Administrative Hearings, be taken from the table. The motion prevailed.

Senator Pappas moved that the foregoing report be now adopted. The motion prevailed.

Senator Pappas moved that in accordance with the report from the Committee on State and Local Government, reported April 4, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

OFFICE OF ADMINISTRATIVE HEARINGS
CHIEF ADMINISTRATIVE LAW JUDGE

Tammy L. Pust, 600 N. Robert St., Saint Paul, Ramsey County, effective May 8, 2013, for a term expiring on June 30, 2019.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Pappas moved that the report from the Committee on State and Local Government, reported April 4, 2014, pertaining to appointments to the Board of the Arts, be taken from the table. The motion prevailed.

Senator Pappas moved that the foregoing report be now adopted. The motion prevailed.

Senator Pappas moved that in accordance with the report from the Committee on State and Local Government, reported April 4, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF THE ARTS

Wendy Dayton, 300 Cty. Rd. 6, Wayzata, Hennepin County, effective July 7, 2013, to complete a term expiring on January 5, 2015.

David Glenn, 23534 Gaberdine Rd., Saint Augusta, Stearns County, effective June 22, 2013, for a term expiring on January 2, 2017.

Thomas Moss, 175 Woodlawn Ave., Saint Paul, Ramsey County, effective June 22, 2013, for a term expiring on January 2, 2017.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Pappas moved that the report from the Committee on State and Local Government, reported April 4, 2014, pertaining to appointments to the Gambling Control Board, be taken from the table. The motion prevailed.

Senator Pappas moved that the foregoing report be now adopted. The motion prevailed.

Senator Pappas moved that in accordance with the report from the Committee on State and Local Government, reported April 4, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

GAMBLING CONTROL BOARD

Kenneth Koch, 1867 Merlot Crv., Eagan, Dakota County, effective July 7, 2013, for a term expiring on June 30, 2017.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Marty moved that the report from the Committee on Environment and Energy, reported April 9, 2014, pertaining to appointments to the Minnesota Pollution Control Agency, be taken from the table. The motion prevailed.

Senator Marty moved that the foregoing report be now adopted. The motion prevailed.

Senator Marty moved that in accordance with the report from the Committee on Environment and Energy, reported April 9, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

MINNESOTA POLLUTION CONTROL AGENCY

Pakou Hang, 3101 - 12th Ave. S., #3, Minneapolis, Hennepin County, effective March 27, 2013, for a term expiring on January 2, 2017.

David Ybarra II, 411 Main St., #309, Saint Paul, Ramsey County, effective October 19, 2013, to complete a term expiring on January 5, 2015.

The motion prevailed. So the appointments were confirmed.

CONFIRMATION

Senator Marty moved that the report from the Committee on Environment and Energy, reported April 9, 2014, pertaining to appointments to the Minnesota Environmental Quality Board, be taken from the table. The motion prevailed.

Senator Marty moved that the foregoing report be now adopted. The motion prevailed.

Senator Marty moved that in accordance with the report from the Committee on Environment and Energy, reported April 9, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Erik Tomlinson, 2748 - 42nd Ave. S., Minneapolis, Hennepin County, effective February 21, 2012, for a term expiring on January 4, 2016.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Marty moved that the report from the Committee on Environment and Energy, reported April 9, 2014, pertaining to appointments to the Minnesota Environmental Quality Board, be taken from the table. The motion prevailed.

Senator Marty moved that the foregoing report be now adopted. The motion prevailed.

Senator Marty moved that in accordance with the report from the Committee on Environment and Energy, reported April 9, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

PUBLIC UTILITIES COMMISSION

Dan Lipschultz, 208 Alberta Ln., Little Canada, Ramsey County, effective February 14, 2014, for a term expiring on January 6, 2020.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Torres Ray moved that the report from the Committee on Education, reported May 9, 2014, pertaining to appointments to the Board of School Administrators, be taken from the table. The motion prevailed.

Senator Torres Ray moved that the foregoing report be now adopted. The motion prevailed.

Senator Torres Ray moved that in accordance with the report from the Committee on Education, reported May 9, 2014, the Senate, having given its advice, do now consent to and confirm the appointment of:

BOARD OF SCHOOL ADMINISTRATORS

Deborah Henton, 12280 McKusick Rd., Stillwater, Washington County, effective March 2, 2014, for a term expiring on January 1, 2018.

The motion prevailed. So the appointment was confirmed.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 12.5, Senator Sheran moved that the following members be excused for a Conference Committee on H.F. No. 2092 from 2:30 to 2:50 p.m.:

Senators Sheran, Tomassoni and Pratt. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED**SPECIAL ORDERS**

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

S.F. Nos. 2438, 1360, H.F. Nos. 2467, 2949, 3073, 2236 and 3241.

SPECIAL ORDER

S.F. No. 2438: A bill for an act relating to labor and industry; making housekeeping changes to the Office of Combative Sports and Construction Codes and Licensing Division; removing obsolete, redundant, and unnecessary laws and rules; making conforming changes; amending Minnesota Statutes 2012, sections 181.171, subdivision 1; 182.6553, subdivisions 1, 2; 184.21, subdivision 4; 184.24, subdivision 1; 184.41; 326B.092, subdivisions 3, 7; 326B.094, subdivisions 2, 3; 326B.106, subdivisions 4, 7; 326B.109, subdivision 2; 326B.135, subdivision 4; 326B.139; 326B.194; 326B.37, subdivision 11; 326B.46, subdivision 1b; 326B.811, subdivision 1; 326B.84; 326B.978, by adding a subdivision; 326B.99, subdivision 2; 341.21, subdivisions 2a, 4, 4f, by adding a subdivision; 341.28, subdivision 3; 341.30, subdivisions 1, 2; 341.32, subdivision

1; 341.33; Minnesota Statutes 2013 Supplement, sections 177.27, subdivision 4; 326B.184, subdivision 2; 326B.49, subdivision 3; 341.29; 341.30, subdivision 4; 341.32, subdivision 2; 341.321; repealing Minnesota Statutes 2012, sections 175.006, subdivision 1; 175.08; 175.14; 175.26; 181.12; 181.9435, subdivision 2; 184.22, subdivision 1; 184.25; 184.26; 184.27; 184.28; 184.29; 184.30, subdivision 1; 184.32; 184.33; 184.34; 184.35; 184.36; 184.38, subdivisions 2, 16, 17; 184.40; 326B.091, subdivision 6; 326B.106, subdivision 10; 326B.169; 326B.181; 471.465; 471.466; 471.467; 471.468; 609B.137; Minnesota Rules, parts 5200.0510; 5200.0520; 5200.0530; 5200.0540; 5200.0550; 5200.0560; 5200.0570; 5200.0750; 5200.0760.

Senator Sparks moved to amend S.F. No. 2438 as follows:

Page 1, line 27, delete "martial artist" and insert "kickboxer"

Page 2, line 2, after the second comma, insert "a professional or amateur kickboxing,"

Page 2, line 3, delete "martial art contest or"

Page 2, after line 15, insert:

"Sec. 5. Minnesota Statutes 2012, section 341.21, subdivision 7, is amended to read:

Subd. 7. **Tough person contest.** "Tough person contest," including contests marketed as tough man or tough woman contests, means a contest of two-minute rounds consisting of not more than four rounds between two or more individuals who use their hands, or their feet, or both in any manner. Tough person contest does not include ~~kickboxing~~ or any recognized martial arts contest."

Page 2, line 18, delete "martial art contests" and insert "kickboxing"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 2438 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 50 and nays 4, as follows:

Those who voted in the affirmative were:

Anderson	Dziedzic	Ingebrigtsen	Nelson	Saxhaug
Bakk	Eken	Jensen	Newman	Scalze
Benson	Franzen	Johnson	Nienow	Senjem
Bonoff	Gazelka	Kent	Ortman	Sieben
Brown	Goodwin	Koenen	Osmek	Skoe
Carlson	Hall	Latz	Pederson, J.	Sparks
Chamberlain	Hawj	Lourey	Reinert	Thompson
Clausen	Hayden	Marty	Rest	Torres Ray
Dahle	Hoffman	Metzen	Rosen	Weber
Dibble	Housley	Miller	Ruud	Wiklund

Those who voted in the negative were:

Kiffmeyer	Limmer	Petersen, B.	Westrom
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So the bill, as amended, was passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 1360: A bill for an act relating to crime; extending the felony of fraudulent or other improper financing statements to include retaliation against a police officer, chief of police, or official or employee of the Department of Corrections or local correctional agency for performing official duties; amending Minnesota Statutes 2012, section 609.7475, subdivision 3.

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 55 and nays 1, as follows:

Those who voted in the affirmative were:

Anderson	Eaton	Housley	Metzen	Ruud
Bakk	Eken	Ingebrigtsen	Miller	Saxhaug
Benson	Fischbach	Jensen	Nelson	Senjem
Bonoff	Franzen	Johnson	Newman	Sieben
Brown	Gazelka	Kent	Nienow	Skoe
Carlson	Goodwin	Kiffmeyer	Ortman	Sparks
Chamberlain	Hall	Koenen	Osmek	Thompson
Clausen	Hann	Latz	Pederson, J.	Torres Ray
Dahle	Hawj	Limmer	Reinert	Weber
Dibble	Hayden	Lourey	Rest	Westrom
Dziedzic	Hoffman	Marty	Rosen	Wiklund

Those who voted in the negative were:

Petersen, B.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2467: A bill for an act relating to human services; modifying requirements for human services background studies; amending Minnesota Statutes 2012, sections 245C.02, by adding subdivisions; 245C.03, subdivision 2, by adding a subdivision; 245C.04, subdivision 1; 245C.05, subdivisions 1, 2, 2c, 4, 5; 245C.07; 245C.13, subdivision 1; 245C.17, subdivision 1; 245C.20, by adding a subdivision; 245C.32, by adding subdivisions; Minnesota Statutes 2013 Supplement, section 245C.04, subdivision 4a; proposing coding for new law in Minnesota Statutes, chapter 245C.

Senator Latz moved that the amendment made to H.F. No. 2467 by the Committee on Rules and Administration in the report adopted May 7, 2014, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 2467 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Dahle	Eken	Goodwin
Bakk	Carlson	Dibble	Fischbach	Hall
Benson	Chamberlain	Dziedzic	Franzen	Hann
Bonoff	Clausen	Eaton	Gazelka	Hawj

Hayden	Koenen	Newman	Reinert	Thompson
Hoffman	Latz	Nienow	Rest	Tomassoni
Housley	Limmer	Ortman	Rosen	Torres Ray
Ingebrigtsen	Lourey	Osmek	Ruud	Weber
Jensen	Marty	Pappas	Senjem	Westrom
Johnson	Metzen	Pederson, J.	Sheran	Wiklund
Kent	Miller	Petersen, B.	Skoe	
Kiffmeyer	Nelson	Pratt	Sparks	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 2949: A bill for an act relating to unemployment insurance; making policy and housekeeping changes to the unemployment insurance program; adopting recommendations of the Unemployment Insurance Advisory Council; amending Minnesota Statutes 2012, sections 268.035, subdivisions 2, 4, 11, 12, 20, 22, 29; 268.051, subdivision 4; 268.057, subdivisions 5, 7; 268.0625, subdivision 4; 268.085, subdivisions 3, 4, 6, by adding a subdivision; 268.0865, subdivisions 3, 4; 268.095, subdivision 2; 268.103, subdivision 2a; 268.105, subdivisions 1, 2, 3a, 5, 6; 268.18, subdivision 2b; 268.184, subdivisions 1, 1a; 268.186; 268.196, subdivision 1; 268.215; repealing Minnesota Statutes 2012, section 268.105, subdivision 4; Laws 2005, chapter 112, article 1, section 15; Laws 2008, chapter 363, article 10, section 30; Minnesota Rules, parts 3315.0200, subpart 1; 3315.0203; 3315.0211; 3315.0212; 3315.0213; 3315.0801; 3315.0805; 3315.0810; 3315.0815; 3315.0820; 3315.0825; 3315.0830; 3315.0835; 3315.0840; 3315.0845; 3315.0901; 3315.0905.

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 12.5, Senator Schmit moved that the following members be excused for a Conference Committee on H.F. No. 2852 at 3:30 p.m.:

Senators Schmit, Hoffman and Ruud. The motion prevailed.

SPECIAL ORDER

H.F. No. 3073: A bill for an act relating to insurance; modifying certain regulations to reduce the incidence of insurance fraud; regulating no-fault auto benefits; regulating certain property and casualty coverages; limiting reimbursement for certain prescription drugs; regulating batch billing; modifying certain economic benefits under chapter 65B; establishing a task force on motor vehicle insurance coverage verification; amending Minnesota Statutes 2012, sections 13.7191, subdivision 16; 60A.952, subdivision 3; 65B.44, subdivisions 2, 3, 4, 6, by adding a subdivision; 65B.525, by adding a subdivision; 65B.54, subdivision 2; 72A.502, subdivision 2; 604.18, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 60A; 65B; repealing Minnesota Statutes 2012, section 72A.327.

Senator Jensen moved to amend H.F. No. 3073 as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 13.7191, subdivision 16, is amended to read:

Subd. 16. **Regulation of trade practices; insurance contract data.** ~~(a) Insurance contract data.~~ Certain insurance contract data held by the commissioner of commerce are classified under section 72A.20, subdivision 15.

~~(b) Health claims appeals.~~ Documents that are part of an appeal from denial of health care coverage for experimental treatment are classified under section 72A.327.

Sec. 2. Minnesota Statutes 2012, section 13.82, subdivision 6, is amended to read:

Subd. 6. **Response or incident data.** ~~(a) Subject to paragraph (b),~~ the following data created or collected by law enforcement agencies which document the agency's response to a request for service including, but not limited to, responses to traffic accidents, or which describe actions taken by the agency on its own initiative shall be public government data:

~~(a)~~ (1) date, time and place of the action;

~~(b)~~ (2) agencies, units of agencies and individual agency personnel participating in the action unless the identities of agency personnel qualify for protection under subdivision 17;

~~(c)~~ (3) any resistance encountered by the agency;

~~(d)~~ (4) any pursuit engaged in by the agency;

~~(e)~~ (5) whether any weapons were used by the agency or other individuals;

~~(f)~~ (6) a brief factual reconstruction of events associated with the action;

~~(g)~~ (7) names and addresses of witnesses to the agency action or the incident unless the identity of any witness qualifies for protection under subdivision 17;

~~(h)~~ (8) names and addresses of any victims or casualties unless the identities of those individuals qualify for protection under subdivision 17;

~~(i)~~ (9) the name and location of the health care facility to which victims or casualties were taken;

~~(j)~~ (10) response or incident report number;

- ~~(k)~~ (11) dates of birth of the parties involved in a traffic accident;
- ~~(l)~~ (12) whether the parties involved were wearing seat belts; and
- ~~(m)~~ (13) the alcohol concentration of each driver.

(b) Response or incident data under paragraph (a) that are contained in a traffic accident report filed under section 169.09 are not public data until 90 days after the accident report is filed with the commissioner of public safety.

Sec. 3. **[45.0137] LICENSING AUTHORITY PENALTIES.**

Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the meaning given.

(b) "Appropriate licensing authority" means the state agency responsible for licensing and discipline of a provider.

(c) "Commissioner" means the commissioner of commerce.

(d) "Medical services" means those services eligible for reimbursement under section 65B.44, subdivision 2.

(e) "Provider of medical services" or "provider" means a person or entity that has provided medical services.

Subd. 2. **Authority to impose penalties.** An appropriate licensing authority upon finding, after investigation as provided in subdivision 5, or referral by the commissioner, that the provider engaged in activities set forth in subdivision 4 may, by order:

(1) remove authorization for a provider of medical services to demand or request payment under chapter 65B for medical services;

(2) impose an administrative penalty against a provider of medical services not exceeding \$25,000 per incident and not more than double the economic benefit derived by the provider of medical services in engaging in the prohibited activities set forth in subdivision 4; or

(3) order restitution by the provider of medical services of any proceeds received by the provider of medical services in engaging in the prohibited activities set forth in subdivision 4.

Subd. 3. **Factors to consider in imposing penalties.** (a) In determining the penalties imposed under subdivision 2, the licensing authority must consider:

(1) the nature, circumstances, extent, gravity, and number of violations;

(2) the degree of culpability of the violator;

(3) prior offenses and repeated violations of the violator; and

(4) any other matter that the licensing authority considers appropriate and relevant.

(b) If an administrative penalty is not paid after all rights of appeal have been waived or exhausted, the licensing authority may bring a civil action in a court of competent jurisdiction to collect the administrative penalty, including expenses and litigation costs, reasonable attorney fees, and interest.

(c) This section does not affect the right to take any independent action to seek recovery against a person who violates this section.

Subd. 4. **Prohibited activities.** A provider is subject to the penalties set forth in subdivision 2 if the provider:

(1) has been guilty of professional or other misconduct or incompetency in connection with medical services rendered;

(2) has exceeded the limits of professional competence in providing medical services or has knowingly made a false statement or representation as to a material fact in any report made in connection with any claim under chapter 65B;

(3) has violated section 65B.54, subdivision 6;

(4) has refused to appear before, or to answer upon request of, the commissioner or duly authorized officer of an appropriate licensing authority, any legal question, or to produce any relevant information concerning conduct in connection with providing medical services;

(5) has engaged in patterns of billing for medical services that were not provided; or

(6) has engaged in conduct which has resulted in the provider being placed on the United States Department of Health and Human Services, Office of the Inspector General, List of Excluded Individuals and Entities.

Subd. 5. **Investigation.** (a) An appropriate licensing authority may investigate any reports, allegations, or other information in its possession regarding providers engaging in any of the unlawful activities set forth in subdivision 4.

(b) The commissioner may also investigate any reports made under section 45.0135, or other information in the commissioner's possession, regarding providers of medical services engaging in any of the unlawful activities set forth in subdivision 4. After conducting an investigation, the commissioner may refer to the appropriate licensing authority a list of any providers who the commissioner believes may have engaged in any of the unlawful activities set forth in subdivision 4 together with a description of the grounds for inclusion on the list. Within 60 days of receipt of the list, the appropriate licensing authority must notify the commissioner in writing of any action taken with respect to the provider, including whether an order was made under subdivision 2. The appropriate licensing authority must post on the appropriate licensing authority's Web site a list of providers for which an order was issued under subdivision 2.

(c) Hearings under this section must be conducted in accordance with chapter 14 and any other applicable law.

Subd. 6. **Not compensable.** If a provider renders medical services to an insured notwithstanding issuance of an order under subdivision 2 those medical services are not compensable and may not be billed to the insured.

Sec. 4. Minnesota Statutes 2012, section 60A.952, subdivision 3, is amended to read:

Subd. 3. **Immunity from liability.** If insurers, insurance support organizations as defined in section 72A.491, subdivision 12, agents acting on the insurers' behalf, or authorized persons release information in good faith under this section, whether orally or in writing, they are immune from any liability, civil or criminal, for the release or reporting of the information.

Sec. 5. [65A.285] SURCHARGE PROHIBITION.

Subdivision 1. **Surcharge prohibition.** An insurer may not impose a surcharge on homeowners insurance solely as a result of a consumer inquiry.

Subd. 2. **Definitions.** For purposes of this section:

(1) "consumer inquiry" means a telephone call or other communication made to an insurer that does not result in a paid claim and that is in regard to the general terms or conditions of or coverage offered under an insurance policy. The term includes a question concerning the process for filing a claim and whether a policy will cover a loss; and

(2) "surcharge" means an increase in premium for a policy, including the removal of a claim-free discount.

Sec. 6. Minnesota Statutes 2012, section 65B.44, subdivision 2, is amended to read:

Subd. 2. **Medical expense benefits.** (a) Medical expense benefits shall reimburse all reasonable expenses for necessary:

(1) medical, surgical, x-ray, optical, dental, chiropractic, and rehabilitative services, including prosthetic devices;

(2) prescription drugs, provided that:

(i) prescription drugs filled and dispensed outside of a licensed pharmacy shall be billed at the average wholesale price (AWP), or its equivalent, for that drug on that date as published in Medispan, Redbook, or Gold Standard Drug Database, as identified by its National Drug Code, plus a dispensing fee of \$4.18;

(ii) if a prescription drug has been repackaged, the average wholesale price used to determine the maximum reimbursement shall be the average wholesale price for the underlying drug product, as identified by its National Drug Code from the original labeler; and

(iii) compound drugs shall be billed by listing each drug and its National Drug Code number included in the compound and calculating the charge for each drug separately. Reimbursement shall be based on the sum of the fee for each ingredient for which there is an assigned National Drug Code number plus a single dispensing fee of \$4.18. Compound drugs shall not be dispensed without first obtaining preauthorization from the reparation obligor;

(3) ambulance and all other transportation expenses incurred in traveling to receive other covered medical expense benefits;

(4) sign interpreting and language translation services, other than such services provided by a family member of the patient, related to the receipt of medical, surgical, x-ray, optical, dental, chiropractic, hospital, extended care, nursing, and rehabilitative services; and

(5) hospital, extended care, and nursing services.

(b) Hospital room and board benefits may be limited, except for intensive care facilities, to the regular daily semiprivate room rates customarily charged by the institution in which the recipient of benefits is confined.

(c) Such benefits shall also include necessary remedial treatment and services recognized and permitted under the laws of this state for an injured person who relies upon spiritual means through prayer alone for healing in accordance with that person's religious beliefs.

(d) Medical expense loss includes medical expenses accrued prior to the death of a person notwithstanding the fact that benefits are paid or payable to the decedent's survivors.

(e) Medical expense benefits for rehabilitative services shall be subject to the provisions of section 65B.45.

Sec. 7. Minnesota Statutes 2012, section 65B.44, is amended by adding a subdivision to read:

Subd. 2a. **Billing.** (a) Providers of goods and services for which a medical expense benefit claim is submitted shall notify the appropriate reparation obligor of the date the services were commenced or the goods were first provided within 30 days of determining the identity of the reparation obligor, but in any event not later than 90 days from the date services were commenced or goods were first provided. Once the reparation obligor has been established, all bills must be submitted to the reparation obligor not later than 60 days from the date of service.

(b) If the provider of goods and services for which a medical expense benefit claim is submitted fails to submit a bill and supporting documentation to a reparation obligor as required in this subdivision, the medical expenses shall not be compensable.

Sec. 8. Minnesota Statutes 2012, section 65B.44, subdivision 3, is amended to read:

Subd. 3. Disability and income loss benefits. (a) Disability and income loss benefits shall provide compensation for 85 percent of the injured person's loss of present and future gross income from inability to work proximately caused by the nonfatal injury subject to a maximum of ~~\$250~~ \$500 per week. Loss of income includes the costs incurred by a self-employed person to hire substitute employees to perform tasks which are necessary to maintain the income of the injured person, which are normally performed by the injured person, and which cannot be performed because of the injury.

(b) If the injured person is unemployed at the time of injury and is receiving or is eligible to receive unemployment benefits under chapter 268, but the injured person loses eligibility for those benefits because of inability to work caused by the injury, disability and income loss benefits shall provide compensation for the lost benefits in an amount equal to the unemployment benefits which otherwise would have been payable, subject to a maximum of ~~\$250~~ \$500 per week.

(c) Compensation under this subdivision shall be reduced by any income from substitute work actually performed by the injured person or by income the injured person would have earned in available appropriate substitute work which the injured person was capable of performing but unreasonably failed to undertake.

(d) For the purposes of this section "inability to work" means disability which prevents the injured person from engaging in any substantial gainful occupation or employment on a regular basis, for wage or profit, for which the injured person is or may by training become reasonably qualified. If the injured person returns to employment and is unable by reason of the injury to work continuously, compensation for lost income shall be reduced by the income received while the injured person is actually able to work. The weekly maximums may not be prorated to arrive at a daily maximum, even if the injured person does not incur loss of income for a full week.

(e) For the purposes of this section, an injured person who is "unable by reason of the injury to work continuously" includes, but is not limited to, a person who misses time from work, including reasonable travel time, and loses income, vacation, or sick leave benefits, to obtain medical treatment for an injury arising out of the maintenance or use of a motor vehicle.

Sec. 9. Minnesota Statutes 2012, section 65B.44, subdivision 4, is amended to read:

Subd. 4. **Funeral and burial expenses.** Funeral and burial benefits shall be reasonable expenses not in excess of ~~\$2,000~~ \$5,000, including expenses for cremation or delivery under the Darlene Luther Revised Uniform Anatomical Gift Act, chapter 525A.

Sec. 10. Minnesota Statutes 2012, section 65B.44, subdivision 6, is amended to read:

Subd. 6. **Survivors economic loss benefits.** Survivors economic loss benefits, in the event of death occurring within one year of the date of the accident, caused by and arising out of injuries received in the accident, are subject to a maximum of ~~\$200~~ \$500 per week and shall cover loss accruing after decedent's death of contributions of money or tangible things of economic value, not including services, that surviving dependents would have received from the decedent for their support during their dependency had the decedent not suffered the injury causing death.

For the purposes of definition under sections 65B.41 to 65B.71, the following described persons shall be presumed to be dependents of a deceased person: (a) a wife is dependent on a husband with whom she lives at the time of his death; (b) a husband is dependent on a wife with whom he lives at the time of her death; (c) any child while under the age of 18 years, or while over that age but physically or mentally incapacitated from earning, is dependent on the parent with whom the child is living or from whom the child is receiving support regularly at the time of the death of such parent. Questions of the existence and the extent of dependency shall be questions of fact, considering the support regularly received from the deceased.

Payments shall be made to the dependent, except that benefits to a dependent who is a child or an incapacitated person may be paid to the dependent's surviving parent or guardian. Payments shall be terminated whenever the recipient ceases to maintain a status which if the decedent were alive would be that of dependency.

Sec. 11. Minnesota Statutes 2012, section 72A.502, subdivision 2, is amended to read:

Subd. 2. **Prevention of fraud.** Personal or privileged information may be disclosed without a written authorization to another person if the information is limited to that which is reasonably necessary to detect or prevent criminal activity, fraud, material misrepresentation, or material nondisclosure in connection with an insurance transaction, and that person agrees not to disclose the information further without the individual written authorization unless the further disclosure is otherwise permitted by this section if made by an insurer, insurance agent, or insurance-support organization. Any insurer, insurance agent, or insurance-support organization making such a disclosure is immune from liability under section 60A.952, subdivision 3.

Sec. 12. **TASK FORCE ON MOTOR VEHICLE INSURANCE COVERAGE VERIFICATION.**

Subdivision 1. **Establishment.** The task force on motor vehicle insurance coverage verification is established to review and evaluate approaches to insurance coverage verification and recommend legislation to create and fund a program in this state.

Subd. 2. **Membership; meetings; staff.** (a) The task force shall be composed of 13 members, who must be appointed by July 1, 2014, and who serve at the pleasure of their appointing authorities:

- (1) the commissioner of public safety or a designee;
- (2) the commissioner of commerce or a designee;
- (3) two members of the house of representatives, one appointed by the speaker of the house and one appointed by the minority leader;
- (4) two members of the senate, one appointed by the Subcommittee on Committees of the Committee on Rules and Administration and one appointed by the minority leader;
- (5) a representative of Minnesota Deputy Registrars Association;
- (6) a representative of AAA Minnesota;
- (7) a representative of AARP Minnesota;
- (8) a representative of the Insurance Federation of Minnesota;
- (9) a representative of the Minnesota Bankers Association;
- (10) a representative of the Minnesota Bar Association; and
- (11) a representative of the Minnesota Police and Peace Officers Association.

(b) Compensation and expense reimbursement must be as provided under Minnesota Statutes, section 15.059, subdivision 3, to members of the task force.

(c) The commissioner of public safety shall convene the task force by August 1, 2014, and shall appoint a chair from the membership of the task force. Staffing and technical assistance must be provided by the Department of Public Safety.

Subd. 3. **Duties.** The task force shall review and evaluate programs established in other states as well as programs proposed by third parties, identify one or more programs recommended for implementation in this state, and, as to the recommended programs, adopt findings concerning:

- (1) comparative costs of programs;
- (2) implementation considerations, and in particular, identifying the appropriate supervising agency and assessing compatibility with existing and planned computer systems;
- (3) effectiveness in verifying existence of motor vehicle insurance coverage;
- (4) identification of categories of authorized users;
- (5) simplicity of access and use for authorized users;
- (6) data privacy considerations;
- (7) data retention policies; and
- (8) statutory changes necessary for implementation.

Subd. 4. **Report.** By February 1, 2015, the task force must submit to the chairs and ranking minority members of the house of representatives and senate committees and divisions with primary

jurisdiction over commerce and transportation its written recommendations, including any draft legislation necessary to implement the recommendations.

Subd. 5. **Sunset.** The task force shall sunset the day after submitting the report under subdivision 4, or February 2, 2015, whichever is earlier.

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

Sec. 13. **REPEALER.**

Minnesota Statutes 2012, section 72A.327, is repealed."

Amend the title accordingly

Senator Kent moved to amend the Jensen amendment to H.F. No. 3073 as follows:

Page 8, line 18, delete "Bar" and after "Association" insert "for Justice"

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the adoption of the Jensen amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

Senator Jensen moved to amend the first Jensen amendment to H.F. No. 3073, adopted by the Senate May 12, 2014, as follows:

Page 2, delete section 3 and insert:

"Sec. 3. **[45.0137] LICENSING AUTHORITY PENALTIES**

Subdivision 1. **Definitions.** (a) As used in this section, the following terms have the meaning given.

(b) "Appropriate licensing authority" means the state agency responsible for licensing and discipline of a provider.

(c) "Commissioner" means the commissioner of commerce.

(d) "Medical services" means those services eligible for reimbursement under section 65B.44, subdivision 2.

(e) "Provider of medical services" or "provider" means a person or entity that has provided medical services.

Subd. 2. **Authority to impose penalties.** In addition to any other disciplinary authority available, an appropriate licensing authority upon finding, after investigation as provided in subdivision 5, or referral by the commissioner, that a provider engaged in prohibited activities set forth in subdivision 4, may, by order:

(1) remove authorization for a provider of medical services to demand or request payment under chapter 65B for medical services;

(2) impose an administrative penalty against a provider of medical services not exceeding \$10,000 for each separate violation of engaging in the prohibited activities set forth in subdivision 4. The amount of the administrative penalty is to be fixed as to deprive the provider of medical services of any economic advantage gained by reason of the violation, to reimburse the appropriate

licensing authority for the cost of counsel, investigation, and proceeding, and to discourage repeated violations;

(3) order restitution by the provider of medical services of any proceeds received by the provider of medical services in engaging in the prohibited activities set forth in subdivision 4.

Subd. 3. **Factors to consider in imposing penalties.** (a) In determining the penalties imposed under subdivision 2, the appropriate licensing authority must consider:

- (1) the nature, circumstances, extent, gravity, and number of violations;
- (2) the degree of culpability of the violator;
- (3) prior offenses and repeated violations of the violator; and
- (4) any other matter that the appropriate licensing authority considers appropriate and relevant.

(b) If an administrative penalty is not paid after all rights of appeal have been waived or exhausted, the appropriate licensing authority may bring a civil action in a court of competent jurisdiction to collect the administrative penalty, including expenses and litigation costs, reasonable attorney fees, and interest.

(c) This section does not affect the right to take any independent action to seek recovery against a provider who violates this section.

Subd. 4. **Prohibited activities.** A provider may be subject to the penalties as set forth in subdivision 2, if an appropriate licensing authority has found the provider, in connection with medical services rendered, to have:

- (1) committed unprofessional conduct;
- (2) practiced outside the provider's professional licensure;
- (3) been found guilty of engaging in activities, including the use of runners, in violation of section 609.612;
- (4) unlawfully refused to appear before, or to answer upon request of, a duly authorized officer of an appropriate licensing authority, any legal question, or to produce any relevant information concerning conduct in connection with providing medical services; or
- (5) been found guilty of engaging in insurance fraud in violation of section 609.611.

Subd. 5. **Investigation.** (a) An appropriate licensing authority may investigate any reports, allegations, or other information in its possession regarding a provider of medical services engaging in any of the prohibited activities set forth in subdivision 4.

(b) The commissioner, consistent with the powers granted under section 45.027, may investigate any reports made under section 45.0135, or other information in the commissioner's possession, regarding providers of medical services engaging in any of the prohibited activities set forth in subdivision 4. After conducting an investigation, the commissioner may refer to the appropriate licensing authority a list of any providers who the commissioner believes may have engaged in any of the prohibited activities set forth in subdivision 4 together with a description of the grounds for inclusion on the list. Within 60 days of receipt of the list, the appropriate licensing authority must notify the commissioner in writing of any action taken with respect to the provider of medical

services, including whether an order was made under subdivision 2. The appropriate licensing authority must post on the appropriate licensing authority's Web site a list of providers for which an order was issued under subdivision 2. The appropriate licensing authority must post quarterly on its Web site the number of complaints filed against licensees, how many of those complaints were investigated, and how many of the complaints resulted in disciplinary action by the appropriate licensing authority.

(c) Hearings under this section must be conducted in accordance with chapter 14 and any other applicable law.

Subd. 6. **Not compensable.** If a provider renders medical services to an insured, notwithstanding issuance of an order under subdivision 2, clause (1), those medical services are not compensable under chapter 65B and may not be billed to the insured."

Amend the title accordingly

CALL OF THE SENATE

Senator Limmer imposed a call of the Senate for the balance of the proceedings on H.F. No. 3073. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the second Jensen amendment. The motion prevailed. So the amendment was adopted.

Senator Jensen moved to amend the first Jensen amendment to H.F. No. 3073, adopted by the Senate May 12, 2014, as follows:

Page 1, delete section 2

Page 4, delete section 5

Page 5, delete section 7

Page 7, line 15, after "parent" insert "or (d) an actual dependent who lives with the decedent at the time of the decedent's death"

Page 7, after line 21, insert:

"Sec. 8. Minnesota Statutes 2012, section 65B.525, subdivision 1, is amended to read:

Subdivision 1. **Mandatory submission to binding arbitration.** ~~Except as otherwise provided in section 72A.327,~~ The Supreme Court and the several courts of general trial jurisdiction of this state shall by rules of court or other constitutionally allowable device, provide for the mandatory submission to binding arbitration of all cases at issue where the claim at the commencement of arbitration is in an amount of \$10,000 or less against any insured's reparation obligor for no-fault benefits or comprehensive or collision damage coverage."

Page 8, line 18, delete "and"

Page 8, line 19, delete the period and insert "and"

Page 8, after line 19, insert:

"(12) a representative of the Association of Fraud Investigators."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Hann moved that H.F. No. 3073 be laid on the table. The motion did not prevail.

Senator Latz requested division of the third Jensen amendment as follows:

First portion:

Page 1, delete section 2

Renumber the sections in sequence and correct the internal references

The question was taken on the adoption of the first portion of the third Jensen amendment.

The roll was called, and there were yeas 31 and nays 27, as follows:

Those who voted in the affirmative were:

Bonoff	Eaton	Johnson	Reinert	Tomassoni
Carlson	Eken	Kent	Rest	Torres Ray
Champion	Franzen	Koenen	Saxhaug	Wiklund
Clausen	Goodwin	Latz	Sheran	
Dahle	Hawj	Marty	Sieben	
Dibble	Hayden	Metzen	Skoe	
Dziedzic	Jensen	Pappas	Sparks	

Those who voted in the negative were:

Anderson	Gazelka	Limmer	Osmek	Thompson
Benson	Hall	Miller	Pederson, J.	Weber
Brown	Hann	Nelson	Petersen, B.	Westrom
Chamberlain	Housley	Newman	Pratt	
Dahms	Ingebrigtsen	Nienow	Rosen	
Fischbach	Kiffmeyer	Ortman	Senjem	

The motion prevailed. So the first portion of the amendment was adopted.

Second portion:

Page 4, delete section 5

Page 5, delete section 7

Page 7, line 15, after "parent" insert "; or (d) an actual dependent who lives with the decedent at the time of the decedent's death"

Page 7, after line 21, insert:

"Sec. 8. Minnesota Statutes 2012, section 65B.525, subdivision 1, is amended to read:

Subdivision 1. **Mandatory submission to binding arbitration.** ~~Except as otherwise provided in section 72A.327,~~ The Supreme Court and the several courts of general trial jurisdiction of this state shall by rules of court or other constitutionally allowable device, provide for the mandatory submission to binding arbitration of all cases at issue where the claim at the commencement of arbitration is in an amount of \$10,000 or less against any insured's reparation obligor for no-fault benefits or comprehensive or collision damage coverage."

Page 8, line 18, delete "and"

Page 8, line 19, delete the period and insert "; and"

Page 8, after line 19, insert:

"(12) a representative of the Association of Fraud Investigators."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Dahms moved to amend the second portion of the third Jensen amendment to H.F. No. 3073 as follows:

Page 1, delete line 20 and insert "(12) a representative of the Minnesota chapter of the International Association of Special Investigation Units."

The motion prevailed. So the amendment to the second portion of the amendment was adopted.

The question recurred on the adoption of the second portion of the third Jensen amendment, as amended. The motion prevailed. So the second portion of the amendment, as amended, was adopted.

Senator Dahms moved to amend the first Jensen amendment to H.F. No. 3073, adopted by the Senate May 12, 2014, as follows:

Page 5, delete section 8

Page 6, delete section 9

Page 7, delete section 10

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

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

H.F. No. 3073 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 35 and nays 26, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Metzen	Sieben
Bonoff	Dziedzic	Jensen	Pappas	Skoe
Carlson	Eaton	Johnson	Reinert	Sparks
Champion	Eken	Kent	Rest	Torres Ray
Clausen	Franzen	Koenen	Saxhaug	Westrom
Cohen	Goodwin	Latz	Scalze	Wiger
Dahle	Hawj	Marty	Sheran	Wiklund

Those who voted in the negative were:

Anderson	Gazelka	Limmer	Osmek	Thompson
Benson	Hall	Miller	Pederson, J.	Weber
Brown	Hann	Nelson	Petersen, B.	
Chamberlain	Housley	Newman	Pratt	
Dahms	Ingebrigtsen	Nienow	Rosen	
Fischbach	Kiffmeyer	Ortman	Senjem	

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

CONFERENCE COMMITTEE EXCUSED

Pursuant to Rule 12.5, Senator Sieben moved that the following members be excused for a Conference Committee on H.F. No. 2180 at 4:40 p.m.:

Senators Sieben, Jensen and Miller. The motion prevailed.

SPECIAL ORDER

H.F. No. 2236: A bill for an act relating to state government; making changes to the open meeting law; amending Minnesota Statutes 2012, section 13D.04, subdivision 6.

Senator Dahle moved to amend H.F. No. 2236 as follows:

Page 1, after line 15, insert:

"Sec. 2. [13D.065] USE OF SOCIAL MEDIA.

The use of social media by members of a public body does not violate this chapter so long as the social media use is limited to exchanges with members of the general public. For purposes of this section, e-mail is not considered a type of social media."

Amend the title accordingly

Senator Dahle moved to amend the Dahle amendment to H.F. No. 2236 as follows:

Page 1, line 5, after "with" insert "all"

The motion prevailed. So the amendment to the amendment was adopted.

The question recurred on the Dahle amendment, as amended.

The roll was called, and there were yeas 36 and nays 24, as follows:

Those who voted in the affirmative were:

Bakk	Eaton	Johnson	Pappas	Sparks
Bonoff	Eken	Kent	Petersen, B.	Torres Ray
Carlson	Franzen	Koenen	Reinert	Wiger
Champion	Goodwin	Latz	Rest	Wiklund
Clausen	Hawj	Lourey	Saxhaug	
Dahle	Hayden	Marty	Scalze	
Dibble	Housley	Metzen	Sieben	
Dziedzic	Jensen	Nelson	Skoe	

Those who voted in the negative were:

Anderson	Fischbach	Kiffmeyer	Ortman	Senjem
Benson	Gazelka	Limmer	Osmek	Thompson
Brown	Hall	Miller	Pederson, J.	Weber
Chamberlain	Hann	Newman	Pratt	Westrom
Dahms	Ingebrigtsen	Nienow	Rosen	

The motion prevailed. So the Dahle amendment, as amended, was adopted.

H.F. No. 2236 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 40 and nays 19, as follows:

Those who voted in the affirmative were:

Bakk	Eaton	Johnson	Nelson	Skoe
Bonoff	Eken	Kent	Pappas	Sparks
Carlson	Franzen	Koenen	Petersen, B.	Tomassoni
Champion	Goodwin	Latz	Pratt	Torres Ray
Clausen	Hawj	Lourey	Reinert	Weber
Dahle	Hayden	Marty	Rest	Westrom
Dibble	Housley	Metzen	Saxhaug	Wiger
Dziedzic	Jensen	Miller	Sieben	Wiklund

Those who voted in the negative were:

Anderson	Dahms	Ingebrigtsen	Nienow	Rosen
Benson	Fischbach	Kiffmeyer	Ortman	Senjem
Brown	Gazelka	Limmer	Osmek	Thompson
Chamberlain	Hann	Newman	Pederson, J.	

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

SPECIAL ORDER

H.F. No. 3241: A bill for an act relating to claims against the state; providing for settlement of certain claims; authorizing certain payments by the Department of Transportation; appropriating money.

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

The question was taken on the passage of the bill.

The roll was called, and there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 2736 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 2736

A bill for an act relating to public safety; authorizing counties to establish pilot projects to use GPS to monitor domestic abuse offenders; amending Minnesota Statutes 2012, sections 609.135, subdivision 5a; 629.72, subdivision 2a.

May 6, 2014

The Honorable Sandra L. Pappas
President of the Senate

The Honorable Paul Thissen
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2736 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 2736 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 609.135, subdivision 5a, is amended to read:

Subd. 5a. **Domestic abuse victims; electronic monitoring; pilot project.** (a) ~~Until the commissioner of corrections a judicial district has adopted standards under section 629.72, subdivision 2a, paragraph (b), governing electronic monitoring devices used to protect victims of domestic abuse, the~~ a court within the judicial district, as a condition of a stay of imposition or execution of a sentence, may not order an offender convicted of a crime described in paragraph (b) to use an electronic monitoring device to protect a victim's safety.

(b) This subdivision applies to the following crimes, if committed by the defendant against a family or household member as defined in section 518B.01, subdivision 2:

- (1) violations of orders for protection issued under chapter 518B;
- (2) assault in the first, second, third, or fifth degree under section 609.221, 609.222, 609.223, or 609.224; or domestic assault under section 609.2242;
- (3) criminal damage to property under section 609.595;
- (4) disorderly conduct under section 609.72;
- (5) harassing telephone calls under section 609.79;
- (6) burglary under section 609.582;
- (7) trespass under section 609.605;
- (8) criminal sexual conduct in the first, second, third, fourth, or fifth degree under section 609.342, 609.343, 609.344, 609.345, or 609.3451; and
- (9) terroristic threats under section 609.713;
- (10) stalking under section 609.749;
- (11) violations of harassment restraining orders under section 609.748;
- (12) violations of domestic abuse no contact orders under section 629.75; and
- (13) interference with an emergency call under section 609.78, subdivision 2.

~~(c) Notwithstanding paragraph (a), the judges in the Tenth Judicial District may order, as a condition of a stay of imposition or execution of a sentence, a defendant convicted of a crime described in paragraph (b), to use an electronic monitoring device to protect the victim's safety. The judges shall make data on the use of electronic monitoring devices to protect a victim's safety in the Tenth Judicial District available to the commissioner of corrections to evaluate and to aid in development of standards for the use of devices to protect victims of domestic abuse. The location data associated with the victim and offender are security information as defined in section 13.37. Location data maintained by a law enforcement agency, probation authority, prosecutorial agency, or court services department may be shared among those agencies to develop and monitor conditions of a stayed sentence under this section.~~

~~(d) A violation of a location restriction by an offender in a situation involving a victim and offender who are both mobile does not automatically constitute a violation of the conditions of the offender's stayed sentence.~~

EFFECTIVE DATE; SUNSET. (a) This section is effective the day following final enactment.

(b) The amendments to this section expire on August 1, 2017.

Sec. 2. Minnesota Statutes 2012, section 629.72, subdivision 2a, is amended to read:

Subd. 2a. **Electronic monitoring; condition of pretrial release; pilot project.** (a) ~~Until the commissioner of corrections a judicial district has adopted standards under paragraph (b) governing electronic monitoring devices used to protect victims of domestic abuse, the a court within the judicial district, as a condition of release, may not order a person arrested for a crime described in section 609.135, subdivision 5a, paragraph (b), to use an electronic monitoring device to protect a victim's safety.~~

~~(b) Notwithstanding paragraph (a), district courts in the Tenth Judicial District may order, as a condition of a release, a person arrested on a charge of a crime described in section 609.135, subdivision 5a, paragraph (b), to use an electronic monitoring device to protect the victim's safety. The courts shall make data on the use of electronic monitoring devices to protect a victim's safety in the Tenth Judicial District available to the commissioner of corrections to evaluate and to aid in development of standards for the use of devices to protect victims of domestic abuse. The chief judge of a judicial district may appoint and convene an advisory group to develop and biennially update standards for the use of electronic monitoring and global positioning system devices to protect victims of domestic abuse. The advisory group must be comprised of representatives from law enforcement, prosecutors, defense attorneys, corrections, court administrators, probation, judges, and crime victim organizations, and include an industry representative with expertise in global positioning system devices. At a minimum, the standards must:~~

~~(1) require a judge to order only the use of active, real-time monitoring;~~

~~(2) require that the victim and defendant be provided with information on the risks and benefits of using active, real-time monitoring and a notice outlining the district's standards;~~

~~(3) require informed, voluntary consent by the victim before the defendant may be released on electronic monitoring, and provide for time-sensitive procedures if a victim withdraws consent;~~

~~(4) address financial costs, accessibility, and implications to the defendants and victims;~~

(5) provide for ongoing training and consultation with the advisory group members to continually improve victim safety and defendant accountability; and

(6) require that in situations involving a victim and defendant who are both mobile, the monitoring entity, and not the victim, determines if a material violation may have occurred and how to respond.

(c) The location data associated with the victim and defendant are security information as defined in section 13.37. Location data maintained by a law enforcement agency, probation authority, prosecutorial agency, or court services department may be shared among those agencies to develop and monitor conditions of release under this section.

(d) A violation of a location restriction by a defendant in a situation involving a victim and defendant who are both mobile does not automatically constitute a violation of the conditions of the defendant's release.

EFFECTIVE DATE; SUNSET. (a) This section is effective retroactively from January 15, 2014.

(b) The amendments to this section expire on August 1, 2017.

Sec. 3. REPORT REQUIRED.

(a) The district court administrator of a judicial district participating in a pilot project authorized by this act shall report to the chairs and ranking minority members of the senate and house of representatives committees having jurisdiction over criminal justice policy on the district's pilot project one year after the date of implementation. For purposes of this paragraph, implementation begins on the date the first defendant is placed on electronic monitoring under the pilot project.

(b) Notwithstanding paragraph (a), the Second Judicial District court administrator shall submit an interim report by January 15, 2015, and a final report by January 15, 2017, to the legislators described in paragraph (a), if the Second Judicial District participates in the pilot project authorized by this act.

Sec. 4. REPEALER.

Minnesota Statutes 2012, section 609.02, subdivision 14, is repealed.

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

Delete the title and insert:

"A bill for an act relating to public safety; authorizing counties to establish pilot projects to use GPS to monitor domestic abuse offenders; requiring reports; amending Minnesota Statutes 2012, sections 609.135, subdivision 5a; 629.72, subdivision 2a; repealing Minnesota Statutes 2012, section 609.02, subdivision 14."

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

Senate Conferees: Susan Kent, Barb Goodwin, Julie A. Rosen

House Conferees: Clark Johnson, Debra Hilstrom, Marion O'Neill

Senator Kent moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2736 be now adopted, and that the bill be repassed as amended by the Conference

Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 2736 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 2782 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 2782

A bill for an act relating to campaign finance; modifying certain contribution limits; requiring certain reports to be made available online; amending Minnesota Statutes 2012, sections 211A.02, by adding a subdivision; 211A.12.

May 9, 2014

The Honorable Sandra L. Pappas
President of the Senate

The Honorable Paul Thissen
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2782 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 2782 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 211A.02, is amended by adding a subdivision to read:

Subd. 6. Online accessibility; reports. (a) The filing officer of a local government shall make all reports required to be filed with the local government under this section available on the local government's Web site, if the local government maintains a Web site. The filing officer must post the

reports on the local government's Web site as soon as possible, but no later than 30 days after receipt of the report. The local government must make the reports available on the local government's Web site for four years from the date the report was posted to the Web site.

(b) The filing officer shall provide the Campaign Finance and Public Disclosure Board with the link to the section of the Web site where reports are made available pursuant to paragraph (a). The Campaign Finance and Public Disclosure Board shall publish on its Web site each link that a filing officer provides pursuant to this paragraph.

(c) This subdivision does not apply to a statutory or home rule charter city or town if the statutory or home rule charter city or town has fewer than 400 registered voters as of January 1 of the year in which the election is to be held.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to reports filed on or after that date.

Sec. 2. Minnesota Statutes 2012, section 211A.12, is amended to read:

211A.12 CONTRIBUTION LIMITS.

A candidate or a candidate's committee may not accept aggregate contributions made or delivered by an individual or committee in excess of ~~\$300~~ \$600 in an election year for the office sought and ~~\$100~~ \$250 in other years; except that a candidate or a candidate's committee for an office whose territory has a population over 100,000 may not accept aggregate contributions made or delivered by an individual or committee in excess of ~~\$500~~ \$1,000 in an election year for the office sought and ~~\$100~~ \$250 in other years.

The following deliveries are not subject to the bundling limitation in this section:

- (1) delivery of contributions collected by a member of the candidate's committee, such as a block worker or a volunteer who hosts a fund-raising event, to the committee's treasurer; and
- (2) a delivery made by an individual on behalf of the individual's spouse.

Notwithstanding sections 211A.02, subdivision 3, and 410.21, this section supersedes any home rule charter.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to elections held on or after that date."

Delete the title and insert:

"A bill for an act relating to campaign finance; modifying certain contribution limits; requiring certain reports to be made available online; amending Minnesota Statutes 2012, sections 211A.02, by adding a subdivision; 211A.12."

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

Senate Conferees: Ann H. Rest, Mary Kiffmeyer, Jeff Hayden

House Conferees: Ryan Winkler, Connie Bernardy, Tim O'Driscoll

Senator Rest moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2782 be now adopted, and that the bill be repassed as amended by the Conference

Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 2782 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 49 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Dibble	Hawj	Metzen	Rosen
Benson	Dziedzic	Hayden	Newman	Saxhaug
Bonoff	Eaton	Housley	Nienow	Senjem
Brown	Eken	Ingebrigtsen	Ortman	Skoe
Carlson	Fischbach	Johnson	Pappas	Sparks
Chamberlain	Franzen	Kiffmeyer	Pederson, J.	Tomassoni
Champion	Gazelka	Koenen	Petersen, B.	Torres Ray
Clausen	Goodwin	Latz	Pratt	Weber
Dahle	Hall	Lourey	Reinert	Wiklund
Dahms	Hann	Marty	Rest	

Those who voted in the negative were:

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

MOTIONS AND RESOLUTIONS - CONTINUED

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

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1984, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1984 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 9, 2014

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1984

A bill for an act relating to state government; providing for enhancement of accountability and transparency in public construction; establishing a requirement for a definition of responsible contractor; proposing coding for new law in Minnesota Statutes, chapter 16C.

May 8, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

We, the undersigned conferees for H. F. No. 1984 report that we have agreed upon the items in dispute and recommend as follows:

That the House concur in the Senate amendments and that H. F. No. 1984 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. [16C.285] RESPONSIBLE CONTRACTOR REQUIREMENT DEFINED.

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

(b) "Construction contract" means a contract or subcontract of any tier for work on a project.

(c) "Contractor" means a prime contractor or subcontractor, and does not include a material supplier.

(d) "Contracting authority" means a state agency, the Minnesota State Colleges and Universities, the University of Minnesota, the Metropolitan Council, the Metropolitan Airports Commission, or a municipality that enters into a construction contract or authorizes or directs entering into a construction contract.

(e) "Municipality" means a county, town, home rule charter or statutory city, school district, housing and redevelopment authority, port authority, economic development authority, sports facilities authority, joint powers board or organization created under section 471.59 or other statute, special district, instrumentality, drainage authority, watershed district, destination medical center corporation, or other municipal corporation or political subdivision of the state authorized by law to enter into contracts.

(f) "Prime contractor" means a vendor that submits a bid or proposal or otherwise responds to a solicitation document of a contracting authority for work on a project or is awarded a construction contract by a contracting authority for work on a project. A prime contractor includes a construction manager for purposes of this section.

(g) "Principal" means an owner holding at least a 25 percent ownership interest in a business.

(h) "Project" means building, erection, construction, alteration, remodeling, demolition, or repair of buildings, real property, highways, roads, bridges, or other construction work performed pursuant to a construction contract.

(i) "Related entity" means:

(1) a firm, partnership, corporation, joint venture, or other legal entity substantially under the control of a contractor or vendor;

(2) a predecessor corporation or other legal entity having one or more of the same principals as the contractor or vendor;

(3) a subsidiary of a contractor or vendor;

(4) one or more principals of a contractor or vendor; and

(5) a person, firm, partnership, corporation, joint venture, or other legal entity that substantially controls a contractor or vendor.

(j) "Solicitation document" means an invitation to bid, bid specifications, request for proposals, request for qualifications, or other solicitation of contractors for purposes of a construction contract.

(k) "Subcontractor" means a vendor that seeks to enter into a subcontract or enters into a subcontract for work on a project.

(l) "Vendor" means a business, including a construction contractor or a natural person, and includes both if the natural person is engaged in a business.

Subd. 2. Responsible contractor required. (a) A contractor must meet the minimum criteria in subdivision 3 to be eligible to be awarded a construction contract as the lowest responsible bidder or the vendor or contractor offering the best value as provided in section 16C.28, 103D.811, 103E.505, 116A.13, 123B.52, 160.17, 160.262, 161.32, 161.3206, 161.3209, 161.38, 162.17, 365.37, 374.13, 375.21, 383C.094, 412.311, 429.041, 458D.21, 469.015, 469.068, 469.101, 471.345, 473.4057, 473.523, 473.652, 473.756, 473J.11, or any of their successor provisions.

(b) This section applies to publicly owned or financed projects where the contracting authority's construction contract with the prime contractor is estimated to exceed \$50,000 and is awarded pursuant to a lowest responsible bidder selection method or a best value selection method. A subcontractor must meet the minimum criteria in subdivision 3 to be eligible to be awarded a subcontract on a project regardless of the value of the subcontract.

(c) If only one prime contractor responds to a solicitation document, a contracting authority may award a construction contract to the responding prime contractor even if the minimum criteria in subdivision 3 are not met.

Subd. 3. Minimum criteria. "Responsible contractor" means a contractor that conforms to the responsibility requirements in the solicitation document for its portion of the work on the project and verifies that it meets the following minimum criteria:

(1) the contractor:

(i) is in compliance with workers' compensation and unemployment insurance requirements;

(ii) is currently registered with the Department of Revenue and the Department of Employment and Economic Development if it has employees;

(iii) has a valid federal tax identification number or a valid Social Security number if an individual; and

(iv) has filed a certificate of authority to transact business in Minnesota with the secretary of state if a foreign corporation or cooperative;

(2) the contractor or related entity is in compliance with and, during the three-year period before submitting the verification, has not violated section 177.24, 177.25, 177.41 to 177.44, 181.13, 181.14, or 181.722, and has not violated United States Code, title 29, sections 201 to 219, or United States Code, title 40, sections 3141 to 3148. For purposes of this clause, a violation occurs when a contractor or related entity:

(i) repeatedly fails to pay statutorily required wages or penalties on one or more separate projects for a total underpayment of \$25,000 or more within the three-year period;

(ii) has been issued an order to comply by the commissioner of labor and industry that has become final;

(iii) has been issued at least two determination letters within the three-year period by the Department of Transportation finding an underpayment by the contractor or related entity to its own employees;

(iv) has been found by the commissioner of labor and industry to have repeatedly or willfully violated any of the sections referenced in this clause pursuant to section 177.27;

(v) has been issued a ruling or findings of underpayment by the administrator of the Wage and Hour Division of the United States Department of Labor that have become final or have been upheld by an administrative law judge or the Administrative Review Board; or

(vi) has been found liable for underpayment of wages or penalties or misrepresenting a construction worker as an independent contractor in an action brought in a court having jurisdiction.

Provided that, if the contractor or related entity contests a determination of underpayment by the Department of Transportation in a contested case proceeding, a violation does not occur until the contested case proceeding has concluded with a determination that the contractor or related entity underpaid wages or penalties;

(3) the contractor or related entity is in compliance with and, during the three-year period before submitting the verification, has not violated section 181.723 or chapter 326B. For purposes of this clause, a violation occurs when a contractor or related entity has been issued a final administrative or licensing order;

(4) the contractor or related entity has not, more than twice during the three-year period before submitting the verification, had a certificate of compliance under section 363A.36 revoked or suspended based on the provisions of section 363A.36, with the revocation or suspension becoming final because it was upheld by the Office of Administrative Hearings or was not appealed to the office;

(5) the contractor or related entity has not received a final determination assessing a monetary sanction from the Department of Administration or Transportation for failure to meet targeted group business, disadvantaged business enterprise, or veteran-owned business goals, due to a lack of good faith effort, more than once during the three-year period before submitting the verification;

(6) the contractor or related entity is not currently suspended or debarred by the federal government or the state of Minnesota or any of its departments, commissions, agencies, or political subdivisions; and

(7) all subcontractors that the contractor intends to use to perform project work have verified to the contractor through a signed statement under oath by an owner or officer that they meet the minimum criteria listed in clauses (1) to (6).

Any violations, suspensions, revocations, or sanctions, as defined in clauses (2) to (5), occurring prior to July 1, 2014, shall not be considered in determining whether a contractor or related entity meets the minimum criteria.

Subd. 4. **Verification of compliance.** A contractor responding to a solicitation document of a contracting authority shall submit to the contracting authority a signed statement under oath by an owner or officer verifying compliance with each of the minimum criteria in subdivision 3 at the time that it responds to the solicitation document. A contracting authority may accept a sworn statement as sufficient to demonstrate that a contractor is a responsible contractor and shall not be held liable for awarding a contract in reasonable reliance on that statement. Failure to verify compliance with any one of the minimum criteria or a false statement under oath in a verification of compliance shall render the prime contractor or subcontractor that makes the false statement ineligible to be awarded a construction contract on the project for which the verification was submitted. A false statement under oath verifying compliance with any of the minimum criteria may result in termination of a construction contract that has already been awarded to a prime contractor or subcontractor that submits a false statement. A contracting authority shall not be liable for declining to award a contract or terminating a contract based on a reasonable determination that the contractor failed to verify compliance with the minimum criteria or falsely stated that it meets the minimum criteria.

Subd. 5. **Subcontractor verification.** A prime contractor or subcontractor shall include in its verification of compliance under subdivision 4 a list of all of its first-tier subcontractors that it intends to retain for work on the project. If a prime contractor or any subcontractor retains additional subcontractors on the project after submitting its verification of compliance, the prime contractor or subcontractor shall obtain verifications of compliance from each additional subcontractor with which it has a direct contractual relationship and shall submit a supplemental verification confirming compliance with subdivision 3, clause (7), within 14 days of retaining the additional subcontractors. A prime contractor shall submit to the contracting authority upon request copies of the signed verifications of compliance from all subcontractors of any tier pursuant to subdivision 3, clause (7). A prime contractor and subcontractors shall not be responsible for the false statements of any subcontractor with which they do not have a direct contractual relationship. A prime contractor and subcontractors shall be responsible for false statements by their first-tier subcontractors with which they have a direct contractual relationship only if they accept the verification of compliance with actual knowledge that it contains a false statement.

Subd. 6. **Additional criteria.** Nothing in this section shall restrict the discretion of a contracting authority to establish additional criteria for defining a responsible contractor.

Subd. 7. **Implementation.** The definition of responsible contractor, as defined in subdivision 3, or a statement that the term responsible contractor as used in the solicitation document means a contractor as defined in subdivision 3, shall be included in the solicitation document for all projects covered by this section. The solicitation document for any project shall state that any prime contractor or subcontractor that does not meet the minimum criteria in subdivision 3 or fails to verify that it meets those criteria is not a responsible contractor and is not eligible to be awarded

a construction contract for the project or to perform work on the project. The solicitation document shall provide that a false statement under oath verifying compliance with any of the minimum criteria shall render the prime contractor or subcontractor that makes the false statement ineligible to be awarded a construction contract on the project and may result in termination of a contract awarded to a prime contractor or subcontractor that submits a false statement. The solicitation document shall state that a prime contractor shall submit to the contracting authority upon request copies of the signed verifications of compliance from all subcontractors of any tier pursuant to subdivision 3, clause (7).

Subd. 8. **Effective date.** This section is effective January 1, 2015, and shall apply to all construction contracts entered into based on solicitation documents issued on or after that date."

Delete the title and insert:

"A bill for an act relating to state government; providing for enhancement of accountability and transparency in public construction; establishing a requirement for and a definition of responsible contractor; proposing coding for new law in Minnesota Statutes, chapter 16C."

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

House Conferees: Mike Sundin, Joe Mullery, Nick Zerwas

Senate Conferees: Tom Saxhaug, Jeff Hayden, Karin Housley

Senator Saxhaug moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1984 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1984 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2834, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2834 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 9, 2014

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2834

A bill for an act relating to energy; modifying, adding, or authorizing provisions governing medically necessary equipment, propane sales, low-income rate discounts, interconnection of distributed renewable generation, electric vehicle charging tariffs, on-bill payment programs, energy efficiency programs, emissions reduction planning, certificates of need, solar energy systems, and transmission lines; requiring a report; amending Minnesota Statutes 2012, sections 216B.098, subdivision 5; 216B.16, subdivision 14; 216B.1611, by adding a subdivision; 216B.241, by adding a subdivision; 216B.2422, by adding a subdivision; 216B.243, subdivision 8; 216C.41, subdivision 4; 216C.436, subdivision 4, by adding a subdivision; 216E.01, by adding a subdivision; 216E.04, subdivision 2; 239.051, subdivision 29; 239.785, by adding a subdivision; 325E.027; 515.07; 515B.2-103; 515B.3-102; Laws 2013, chapter 57, section 2; Laws 2014, chapter 145, section 1; proposing coding for new law in Minnesota Statutes, chapters 216B; 216E; 500; repealing Minnesota Rules, parts 3300.0800; 3300.0900; 3300.1000, subparts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 25a, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36; 3300.1100; 3300.1200; 3300.1300; 3300.1400; 3300.1500; 3300.1600; 3300.1700; 3300.1800; 3300.1900; 7607.0100; 7607.0110; 7607.0120; 7607.0130; 7607.0140; 7607.0150; 7607.0160; 7607.0170; 7607.0180; 7610.0300; 7685.0100; 7685.0120; 7685.0130; 7685.0140.

May 7, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

We, the undersigned conferees for H. F. No. 2834 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 2834 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 16C.144, subdivision 3, is amended to read:

Subd. 3. **Lease purchase agreement.** The commissioner may enter into a lease purchase agreement with any party for the implementation of utility cost-savings measures in accordance with the guaranteed energy-savings agreement. The implementation costs of the utility cost-savings measures recommended in the engineering report shall not exceed the amount to be saved in utility and operation and maintenance costs over the term of the lease purchase agreement. The term of the lease purchase agreement shall not exceed ~~15~~ 25 years from the date of final installation. The lease is assignable in accordance with terms approved by the commissioner of management and budget.

Sec. 2. Minnesota Statutes 2012, section 216B.098, subdivision 5, is amended to read:

Subd. 5. **Medically necessary equipment.** (a) A utility shall reconnect or continue service to a customer's residence where a medical emergency exists or where medical equipment requiring electricity necessary to sustain life is in use, provided that the utility receives from a medical doctor written certification, or initial certification by telephone and written certification within five business days, that failure to reconnect or continue service will impair or threaten the health or safety of a resident of the customer's household. ~~The customer must enter into a payment agreement.~~

(b) Certification of the necessity for service is required. Certification may be provided by:

(1) a licensed medical doctor;

(2) a licensed physician assistant;

(3) an advanced practice registered nurse, as defined in section 148.171; or

(4) a registered nurse, but only to the extent of verifying the current diagnosis or prescriptions made by a licensed medical doctor for the customer or member of the customer's household.

(c) Except as provided in paragraph (d), a certification may not extend beyond six months from the date of written certification.

(d) If a utility determines that a longer certification is appropriate given a particular customer's circumstances, the utility may, at its sole discretion, extend the duration of a certification for up to 12 months.

(e) A certification may be renewed, provided that the renewal complies with this subdivision. A certification may be renewed by the same or another medical professional who meets the qualifications of paragraph (b).

(f) A customer whose account is in arrears must contact and enter into a payment agreement with the utility. The payment agreement must consider a customer's financial circumstances and any extenuating circumstances of the household. The payment agreement may, at the discretion of the utility, contain a provision by which the utility forgives all or a portion of the amount in which the account is in arrears, which, if implemented, extinguishes individual liability for the amount forgiven.

Sec. 3. **[216B.0991] DEFINITIONS.**

Subdivision 1. **Scope.** For the purposes of sections 216B.0991 to 216B.0995, the terms defined in this section have the meanings given them.

Subd. 2. **Customer.** "Customer" means a person who has an established relationship with a propane distributor and whose propane system meets the safety guidelines established by the propane distributor for residential heating service.

Subd. 3. **LIHEAP.** "LIHEAP" means the low-income home energy assistance program.

Subd. 4. **Propane distributor.** "Propane distributor" means a person who sells propane at retail to customers as their primary residential heat source; propane distributors are not public utilities.

Subd. 5. **Residential heating service.** "Residential heating service" means the provision of the primary source of heat for the interior of a residential structure.

Sec. 4. [216B.0992] PRICE AND FEE DISCLOSURE.

A propane distributor must provide a document listing the current per-gallon price of propane and all additional charges, fees, and discounts that pertain to residential heating service. The document must be:

- (1) made available to the general public upon request; and
- (2) provided to new customers before residential heating service is initiated.

Sec. 5. [216B.0993] BUDGET PAYMENT PLAN.

(a) A propane distributor who offers customers a budget payment plan must make that same plan available to all customers, including those who participate in the LIHEAP program.

(b) A budget payment plan must equalize a customer's estimated annual propane bill by dividing it into equal monthly payments. Any budget plan started after the propane distributor's traditional budget plan start date will be divided by the remaining months in the budget plan year. Any positive balance remaining at the end of a year may, at the customer's discretion, be provided to the customer as a cash payment or carried over as a credit on the customer's bill for the next year.

(c) A propane distributor must notify a customer on a budget payment plan of a price or fee change that may affect the monthly amount due under the budget payment plan by more than 20 percent.

(d) A propane distributor may alter or terminate the plan if a customer has failed to pay two monthly payments during the period of the budget payment plan. In lieu of the requirements of this section, the parties may enter into a mutually agreeable plan.

Sec. 6. [216B.0994] PROPANE PURCHASE CONTRACTS.

A propane distributor is prohibited from adding any service, distribution, transportation, or similar fees to customer billings for those customers who have entered into a contract for prepurchasing or capitated pricing of propane for the period of the contract provided that:

- (1) the customer has met all obligations of that contract; and
- (2) the propane distributor can receive product from its contracted supply points and a force majeure has not been declared by the propane distributor's supplier.

Sec. 7. **[216B.0995] TERMS OF SALE.**

Subdivision 1. **Cash sales.** A propane distributor with an available supply of propane must not refuse to sell propane to a customer who:

(1) pays the distributor's established price upon delivery in cash, by certified or cashier's check, or by commercial money order or its equivalent; or

(2) receives energy assistance from LIHEAP or a governmental or private agency that has funds available to pay for a delivery.

Subd. 2. **LIHEAP participation; delivery.** A propane distributor who accepts LIHEAP payments must, upon request, make available to its customers information regarding LIHEAP, including income eligibility and contact information for organizations accepting LIHEAP applications.

Subd. 3. **Third-party credit disclosure.** A propane distributor must not make known the names of past or present delinquent customers to other propane distributors, except in the course of a routine credit check performed when a prospective customer applies for credit privileges.

Sec. 8. Minnesota Statutes 2012, section 216B.16, subdivision 14, is amended to read:

Subd. 14. **Low-income electric rate discount.** A public utility shall fund an affordability program for low-income customers in an amount based on a 50 percent electric rate discount on the first 400 kilowatt-hours consumed in a billing period for low-income residential customers of the utility at a base annual funding level of \$8,000,000. The annual funding level shall increase in the calendar years subsequent to each commission approval of a rate increase for the public utility's residential customers by the same percentage as the approved residential rate increase. Costs for the program shall be included in the utility's base rate. For the purposes of this subdivision, "low-income" describes a customer who is receiving assistance from the federal low-income home energy assistance program. The affordability program must be designed to target participating customers with the lowest incomes and highest energy costs in order to lower the percentage of income they devote to energy bills, increase their payments, lower utility service disconnections, and lower decrease costs associated with collection activities on their accounts. For low-income customers who are 62 years of age or older or disabled, the program must, in addition to any other program benefits, include a 50 percent electric rate discount on the first 400 kilowatt-hours consumed in a \$15 discount in each billing period. For the purposes of this subdivision, "public utility" includes only those public utilities with more than 200,000 residential electric service customers. The commission may issue orders necessary to implement, administer, and recover the costs of the program on a timely basis.

EFFECTIVE DATE. This section is effective October 1, 2014.

Sec. 9. Minnesota Statutes 2012, section 216B.1611, is amended by adding a subdivision to read:

Subd. 3a. **Project information.** (a) Beginning July 1, 2014, each electric utility shall request an applicant for interconnection of distributed renewable energy generation to provide the following information, in a format prescribed by the commissioner:

(1) the nameplate capacity of the facility in the application;

(2) the preincentive installed cost and cost components of the generation system at the facility;

(3) the energy source of the facility; and

(4) the zip code in which the facility is to be located.

(b) The commissioner shall develop or identify a system to collect and process the information under this subdivision for each utility, and make non-project-specific data available to the public on a periodic basis as determined by the commissioner, and in a format determined by the commissioner. The commissioner may solicit proposals from outside parties to develop the system. The commissioner may only collect data authorized in paragraph (a), and may not require submission of any additional data that could be used to personally identify any individual applicant or utility customer.

(c) Electric utilities collecting and transferring data under this subdivision are not responsible for the accuracy, completeness, or quality of the information under this subdivision.

(d) Except as provided in paragraph (b), any information provided by an applicant to the commissioner under this subdivision is nonpublic data as defined in section 13.02, subdivision 9.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to applications received on or after that date.

Sec. 10. [216B.1614] ELECTRIC VEHICLE CHARGING TARIFF.

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

(b) "Electric vehicle" has the meaning given in section 169.011, subdivision 26a.

(c) "Public utility" has the meaning given in section 216B.02, subdivision 4.

(d) "Renewable energy" has the meaning given in section 216B.169, subdivision 2, paragraph (d).

Subd. 2. **Required tariff.** (a) By February 1, 2015, each public utility selling electricity at retail must file with the commission a tariff that allows a customer to purchase electricity solely for the purpose of recharging an electric vehicle. The tariff must:

(1) contain either a time-of-day or off-peak rate, as elected by the public utility;

(2) offer a customer the option to purchase electricity:

(i) from the utility's current mix of energy supply sources; or

(ii) entirely from renewable energy sources, subject to the conditions established under section 216B.169, subdivision 2, paragraph (b), and subdivision 3, paragraph (a); and

(3) be made available to the residential customer class.

(b) The public utility may, at its discretion, offer the tariff to other customer classes.

(c) The commission shall, after notice and opportunity for public comment, approve, modify, or reject the tariff. The commission may approve the tariff if the public utility has demonstrated that the tariff:

(1) appropriately reflects off-peak versus peak cost differences in the rate charged;

(2) includes a mechanism to allow the recovery of costs reasonably necessary to comply with this section, including costs to inform and educate customers about the financial, energy conservation, and environmental benefits of electric vehicles and to publicly advertise and promote participation in the customer-optional tariff;

(3) provides for clear and transparent customer billing statements including, but not limited to, the amount of energy consumed under the tariff; and

(4) incorporates the cost of metering or submetering within the rate charged to the customer.

(d) Within 60 days of commission approval of a public utility's tariff filed under this section, the public utility shall make the tariff available to customers.

(e) The utility may at any time propose revisions to a tariff filed under this subdivision based on changing costs or conditions.

Subd. 3. Data reporting. Each public utility providing a tariff under this section shall periodically report to the commission, as established by the commission and on a form prescribed by the commission, the following information, organized on a per-quarter basis:

(1) the number of customers who have arranged to purchase electricity under the tariff;

(2) the total amount of electricity sold under the tariff; and

(3) other data required by the commission.

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

Sec. 11. Minnesota Statutes 2012, section 216B.241, is amended by adding a subdivision to read:

Subd. 5d. On-bill repayment programs. (a) For the purposes of this subdivision:

(1) "utility" means a public utility, municipal utility, or cooperative electric association that provides electric or natural gas service to retail customers; and

(2) "on-bill repayment program" means a program in which a utility collects on a customer's bill repayment of a loan to the customer by an eligible lender to finance the customer's investment in eligible energy conservation or renewable energy projects, and remits loan repayments to the lender.

(b) A utility may include as part of its conservation improvement plan an on-bill repayment program to enable a customer to finance eligible projects with installment loans originated by an eligible lender. An eligible project is one that is either an energy conservation improvement, or a project installed on the customer's site that uses an eligible renewable energy source as that term is defined in section 216B.2411, subdivision 2, paragraph (b), but does not include mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste. An eligible renewable energy source also includes solar thermal technology that collects the sun's radiant energy and uses that energy to heat or cool air or water, and meets the requirements of section 216C.25. To be an eligible lender, a lender must:

(1) have a federal or state charter and be eligible for federal deposit insurance;

(2) be a government entity, including an entity established under chapter 469, that has authority to provide financial assistance for energy efficiency and renewable energy projects;

(3) be a joint venture by utilities established under section 452.25; or

(4) be licensed, certified, or otherwise have its lending activities overseen by a state or federal government agency.

The commissioner must allow a utility broad discretion in designing and implementing an on-bill repayment program, provided that the program complies with this subdivision.

(c) A utility may establish an on-bill repayment program for all customer classes or for a specific customer class.

(d) A public utility that implements an on-bill repayment program under this subdivision must enter into a contract with one or more eligible lenders that complies with the requirements of this subdivision and contains provisions addressing capital commitments, loan origination, transfer of loans to the public utility for on-bill repayment, and acceptance of loans returned due to delinquency or default.

(e) A public utility's contract with a lender must require the lender to comply with all applicable federal and state laws, rules, and regulations related to lending practices and consumer protection; to conform to reasonable and prudent lending standards; and to provide businesses that sell, maintain, and install eligible projects the ability to participate in an on-bill repayment program under this subdivision on a nondiscriminatory basis.

(f) A public utility's contract with a lender may provide:

(1) for the public utility to purchase loans from the lender with a condition that the lender must purchase back loans in delinquency or default; or

(2) for the lender to retain ownership of loans with the public utility servicing the loans through on-bill repayment as long as payments are current.

The risk of default must remain with the lender. The lender shall not have recourse against the public utility except in the event of negligence or breach of contract by the utility.

(g) If a public utility customer makes a partial payment on a utility bill that includes a loan installment, the partial payment must be credited first to the amount owed for utility service, including taxes and fees. A public utility may not suspend or terminate a customer's utility service for delinquency or default on a loan that is being serviced through the public utility's on-bill repayment program.

(h) An outstanding balance on a loan being repaid under this subdivision is a financial obligation only of the customer who is signatory to the loan, and not to any subsequent customer occupying the property associated with the loan. If the public utility purchases loans from the lender as authorized under paragraph (f), clause (1), the public utility must return to the lender a loan not repaid when a customer borrower no longer occupies the property.

(i) Costs incurred by a public utility under this subdivision are recoverable as provided in section 216B.16, subdivision 6b, paragraph (c), including reasonable incremental costs for billing system modifications necessary to implement and operate an on-bill repayment program and for ongoing costs to operate the program. Costs in a plan approved by the commissioner may be counted toward a utility's conservation spending requirements under subdivisions 1a and 1b. Energy savings from energy conservation improvements resulting from this section may be counted toward satisfying a utility's energy-savings goals under subdivision 1c.

(j) This subdivision does not require a utility to terminate or modify an existing financing program and does not prohibit a utility from establishing an on-bill financing program in which the utility provides the financing capital.

(k) A municipal utility or cooperative electric association that implements an on-bill repayment program shall design the program to address the issues identified in paragraphs (d) through (h) as determined by the governing board of the utility or association.

Sec. 12. Minnesota Statutes 2012, section 216B.2422, is amended by adding a subdivision to read:

Subd. 2c. **Long-range emission reduction planning.** Each utility required to file a resource plan under subdivision 2 shall include in the filing a narrative identifying and describing the costs, opportunities, and technical barriers to the utility continuing to make progress on its system toward achieving the state greenhouse gas emission reduction goals established in section 216H.02, subdivision 1, and the technologies, alternatives, and steps the utility is considering to address those opportunities and barriers.

Sec. 13. Minnesota Statutes 2012, section 216B.243, subdivision 8, is amended to read:

Subd. 8. **Exemptions.** This section does not apply to:

(1) cogeneration or small power production facilities as defined in the Federal Power Act, United States Code, title 16, section 796, paragraph (17), subparagraph (A), and paragraph (18), subparagraph (A), and having a combined capacity at a single site of less than 80,000 kilowatts; plants or facilities for the production of ethanol or fuel alcohol; or any case where the commission has determined after being advised by the attorney general that its application has been preempted by federal law;

(2) a high-voltage transmission line proposed primarily to distribute electricity to serve the demand of a single customer at a single location, unless the applicant opts to request that the commission determine need under this section or section 216B.2425;

(3) the upgrade to a higher voltage of an existing transmission line that serves the demand of a single customer that primarily uses existing rights-of-way, unless the applicant opts to request that the commission determine need under this section or section 216B.2425;

(4) a high-voltage transmission line of one mile or less required to connect a new or upgraded substation to an existing, new, or upgraded high-voltage transmission line;

(5) conversion of the fuel source of an existing electric generating plant to using natural gas; ~~or~~

(6) the modification of an existing electric generating plant to increase efficiency, as long as the capacity of the plant is not increased more than ten percent or more than 100 megawatts, whichever is greater; or

(7) a wind energy conversion system or solar electric generation facility if the system or facility is owned and operated by an independent power producer and the electric output of the system or facility is not sold to an entity that provides retail service in Minnesota or wholesale electric service to another entity in Minnesota other than an entity that is a federally recognized regional transmission organization or independent system operator.

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

Sec. 14. Minnesota Statutes 2012, section 216C.41, subdivision 4, is amended to read:

Subd. 4. **Payment period.** (a) A facility may receive payments under this section for a ten-year period. No payment under this section may be made for electricity generated:

- (1) by a qualified hydroelectric facility after December 31, 2021;
- (2) by a qualified wind energy conversion facility after December 31, 2018; or
- (3) by a qualified on-farm biogas recovery facility after December 31, ~~2015~~ 2017.

(b) The payment period begins and runs consecutively from the date the facility begins generating electricity or, in the case of refurbishment of a hydropower facility, after substantial repairs to the hydropower facility dam funded by the incentive payments are initiated.

Sec. 15. Minnesota Statutes 2012, section 216C.436, subdivision 4, is amended to read:

Subd. 4. **Financing terms.** Financing provided under this section must have:

(1) a ~~weighted~~ cost-weighted average maturity not exceeding the useful life of the energy improvements installed, as determined by the implementing entity, but in no event may a term exceed 20 years;

(2) a principal amount not to exceed the lesser of ~~ten~~ 20 percent of the assessed value of the real property on which the improvements are to be installed or the actual cost of installing the energy improvements, including the costs of necessary equipment, materials, and labor, the costs of each related energy audit or renewable energy system feasibility study, and the cost of verification of installation; and

(3) an interest rate sufficient to pay the financing costs of the program, including the issuance of bonds and any financing delinquencies.

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

Sec. 16. Minnesota Statutes 2012, section 216C.436, is amended by adding a subdivision to read:

Subd. 9. **Supplemental funding sources.** (a) An implementing entity is authorized to establish, acquire, and use additional or alternative funding sources for the purposes of this section.

(b) For the purposes of this subdivision, additional or alternative funding sources do not include issuance of general obligation bonds.

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

Sec. 17. Minnesota Statutes 2012, section 216E.01, is amended by adding a subdivision to read:

Subd. 8a. **Solar energy generating system.** "Solar energy generating system" means a set of devices whose primary purpose is to produce electricity by means of any combination of collecting, transferring, or converting solar-generated energy.

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

Sec. 18. **[216E.021] SOLAR ENERGY SYSTEM SIZE DETERMINATION.**

(a) This section must be used to determine whether a combination of solar energy generating systems meets the definition of large electric power generating plant and is subject to the

commission's siting authority jurisdiction under this chapter. The alternating current nameplate capacity of one solar energy generating system must be combined with the alternating current nameplate capacity of any other solar energy generating system that:

- (1) is constructed within the same 12-month period as the solar energy generating system; and
- (2) exhibits characteristics of being a single development, including but not limited to ownership structure, an umbrella sales arrangement, shared interconnection, revenue sharing arrangements, and common debt or equity financing.

(b) The commissioner of commerce shall provide forms and assistance for applicants to make a request for a size determination. Upon written request of an applicant, the commissioner shall provide a written size determination within 30 days of receipt of the request and of any information requested by the commissioner. In the case of a dispute, the chair of the Public Utilities Commission shall make the final size determination.

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

Sec. 19. Minnesota Statutes 2012, section 216E.04, subdivision 2, is amended to read:

Subd. 2. **Applicable projects.** The requirements and procedures in this section apply to the following projects:

- (1) large electric power generating plants with a capacity of less than 80 megawatts;
- (2) large electric power generating plants that are fueled by natural gas;
- (3) high-voltage transmission lines of between 100 and 200 kilovolts;
- (4) high-voltage transmission lines in excess of 200 kilovolts and less than five miles in length in Minnesota;
- (5) high-voltage transmission lines in excess of 200 kilovolts if at least 80 percent of the distance of the line in Minnesota will be located along existing high-voltage transmission line right-of-way;
- (6) a high-voltage transmission line service extension to a single customer between 200 and 300 kilovolts and less than ten miles in length; and
- (7) a high-voltage transmission line rerouting to serve the demand of a single customer when the rerouted line will be located at least 80 percent on property owned or controlled by the customer or the owner of the transmission line; and
- (8) large electric power generating plants that are powered by solar energy.

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

Sec. 20. Minnesota Statutes 2012, section 239.051, subdivision 29, is amended to read:

Subd. 29. **Refinery, terminal.** "Refinery" or "terminal" means a petroleum refinery, pipeline terminal, river terminal, storage facility, or other point of origin where liquefied petroleum gas or petroleum products are manufactured, or imported by rail, truck, barge, or pipe; and held, stored, transferred, offered for distribution, distributed, offered for sale, or sold. For the purpose of restricting petroleum product blending, this definition includes all refineries and terminals within and outside of Minnesota, but does not include a licensed distributor's bulk storage facility that is

used to store petroleum products for which the petroleum inspection fee charged under this chapter is either not due or has been paid.

Sec. 21. Minnesota Statutes 2012, section 239.785, is amended by adding a subdivision to read:

Subd. 7. **Notification of product unavailability; terminal operators.** A person who operates a terminal where liquefied petroleum gas is loaded into transport trucks for subsequent distribution shall notify the commissioner within 24 hours when liquefied petroleum gas is physically not available for sale to licensed distributors.

Sec. 22. Minnesota Statutes 2012, section 325E.027, is amended to read:

325E.027 DISCRIMINATION PROHIBITION.

(a) No dealer or distributor of liquid propane gas or number 1 or number 2 fuel oil who has signed a low-income home energy assistance program vendor agreement with the Department of Commerce may refuse to deliver liquid propane gas or number 1 or number 2 fuel oil to any person located within the dealer's or distributor's normal delivery area who receives direct grants under the low-income home energy assistance program if:

- (1) the person has requested delivery;
- (2) the dealer or distributor has product available;
- (3) the person requesting delivery is capable of making full payment at the time of delivery; and
- (4) the person is not in arrears regarding any previous fuel purchase from that dealer or distributor.

(b) A dealer or distributor making delivery to a person receiving direct grants under the low-income home energy assistance program may not charge that person any additional costs or fees that would not be charged to any other customer and must make available to that person any discount program on the same basis as the dealer or distributor makes available to any other customer.

(c) The commissioner of commerce may enforce this section using any of the authority granted to the commissioner under section 45.027.

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

Sec. 23. Laws 2013, chapter 57, section 2, is amended to read:

Sec. 2. TRANSMISSION LINE; CERTIFICATE OF NEED REQUIRED AND EVIDENCE REQUIRED.

(a) A high-voltage transmission line with a capacity of 100 kilovolts or more proposed to be located within a city in the metropolitan area as defined in Minnesota Statutes, section 473.121, subdivision 2, for which a route permit application was filed between June 2011 and August 2011, and a certificate of need application was filed between June 2012 and August 2012, to rebuild approximately eight miles of 69 kilovolt transmission with a high-voltage transmission line to meet local area distribution needs, must be approved in a certificate of need proceeding conducted under Minnesota Statutes, section 216B.243. The certificate of need may be approved only if the commission finds by clear and convincing evidence that there is no feasible and available distribution level alternative to the transmission line. In making its findings the commission

shall consider the factors provided in applicable law and rules including, without limitation, cost-effectiveness, energy conservation, and the protection or enhancement of environmental quality.

(b) Further proceedings regarding the routing of a high-voltage transmission line described in this section shall be suspended until the Public Utilities Commission has made a determination that the transmission line is needed.

(c) If an application for a certificate of need described in paragraph (a) is withdrawn or otherwise abandoned, this section shall apply to any high-voltage transmission line of 100 kilovolts or more proposed to meet the same needs as the line described in paragraph (a) and that follows a route that is similar to that of the line subject to paragraph (a). In addition, a certificate of need for a line subject to this paragraph is not effective until 30 days following the adjournment of the regular legislative session next following commission approval of the certificate of need.

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

Sec. 24. Laws 2014, chapter 145, section 1, is amended to read:

Section 1. LOW-INCOME HOME ENERGY ASSISTANCE PROGRAM; SUPPLEMENTAL APPROPRIATION.

(a) \$20,000,000 is appropriated in fiscal year 2014 from the general fund to the commissioner of commerce for the purpose of providing additional heating assistance through the low-income home energy assistance program under United States Code, title 42, sections 8621 to 8630, and Minnesota Statutes, section 216C.02, subdivision 1. No more than five eight percent of this appropriation may be used for expenses to administer the program. Any unspent balance available on June 30, 2014, cancels to the general fund.

(b) The funding provided in this section shall supplement, and not replace, any federal or other funding existing or otherwise available for heating assistance in Minnesota.

(c) The commissioner shall disburse the funds provided in this section in a manner consistent with the requirements of the federal low-income home energy assistance program under United States Code, title 42, sections 8621 to 8630.

EFFECTIVE DATE. This section is effective retroactively from March 1, 2014.

Sec. 25. LEGISLATIVE ENERGY COMMISSION; PROPANE CONVERSION STRATEGIES.

(a) The Legislative Energy Commission is requested to investigate the feasibility of converting propane gas users to natural gas or other alternative sources of energy. The investigation, among other things, should assess the technical and economic issues for converting nonmetropolitan users of propane gas to pipeline service of natural gas.

(b) The commission is requested to complete its investigations so that any recommendations for legislation are completed by January 15, 2015.

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

Sec. 26. **REPEALER.**

Subdivision 1. **Weatherization assistance.** Minnesota Rules, parts 3300.0800; 3300.0900; 3300.1000, subparts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 25a, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36; 3300.1100; 3300.1200; 3300.1300; 3300.1400; 3300.1500; 3300.1600; 3300.1700; 3300.1800; and 3300.1900, are repealed.

Subd. 2. **Energy conservation loan program.** Minnesota Rules, parts 7607.0100; 7607.0110; 7607.0120; 7607.0130; 7607.0140; 7607.0150; 7607.0160; 7607.0170; and 7607.0180, are repealed.

Subd. 3. **Cooling systems replacement; energy efficiency criteria.** Minnesota Rules, parts 7685.0100; 7685.0120; 7685.0130; and 7685.0140, are repealed."

Delete the title and insert:

"A bill for an act relating to energy; modifying, adding, or authorizing provisions governing medically necessary equipment, propane sales, low-income rate discounts, interconnection of distributed generation, electric vehicle charging tariffs, on-bill repayment programs, energy efficiency programs, emissions reduction planning, certificates of need, solar energy systems, transmission lines, and low-income home energy assistance; repealing certain obsolete administrative rules; requiring a report; amending Minnesota Statutes 2012, sections 16C.144, subdivision 3; 216B.098, subdivision 5; 216B.16, subdivision 14; 216B.1611, by adding a subdivision; 216B.241, by adding a subdivision; 216B.2422, by adding a subdivision; 216B.243, subdivision 8; 216C.41, subdivision 4; 216C.436, subdivision 4, by adding a subdivision; 216E.01, by adding a subdivision; 216E.04, subdivision 2; 239.051, subdivision 29; 239.785, by adding a subdivision; 325E.027; Laws 2013, chapter 57, section 2; Laws 2014, chapter 145, section 1; proposing coding for new law in Minnesota Statutes, chapters 216B; 216E; repealing Minnesota Rules, parts 3300.0800; 3300.0900; 3300.1000, subparts 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17, 18, 19, 20, 21, 22, 23, 24, 25, 25a, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36; 3300.1100; 3300.1200; 3300.1300; 3300.1400; 3300.1500; 3300.1600; 3300.1700; 3300.1800; 3300.1900; 7607.0100; 7607.0110; 7607.0120; 7607.0130; 7607.0140; 7607.0150; 7607.0160; 7607.0170; 7607.0180; 7685.0100; 7685.0120; 7685.0130; 7685.0140."

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

House Conferees: Melissa Hortman, Will Morgan, Pat Garofalo, Yvonne Selcer, Erik Simonson

Senate Conferees: John Marty, Julie A. Rosen, John A. Hoffman, Jim Carlson, D. Scott Dibble

Senator Marty moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2834 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 2834 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 46 and nays 12, as follows:

Those who voted in the affirmative were:

Bakk

Bonoff

Carlson

Champion

Clausen

Cohen	Goodwin	Limmer	Pederson, J.	Sparks
Dahle	Hawj	Marty	Pratt	Tomassoni
Dahms	Hayden	Metzen	Reinert	Torres Ray
Dibble	Housley	Miller	Rest	Weber
Dziedzic	Jensen	Nelson	Rosen	Wiklund
Eaton	Johnson	Newman	Saxhaug	
Eken	Kent	Nienow	Senjem	
Fischbach	Koenen	Osmek	Sieben	
Franzen	Latz	Pappas	Skoe	

Those who voted in the negative were:

Anderson	Chamberlain	Hann	Ortman
Benson	Gazelka	Ingebrigtsen	Petersen, B.
Brown	Hall	Kiffmeyer	Thompson

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

MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 3072, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 3072 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 9, 2014

CONFERENCE COMMITTEE REPORT ON H. F. NO. 3072

A bill for an act relating to transportation; modernizing provisions relating to traffic regulations; eliminating certain reporting requirements; distribution of motor vehicle sales tax revenues; eliminating antiquated, unnecessary, and obsolete provisions; making conforming changes; eliminating and extending sunsets; amending Minnesota Statutes 2012, sections 168.021, subdivision 1; 168.056; 168.10, subdivision 1b; 168.12, subdivisions 1, 2, 2b, 2c, 2d, 2e; 168.123, subdivision 1; 168.1235, subdivision 1; 168.124, subdivision 1; 168.125, subdivision 1; 168.1253, subdivision 1; 168.129, subdivision 1; 168.1296, subdivision 1; 168.1298, subdivision 1; 169.685, subdivision 7; 169.751; 171.12, subdivision 6; Laws 2009, chapter 158, section 10, as amended; repealing Minnesota Statutes 2012, sections 168.0422; 168.055; 168A.20, subdivision 1a; 169.11; 169.36; 169.39; 169.725; 169.743; 169.754; 169.78; 169.7961; 169.983; 169A.60, subdivision 18; 171.28; 299D.02; 299D.04; 299D.05; 609B.202; Minnesota Rules, part 7409.4700, subpart 2.

May 8, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

We, the undersigned conferees for H. F. No. 3072 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 3072, the first engrossment, be further amended as follows:

Page 16, delete section 20

Page 17, line 13, reinstate the stricken language

Page 17, line 14, reinstate everything before "~~2014~~" and after "~~2014~~" insert "2015"

Renumber the sections in sequence

Amend the title as follows:

Page 1, delete lines 2 to 4

Page 1, line 5, delete everything before "amending" and insert "relating to transportation; modernizing provisions governing motor vehicles; eliminating certain antiquated, unnecessary, and obsolete provisions; making technical and conforming changes;"

Correct the title numbers accordingly

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

House Conferees: Erik Simonson, Ron Erhardt, Debra Kiel

Senate Conferees: D. Scott Dibble, Ann H. Rest, John C. Pederson

Senator Dibble moved that the foregoing recommendations and Conference Committee Report on H.F. No. 3072 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 3072 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1926, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 1926 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 6, 2014

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1926

A bill for an act relating to natural resources; appropriating money from outdoor heritage fund; modifying restoration evaluation requirements; modifying requirements for acquisition of real property with money from legacy funds; modifying previous parks and trails fund appropriation; amending Minnesota Statutes 2012, sections 84.0272, subdivisions 1, 3; 97A.056, subdivision 10, by adding subdivisions.

May 1, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

We, the undersigned conferees for H. F. No. 1926 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1926 be further amended as follows:

Delete everything after the enacting clause and insert:

"ARTICLE 1**OUTDOOR HERITAGE FUND****Section 1. OUTDOOR HERITAGE APPROPRIATION.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this article. The appropriations are from the outdoor heritage fund for the fiscal year indicated for each purpose. The figures "2014" and "2015" used in this article mean that the appropriations listed under them are available for the fiscal year ending June 30, 2014, or June 30, 2015, respectively. "The first year" is fiscal year 2014. "The second year" is fiscal year 2015. "The biennium" is fiscal years 2014 and 2015. The appropriations in this act are onetime.

APPROPRIATIONS
Available for the Year
Ending June 30
2014 **2015**

Sec. 2. **OUTDOOR HERITAGE FUND**

<u>Subdivision 1. Total Appropriation</u>	<u>\$</u>	<u>-0-</u>	<u>\$</u>	<u>109,320,000</u>
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This appropriation is from the outdoor heritage fund. The amounts that may be spent for each purpose are specified in the following subdivisions.

<u>Subd. 2. Prairies</u>		<u>-0-</u>		<u>37,435,000</u>
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(a) DNR Wildlife Management Area and Scientific and Natural Area Acquisition - Phase VI

\$8,145,000 in the second year is to the commissioner of natural resources to acquire land in fee for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8, and to acquire land in fee for scientific and natural area purposes under Minnesota Statutes, section 86A.05, subdivision 5. Of this amount, \$4,250,000 is for the Vermillion River Wildlife Management Area addition in Dakota County. Money appropriated in this paragraph may not be used to acquire any portion of the Vermillion River Wildlife Management Area Addition that is or will be subject to the removal of gravel or other mining activities. Any funds not spent on the Vermillion River Wildlife Management Area addition must be used for acquisition of land in the seven-county metropolitan area. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. Subject to the evaluation criteria under Minnesota Rules, part 6136.0900, priority must be given to

acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of proposed land and permanent conservation easement acquisitions must be provided as part of the required accomplishment plan.

(b) Accelerating Wildlife Management Area Acquisition - Phase VI

\$10,350,000 in the second year is to the commissioner of natural resources for an agreement with Pheasants Forever to acquire land in fee for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. Subject to the evaluation criteria under Minnesota Rules, part 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(c) Minnesota Prairie Recovery Project - Phase V

\$3,940,000 in the second year is to the commissioner of natural resources for a contract with The Nature Conservancy to acquire native prairie, wetlands, and savanna and restore and enhance grasslands, wetlands, and savanna. A list of proposed land acquisitions must be provided as part of the required accomplishment plan and must be consistent with the priorities identified in the Minnesota Prairie Conservation Plan. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under

a management plan that is already being implemented may continue. Subject to the evaluation criteria under Minnesota Rules, part 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. Annual income statements and balance sheets for income and expenses from land acquired with this appropriation must be submitted to the Lessard-Sams Outdoor Heritage Council no later than 180 days following the close of The Nature Conservancy's fiscal year.

(d) Northern Tallgrass Prairie National Wildlife Refuge Land Acquisition - Phase V

\$2,450,000 in the second year is to the commissioner of natural resources for a contract with The Nature Conservancy in cooperation with the United States Fish and Wildlife Service to acquire land in fee or permanent conservation easements within the Northern Tallgrass Prairie Habitat Preservation Area in western Minnesota for addition to the Northern Tallgrass Prairie National Wildlife Refuge. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. Subject to the evaluation criteria under Minnesota Rules, part 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan and must be consistent with the priorities in the Minnesota Prairie Conservation Plan.

(e) Accelerated Protection of Grassland and Prairie Habitat with Reinvest in

Minnesota and Native Prairie Bank Easements

\$3,000,000 in the second year is to the commissioner of natural resources and \$2,450,000 in the second year is to the Board of Water and Soil Resources to implement the Minnesota Prairie Conservation Plan through acquisition of permanent conservation easements to protect native prairie and grasslands. Of these amounts, up to \$112,000 to the Department of Natural Resources and up to \$65,000 to the Board of Water and Soil Resources are for establishing monitoring and enforcement funds as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. Lands with easements acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. Subject to the evaluation criteria under Minnesota Rules, part 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of permanent conservation easements must be provided as part of the final report.

(f) Minnesota Buffers for Wildlife and Water - Phase IV

\$2,200,000 in the second year is to the Board of Water and Soil Resources to acquire permanent conservation easements to protect and enhance habitat by expanding the clean water fund riparian buffer program for at least equal wildlife benefits from buffers on private land. Up to \$112,500 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. Lands with easements acquired with this appropriation

may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. A list of permanent conservation easements must be provided as part of the final report.

(g) Cannon River Headwaters Habitat Complex - Phase IV

\$1,430,000 in the second year is to the commissioner of natural resources for an agreement with The Trust for Public Land to acquire and restore lands in the Cannon River watershed for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. Subject to the evaluation criteria under Minnesota Rules, part 6136.0900, priority must be given to acquisition of lands that are eligible for the native prairie bank under Minnesota Statutes, section 84.96, or lands adjacent to protected native prairie. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(h) Accelerated Prairie Restoration and Enhancement on DNR Lands - Phase VI

\$1,530,000 in the second year is to the commissioner of natural resources to accelerate the restoration and enhancement of prairie communities in wildlife management areas, scientific and natural areas, aquatic management areas, state forest land, and land under native prairie bank easements. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(i) Anoka Sandplain Habitat Restoration and Enhancement - Phase III

\$1,190,000 in the second year is to the commissioner of natural resources for agreements to restore and enhance wildlife habitat on public lands in Anoka, Benton, Isanti, Morrison, Sherburne, and Stearns Counties as follows: \$155,000 is to Anoka Conservation District; \$79,000 is to Isanti County Parks Department; \$901,000 is to Great River Greening; and \$55,000 is to Stearns County Soil and Water Conservation District. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(j) Crow-Hassen Prairie Complex Restoration and Enhancement

\$370,000 in the second year is to the commissioner of natural resources for an agreement with Three Rivers Park District to restore and enhance prairie habitat within the Crow-Hassen Park Reserve. A restoration and enhancement plan and a list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(k) Prairie and Oak Savanna Restoration along Mississippi and Rum Rivers

\$380,000 in the second year is to the commissioner of natural resources for an agreement with Anoka County to restore and enhance riparian and upland habitat in the Rum River Central Regional Park/Cedar Creek Conservation Area complex and in the Mississippi West Regional Park. A restoration and enhancement plan and a list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

Subd. 3. Forests

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16,100,000

(a) Preventing Forest Fragmentation and Protecting and Restoring Lake and Stream Habitat in St. Louis River

\$2,800,000 in the second year is to the commissioner of natural resources for a

contract with the Fond du Lac Band of Lake Superior Chippewa to acquire lands in fee in the St. Louis River watershed to be managed for fish and wildlife purposes. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(b) Northeastern Minnesota Sharp-Tailed Grouse Habitat Program - Phase V

\$3,150,000 in the second year is to the commissioner of natural resources for an agreement with Pheasants Forever in cooperation with the Minnesota Sharp-Tailed Grouse Society to acquire and enhance lands in Aitkin, Carlton, Kanabec, Pine, and St. Louis Counties for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(c) Protecting Pineland Sands Aquifer Forest Lands

\$1,050,000 in the second year is to the commissioner of natural resources to acquire forest lands in Cass, Hubbard, and Wadena Counties for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8; to acquire land in fee for scientific and natural area purposes under Minnesota Statutes, section 86A.05, subdivision 5; or to acquire land in fee for state forests under Minnesota Statutes, section 86A.05, subdivision 7. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(d) Protecting Key Forest Lands in Cass County - Phase V

\$880,000 in the second year is to the commissioner of natural resources for a

contract with Cass County to acquire land in fee in Cass County for forest wildlife habitat or to prevent forest fragmentation. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(e) State Forest Acquisitions - Phase II

\$950,000 in the second year is to the commissioner of natural resources to acquire lands in fee and permanent management easements, including for habitat purposes, in the Richard J. Dorer State Forest under Minnesota Statutes, section 86A.05, subdivision 7. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(f) Southeast Minnesota Protection and Restoration - Phase II

\$5,770,000 in the second year is to the commissioner of natural resources for agreements to acquire land in fee for wildlife management area purposes under Minnesota Statutes, section 86A.05, subdivision 8; to acquire land in fee for scientific and natural areas under Minnesota Statutes, section 86A.05, subdivision 5; to acquire land in fee for state forest purposes under Minnesota Statutes, section 86A.05, subdivision 7; for permanent conservation easements; and to restore and enhance habitat on publicly protected lands as follows: \$4,800,000 to The Nature Conservancy; and \$970,000 to Minnesota Land Trust, of which up to \$160,000 to Minnesota Land Trust is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. Lands acquired or lands with easements acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. A list of proposed acquisitions, permanent conservation easements, and restorations and

enhancements must be provided as part of the required accomplishment plan.

(g) Camp Ripley Partnership - Phase IV

\$1,200,000 in the second year is to the Board of Water and Soil Resources in cooperation with the Morrison County Soil and Water Conservation District to acquire permanent conservation easements within the boundaries of the Minnesota National Guard Compatible Use Buffer to protect forest wildlife habitat. Up to \$45,000 is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report.

(h) Floodplain Forest Enhancement on Mississippi River

\$300,000 is to the commissioner of natural resources for an agreement with National Audubon Society to enhance floodplain forest habitat for wildlife on public lands along the Mississippi River. A list of restorations and enhancements must be provided as part of the required accomplishment plan.

Subd. 4. Wetlands

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24,010,000

(a) Reinvest in Minnesota Wetlands Partnership - Phase VI

\$9,710,000 in the second year is to the Board of Soil and Water Resources to acquire permanent conservation easements and restore wetlands and associated upland habitat in cooperation with the United States Department of Agriculture and Ducks Unlimited, including \$645,000 for an agreement with Ducks Unlimited to provide technical and bioengineering assistance. Up to \$190,000 to the Board of Water and Soil Resources is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section

97A.056, subdivision 17. A list of permanent conservation easements must be provided as part of the final report. The appropriations in Laws 2012, chapter 264, article 1, section 2, subdivision 4, paragraph (a), and Laws 2013, chapter 137, article 1, section 2, subdivision 4, paragraph (a), may be used for the purposes of this appropriation.

(b) Accelerating Waterfowl Production Area Acquisition - Phase VI

\$7,280,000 in the second year is to the commissioner of natural resources for a contract with Pheasants Forever to acquire land in fee to be designated and managed as waterfowl production areas in Minnesota, in cooperation with the United States Fish and Wildlife Service. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(c) Living Shallow Lakes and Wetland Initiative - Phase IV

\$4,910,000 in the second year is to the commissioner of natural resources for an agreement with Ducks Unlimited to assess, enhance, and restore shallow lakes and wetlands, including bioengineering, technical assistance, feasibility investigation, survey, and design to develop new enhancement and restoration projects for future implementation. A list of proposed enhancements and restorations to be constructed through this appropriation must be provided as part of the required accomplishment plan.

(d) Wild Rice Shoreland Protection Program - Phase III

\$198,000 in the second year is to the commissioner of natural resources for acquisition of land in fee and \$862,000 is to the Board of Water and Soil Resources to acquire permanent conservation easements on wild rice lake shoreland habitat for native wild rice bed protection. Of this amount, up to \$70,000 to the Board of

Water and Soil Resources is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed fee land acquisitions must be included as part of the required accomplishment plan by the Department of Natural Resources and a list of permanent conservation easements must be provided as part of the final report by the Board of Water and Soil Resources.

(e) Accelerated Shallow Lakes and Wetlands Enhancement - Phase VI

\$1,050,000 in the second year is to the commissioner of natural resources to enhance and restore shallow lakes statewide. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

Subd. 5. Habitats

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30,890,000

(a) DNR Aquatic Habitat - Phase VI

\$2,560,000 in the second year is to the commissioner of natural resources to acquire interests in land in fee for aquatic management purposes under Minnesota Statutes, sections 86A.05, subdivision 14, and 97C.02, and to restore and enhance aquatic habitat. A list of proposed land acquisitions and restorations and enhancements must be provided as part of the required accomplishment plan.

(b) Fisheries Habitat Protection on Strategic North Central Minnesota Lakes

\$2,130,000 in the second year is to the commissioner of natural resources for agreements with the Leech Lake Area Watershed Foundation and Minnesota Land Trust to acquire land in fee and permanent conservation easements to sustain healthy fish habitat on lakes in Aitkin, Cass, Crow Wing, and Hubbard Counties as follows: \$1,150,300 to Leech Lake Area Watershed Foundation; and \$979,700 to Minnesota

Land Trust, of which up to \$120,000 to Minnesota Land Trust is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(c) Habitat Protection in Dakota County - Phase V

\$1,190,000 in the second year is to the commissioner of natural resources for a contract with Dakota County to acquire permanent conservation easements and land in fee and to restore and enhance habitats in rivers and lake watersheds in Dakota County. Up to \$15,000 to Dakota County is for establishing a monitoring and enforcement fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17. Lands acquired or lands with easements acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. A list of proposed land acquisitions and restorations and enhancements must be provided as part of the required accomplishment plan.

(d) Metro Big Rivers - Phase V

\$2,650,000 in the second year is to the commissioner of natural resources for agreements to acquire land in fee and permanent conservation easements and to restore and enhance natural systems associated with the Mississippi, Minnesota, and St. Croix Rivers as follows: \$600,000 to Minnesota Valley National Wildlife Refuge Trust, Inc.; \$160,000 to Friends of the Mississippi River; \$400,000 to Great River Greening; \$590,000 to Minnesota Land Trust, of which up to \$77,000 is for establishing a monitoring and enforcement

fund as approved in the accomplishment plan and subject to Minnesota Statutes, section 97A.056, subdivision 17; and \$900,000 to The Trust for Public Land. Lands acquired or lands with easements acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. A list of proposed land acquisitions and permanent conservation easements must be provided as part of the required accomplishment plan.

(e) Mustinka River Fish and Wildlife Habitat Corridor Rehabilitation

\$2,440,000 in the second year is to the commissioner of natural resources for an agreement with the Bois de Sioux Watershed District to acquire land in fee and to restore natural systems associated with the Mustinka River located within the Bois de Sioux Watershed. Lands acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. A list of proposed land acquisitions must be provided as part of the required accomplishment plan.

(f) Minnesota Trout Unlimited Coldwater Fish Habitat Enhancement and Restoration - Phase VI

\$1,900,000 in the second year is to the commissioner of natural resources for an agreement with Minnesota Trout Unlimited to restore and enhance habitat for trout and other species in and along coldwater rivers and streams in Minnesota. A list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(g) St. Louis River Restoration Initiative - Phase II

\$2,290,000 in the second year is to the commissioner of natural resources to restore habitat in the lower St. Louis River estuary. Of this appropriation, up to \$500,000 is for an agreement with Minnesota Land Trust. A list of proposed restorations must be provided as part of the required accomplishment plan.

(h) Knife River Habitat Rehabilitation - Phase II

\$1,410,000 in the second year is to the commissioner of natural resources for an agreement with the Lake Superior Steelhead Association to enhance trout habitat in the Knife River watershed. A list of proposed enhancements must be provided as part of the required accomplishment plan.

(i) Restoration and Enhancement of Washington County Public Lands

\$430,000 in the second year is to the commissioner of natural resources for an agreement with Washington County to restore and enhance habitat on public lands in Washington County. A restoration and enhancement plan and a list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(j) Wirth Park Enhancements

\$600,000 in the second year is to the commissioner of natural resources for an agreement with the Minneapolis Park Board to enhance riparian and upland habitat within Wirth Park in Hennepin County. A restoration and enhancement plan and a list of proposed land restorations and enhancements must be provided as part of the required accomplishment plan.

(k) Evaluate Effectiveness of Aquatic Invasive Species Prevention Strategies

\$4,040,000 in the second year is to the commissioner of natural resources for an agreement with the Central Minnesota Initiative Fund to develop a series of pilot projects to enhance aquatic habitat by preventing the spread of aquatic invasive species, including pilot projects conducting education and outreach, inspection and decontamination, enforcement, and other activities. All pilot projects must be conducted on a reimbursement basis and require a match of nonoutdoor heritage fund dollars. A required evaluation of results must be funded with nonoutdoor heritage fund dollars. The required evaluation must evaluate the efficacy of inspection and decontamination activities utilized in any of the pilot projects in preventing the spread of aquatic invasive species. A list of pilot projects must be included in the required final report. This appropriation is available until June 30, 2019. The accomplishment plan must accelerate the start of the pilot project.

(l) Albert Lea Lake Management and Invasive Species Control Structure - Supplement

\$700,000 in the second year is added to the appropriation contained in Laws 2013, chapter 137, article 1, section 2, subdivision 5, paragraph (h), to the commissioner of natural resources for an agreement with the Shell Rock River Watershed District to construct structural deterrents and lake level controls.

(m) Conservation Partners Legacy Grant Program - Phase VI

\$4,550,000 in the second year is to the commissioner of natural resources for a program to provide competitive, matching grants of up to \$400,000 to local, regional, state, and national organizations for enhancing, restoring, or protecting forests, wetlands, prairies, or habitat for fish, game, or wildlife in Minnesota. Grants shall not be made for activities required to fulfill the duties of owners of lands subject to conservation

easements. Grants shall not be made from the appropriation in this paragraph for projects that have a total project cost exceeding \$575,000. Of this appropriation, \$460,000 may be spent for personnel costs and other direct and necessary administrative costs. Grantees may acquire land or interests in land. Easements must be permanent. Grants may not be used to establish easement stewardship accounts. Land acquired in fee must be open to hunting and fishing during the open season unless otherwise provided by law. Lands acquired or lands with easements acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations. Conservation grazing under a management plan that is already being implemented may continue. The program shall require a match of at least ten percent from nonstate sources for all grants. The match may be cash or in-kind resources. For grant applications of \$25,000 or less, the commissioner shall provide a separate, simplified application process. Subject to Minnesota Statutes, the commissioner of natural resources shall, when evaluating projects of equal value, give priority to organizations that have a history of receiving or charter to receive private contributions for local conservation or habitat projects. If acquiring land or a conservation easement, priority shall be given to projects associated with or within one mile of existing wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8; scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5; or aquatic management areas under Minnesota Statutes, sections 86A.05, subdivision 14, and 97C.02. All restoration or enhancement projects must be on land permanently protected by a permanent covenant ensuring perpetual maintenance and protection of restored and enhanced habitat, by a conservation easement, or by public ownership or in public waters as defined in Minnesota Statutes,

section 103G.005, subdivision 15. Priority shall be given to restoration and enhancement projects on public lands. Minnesota Statutes, section 97A.056, subdivision 13, applies to grants awarded under this paragraph. This appropriation is available until June 30, 2018. No less than five percent of the amount of each grant must be held back from reimbursement until the grant recipient has completed a grant accomplishment report by the deadline and in the form prescribed by and satisfactory to the Lessard-Sams Outdoor Heritage Council. The commissioner shall provide notice of the grant program in the game and fish law summary prepared under Minnesota Statutes, section 97A.051, subdivision 2.

(n) Conservation Partners Legacy Metro Grant Program

\$4,000,000 in the second year is to the commissioner of natural resources for a program to provide competitive, matching grants of up to \$400,000 to local, regional, state, and national organizations for enhancing, restoring, or protecting forests, wetlands, prairies, or habitat for fish, game, or wildlife in the seven-county metropolitan area and cities with a population of 50,000 or greater. Grants shall not be made for activities required to fulfill the duties of owners of lands subject to conservation easements. Grants shall not be made from the appropriation in this paragraph for projects that have a total project cost exceeding \$575,000. Of this appropriation, \$70,000 may be spent for direct and necessary administrative costs. Grantees may acquire land or interests in land. Easements must be permanent. Grants may not be used to establish easement stewardship accounts. Land acquired in fee must be open to hunting and fishing during the open season unless otherwise provided by law. Lands acquired or lands with easements acquired with this appropriation may not be used for emergency haying and grazing in response to federal or state disaster declarations.

Conservation grazing under a management plan that is already being implemented may continue. The program shall require a match of at least ten percent from nonstate sources for all grants. The match may be cash or in-kind resources. For grant applications of \$25,000 or less, the commissioner shall provide a separate, simplified application process. Subject to Minnesota Statutes, the commissioner of natural resources shall, when evaluating projects of equal value, give priority to organizations that have a history of receiving or charter to receive private contributions for local conservation or habitat projects. If acquiring land or a conservation easement, priority shall be given to projects associated with or within one mile of existing wildlife management areas under Minnesota Statutes, section 86A.05, subdivision 8; scientific and natural areas under Minnesota Statutes, sections 84.033 and 86A.05, subdivision 5; or aquatic management areas under Minnesota Statutes, sections 86A.05, subdivision 14, and 97C.02. All restoration or enhancement projects must be on land permanently protected by a permanent covenant ensuring perpetual maintenance and protection of restored and enhanced habitat, by a conservation easement, or by public ownership or in public waters as defined in Minnesota Statutes, section 103G.005, subdivision 15. Priority shall be given to restoration and enhancement projects on public lands. Minnesota Statutes, section 97A.056, subdivision 13, applies to grants awarded under this paragraph. This appropriation is available until June 30, 2018. No less than five percent of the amount of each grant must be held back from reimbursement until the grant recipient has completed a grant accomplishment report by the deadline and in the form prescribed by and satisfactory to the Lessard-Sams Outdoor Heritage Council. The commissioner shall provide notice of the grant program in the game and fish law summary prepared

under Minnesota Statutes, section 97A.051, subdivision 2.

Subd. 6. **Administration**

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885,000

(a) Contract Management

\$150,000 in the second year is to the commissioner of natural resources for contract management duties assigned in this section. The commissioner shall provide an accomplishment plan in the form specified by the Lessard-Sams Outdoor Heritage Council on the expenditure of this appropriation. The accomplishment plan must include a copy of the grant contract template and reimbursement manual. No money may be expended prior to Lessard-Sams Outdoor Heritage Council approval of the accomplishment plan.

(b) Legislative Coordinating Commission

\$570,000 in the second year is to the Legislative Coordinating Commission for administrative expenses of the Lessard-Sams Outdoor Heritage Council and for compensation and expense reimbursement of council members. This appropriation is available until June 30, 2015. Minnesota Statutes, section 16A.281, applies to this appropriation.

(c) Technical Evaluation Panel

\$100,000 in the second year is to the commissioner of natural resources for a technical evaluation panel to conduct up to ten restoration evaluations under Minnesota Statutes, section 97A.056, subdivision 10.

(d) High Priority Pre-Transaction Service Acceleration for Lessard-Sams Outdoor Heritage Council

\$50,000 in the second year is to the commissioner of natural resources to provide land acquisition pre-transaction services including but not limited to appraisals, surveys, or title research for acquisition proposals under consideration by the

Lessard-Sams Outdoor Heritage Council. A list of activities must be included in the final accomplishment plan.

(e) Legacy Web Site

\$15,000 in the second year is to the Legislative Coordinating Commission for the Web site required in Minnesota Statutes, section 3.303, subdivision 10.

Subd. 7. Availability of Appropriation

Money appropriated in this section may not be spent on activities unless they are directly related to and necessary for a specific appropriation and are specified in the accomplishment plan approved by the Lessard-Sams Outdoor Heritage Council. Money appropriated in this section must not be spent on indirect costs or other institutional overhead charges that are not directly related to and necessary for a specific appropriation. Unless otherwise provided, the amounts in this section are available until June 30, 2017. For acquisition of real property, the amounts in this section are available until June 30, 2018, if a binding agreement with a landowner or purchase agreement is entered into by June 30, 2017, and closed no later than June 30, 2018. Funds for restoration or enhancement are available until June 30, 2019, or five years after acquisition, whichever is later, in order to complete initial restoration or enhancement work. If a project receives federal funds, the time period of the appropriation is extended to equal the availability of federal funding. Funds appropriated for fee title acquisition of land may be used to restore, enhance, and provide for public use of the land acquired with the appropriation. Public use facilities must have a minimal impact on habitat in acquired lands.

Subd. 8. Payment Conditions and Capital Equipment Expenditures

All agreements referred to in this section must be administered on a reimbursement basis unless otherwise provided in this section. Notwithstanding Minnesota Statutes, section 16A.41, expenditures directly related to each appropriation's purpose made on or after July 1, 2014, or the date of accomplishment plan approval, whichever is later, are eligible for reimbursement unless otherwise provided in this section. For the purposes of administering appropriations and legislatively authorized agreements paid out of the outdoor heritage fund, an expense must be considered reimbursable by the administering agency when the recipient presents the agency with an invoice or binding agreement with the landowner and the recipient attests that the goods have been received or the landowner agreement is binding. Periodic reimbursement must be made upon receiving documentation that the items articulated in the accomplishment plan approved by the Lessard-Sams Outdoor Heritage Council have been achieved, including partial achievements as evidenced by progress reports approved by the Lessard-Sams Outdoor Heritage Council. Reasonable amounts may be advanced to projects to accommodate cash flow needs, support future management of acquired lands, or match a federal share. The advances must be approved as part of the accomplishment plan. Capital equipment expenditures for specific items in excess of \$10,000 must be itemized in and approved as part of the accomplishment plan.

Subd. 9. Mapping

Each direct recipient of money appropriated in this section, as well as each recipient of a grant awarded pursuant to this section, must provide geographic information to the Department of Natural Resources for mapping of any lands acquired in fee with funds appropriated in this section and open to public taking of fish and game. The commissioner of natural resources shall include the lands acquired in fee with money

appropriated in this section on maps showing public recreation opportunities. Maps shall include information on and acknowledgement of the outdoor heritage fund, including a notation of any restrictions.

Subd. 10. Pollinators

Each direct recipient of money appropriated in this section, as well as each recipient of a grant awarded pursuant to this section that conducts a prairie restoration using funds appropriated in this section, must include an appropriate diversity of native species selected to provide habitat for pollinators throughout the growing season as required under Minnesota Statutes, section 84.973.

Sec. 3. Minnesota Statutes 2012, section 97A.056, subdivision 1, is amended to read:

Subdivision 1. **Outdoor heritage fund.** An outdoor heritage fund, under article XI, section 15, of the Minnesota Constitution, is established as an account in the state treasury. All money earned by the outdoor heritage fund must be credited to the fund. At least 99 percent of the money appropriated from the fund must be expended to restore, protect, and enhance wetlands, prairies, forests, and habitat for fish, game, and wildlife. Money appropriated from the outdoor heritage fund shall not be spent to acquire property by eminent domain unless the owner requests that the owner's property be acquired by eminent domain.

EFFECTIVE DATE. This section is effective July 1, 2014, and applies to eminent domain actions started after that date.

Sec. 4. Minnesota Statutes 2012, section 97A.056, subdivision 10, is amended to read:

Subd. 10. **Restoration evaluations.** The commissioner of natural resources and the Board of Water and Soil Resources may convene a technical evaluation panel comprised of five members, including one technical representative from the Board of Water and Soil Resources, one technical representative from the Department of Natural Resources, one technical expert from the University of Minnesota or the Minnesota State Colleges and Universities, and two representatives with expertise in the project being evaluated. The board and the commissioner may add a technical representative from a unit of federal or local government. The members of the technical evaluation panel may not be associated with the restoration, may vary depending upon the projects being reviewed, and shall avoid any potential conflicts of interest. Each year, the board and the commissioner may assign a coordinator to identify a sample of up to ten habitat restoration projects completed with outdoor heritage funding. The coordinator shall secure the restoration plans for the projects specified and direct the technical evaluation panel to evaluate the restorations relative to the law, current science, and the stated goals and standards in the restoration plan and, when applicable, to the Board of Water and Soil Resources' native vegetation establishment and enhancement guidelines. The coordinator shall summarize the findings of the panel and provide a report to the chair of the Lessard-Sams Outdoor Heritage Council and the chairs of the respective house of representatives and senate policy and finance committees with jurisdiction

over natural resources and spending from the outdoor heritage fund. The report shall determine if the restorations are meeting planned goals, any problems with the implementation of restorations, and, if necessary, recommendations on improving restorations. The report shall be focused on improving future restorations. ~~Up to~~ At least one-tenth of one percent of forecasted receipts from the outdoor heritage fund ~~may~~ must be used for restoration evaluations under this section.

Sec. 5. Minnesota Statutes 2012, section 97A.056, subdivision 13, is amended to read:

Subd. 13. **Project requirements.** (a) As a condition of accepting money appropriated from the outdoor heritage fund, an agency or entity receiving money from an appropriation must comply with this subdivision for any project funded in whole or in part with funds from the appropriation.

(b) All conservation easements acquired with money appropriated from the outdoor heritage fund must:

- (1) be permanent;
- (2) specify the parties to the easement;
- (3) specify all of the provisions of an agreement that are permanent;
- (4) specify the habitat types and location being protected;
- (5) where appropriate for conservation or water protection outcomes, require the grantor to employ practices retaining water on the eased land as long as practicable;
- (6) specify the responsibilities of the parties for habitat enhancement and restoration and the associated costs of these activities;
- (7) be sent to the office of the Lessard-Sams Outdoor Heritage Council;
- (8) include a long-term stewardship plan and identify the sources and amount of funding for monitoring and enforcing the easement agreement; and
- (9) identify the parties responsible for monitoring and enforcing the easement agreement.

(c) For all restorations, a recipient must prepare and retain an ecological restoration and management plan that, to the degree practicable, is consistent with current conservation science and ecological goals for the restoration site. Consideration should be given to soil, geology, topography, and other relevant factors that would provide the best chance for long-term success and durability of the restoration. The plan must include the proposed timetable for implementing the restoration, including, but not limited to, site preparation, establishment of diverse plant species, maintenance, and additional enhancement to establish the restoration; identify long-term maintenance and management needs of the restoration and how the maintenance, management, and enhancement will be financed; and use current conservation science to achieve the best restoration.

(d) For new lands acquired, a recipient must prepare a restoration and management plan in compliance with paragraph (c), including identification of sufficient funding for implementation.

(e) To ensure public accountability for the use of public funds, a recipient must provide to the Lessard-Sams Outdoor Heritage Council documentation of the process used to select parcels acquired in fee or as permanent conservation easements and must provide the council with documentation of all related transaction costs, including, but not limited to, appraisals, legal fees, recording fees, commissions, other similar costs, and donations. This information must be provided

for all parties involved in the transaction. The recipient must also report to the Lessard-Sams Outdoor Heritage Council any difference between the acquisition amount paid to the seller and the state-certified or state-reviewed appraisal, if a state-certified or state-reviewed appraisal was conducted. The commissioner of natural resources may conduct or require additional appraisals of parcels to be acquired in fee title or as conservation easements. Acquisition data such as appraisals may remain private during negotiations but must ultimately be made public according to chapter 13.

(f) Except as otherwise provided in the appropriation, all restoration and enhancement projects funded with money appropriated from the outdoor heritage fund must be on land permanently protected by a conservation easement or public ownership or in public waters as defined in section 103G.005, subdivision 15.

(g) To the extent an appropriation is used to acquire an interest in real property, a recipient of an appropriation from the outdoor heritage fund must provide to the Lessard-Sams Outdoor Heritage Council and the commissioner of management and budget an analysis of increased operation and maintenance costs likely to be incurred by public entities as a result of the acquisition and of how the costs are to be paid.

(h) A recipient of money appropriated from the outdoor heritage fund must give consideration to and make timely written contact with Conservation Corps Minnesota for possible use of the corps' services to contract for restoration and enhancement services. A copy of the written contact must be filed with the Lessard-Sams Outdoor Heritage Council within 15 days of execution.

(i) A recipient of money appropriated from the outdoor heritage fund must erect signage according to Laws 2009, chapter 172, article 5, section 10.

ARTICLE 2

PARKS AND TRAILS FUND

Section 1. CARVER COUNTY PARKS AND TRAILS GRANT MODIFICATION.

The fiscal year 2015 appropriation from the parks and trails fund to the Metropolitan Council for grants to Carver County contained in Laws 2013, chapter 137, article 3, section 4, paragraph (d), may be used for a park programmer position, roads, parking lots, and paving construction at Lake Minnewashta Regional Park."

Delete the title and insert:

"A bill for an act relating to natural resources; appropriating money from outdoor heritage fund; modifying restoration evaluation requirements; modifying provisions for acquiring real property with money from outdoor heritage fund; modifying previous parks and trails fund appropriation; amending Minnesota Statutes 2012, section 97A.056, subdivisions 1, 10, 13."

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

House Conferees: Rick Hansen, Phyllis Kahn, Denny McNamara

Senate Conferees: Tom Saxhaug, Bill Ingebrigtsen, Dan Sparks

Senator Saxhaug moved that the foregoing recommendations and Conference Committee Report on H.F. No. 1926 be now adopted, and that the bill be repassed as amended by the Conference

Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 1926 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 49 and nays 10, as follows:

Those who voted in the affirmative were:

Bakk	Eaton	Housley	Nelson	Senjem
Bonoff	Eken	Ingebrigtsen	Newman	Sieben
Carlson	Fischbach	Jensen	Ortman	Skoe
Champion	Franzen	Johnson	Pappas	Sparks
Clausen	Gazelka	Kent	Pederson, J.	Tomassoni
Cohen	Goodwin	Koenen	Pratt	Torres Ray
Dahle	Hall	Latz	Reinert	Weber
Dahms	Hann	Marty	Rest	Wiger
Dibble	Hawj	Metzen	Rosen	Wiklund
Dziedzic	Hayden	Miller	Saxhaug	

Those who voted in the negative were:

Anderson	Brown	Kiffmeyer	Nienow	Petersen, B.
Benson	Chamberlain	Limmer	Osmek	Thompson

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

MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 2090, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 2090 is herewith transmitted to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted May 6, 2014

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2090

A bill for an act relating to civil actions; prohibiting certain indemnification agreements; proposing coding for new law in Minnesota Statutes, chapter 604.

May 2, 2014

The Honorable Paul Thissen
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

We, the undersigned conferees for H. F. No. 2090 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment.

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

House Conferees: Melissa Hortman, Peggy Scott, Steve Simon

Senate Conferees: Ron Latz, Vicki Jensen, Dan D. Hall

Senator Latz moved that the foregoing recommendations and Conference Committee Report on H.F. No. 2090 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 2090 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

S.F. No. 2390 and the Conference Committee Report thereon were reported to the Senate.

CONFERENCE COMMITTEE REPORT ON S.F. NO. 2390

A bill for an act relating to elections; modifying provisions related to election administration; making technical changes to provisions related to voting, voter registration, ballots, and other election-related provisions; amending Minnesota Statutes 2012, sections 201.081; 201.091, subdivision 2; 201.13, subdivision 4; 203B.12, subdivision 7, by adding a subdivision; 203B.22; 204B.09, subdivision 3; 204B.19, subdivision 2; 204C.26, subdivision 1; 204D.13, subdivisions 1, 2; 204D.15, subdivision 1; 205.07, subdivision 1a; 205.13, subdivision 1; 370.05; 375A.12, subdivision 5; 412.091; Minnesota Statutes 2013 Supplement, sections 203B.04, subdivision 1; 204B.45, subdivision 2; 204B.46; 205A.05, subdivision 1; 368.47; proposing coding for new law in Minnesota Statutes, chapter 211C.

May 7, 2014

The Honorable Sandra L. Pappas
President of the Senate

The Honorable Paul Thissen
Speaker of the House of Representatives

We, the undersigned conferees for S.F. No. 2390 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S.F. No. 2390 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2013 Supplement, section 5B.06, is amended to read:

5B.06 VOTING BY PROGRAM PARTICIPANT; ABSENTEE BALLOT.

A program participant who is otherwise eligible to vote may register with the secretary of state as a permanent absentee voter. Notwithstanding section 203B.04, subdivision 5, the secretary of state is not required to send an absentee ballot application prior to each election to a program participant registered as a permanent absentee voter under this section. As soon as practicable before each election, the secretary of state shall determine the precinct in which the residential address of the program participant is located and shall request from and receive from the county auditor or other election official the ballot for that precinct and shall forward the absentee ballot to the program participant with the other materials for absentee balloting as required by Minnesota law. The program participant shall complete the ballot and return it to the secretary of state, who shall review the ballot in the manner provided by section ~~203B.24~~ 203B.121, subdivision 2. If the ballot and ballot materials comply with the requirements of that section, the ballot must be certified by the secretary of state as the ballot of a program participant, and must be forwarded to the appropriate electoral jurisdiction for tabulation along with all other ballots. The name and address of a program participant must not be listed in the statewide voter registration system.

Sec. 2. Minnesota Statutes 2013 Supplement, section 103C.311, subdivision 2, is amended to read:

Subd. 2. **Supervisors elected by districts.** (a) A district board in the seven-county metropolitan area shall by resolution provide that supervisors will be elected by supervisor districts as provided in this subdivision.

~~(a) The~~ (b) A district board outside of the seven-county metropolitan area, with the approval of the state board, may by resolution provide that supervisors will be elected by supervisor districts as provided in this subdivision.

~~(b) (c)~~ (c) The supervisor districts must be composed of precincts established by county and municipal governing bodies under section 204B.14. The districts must be compact, include only contiguous territory, and be substantially equal in population. The districts must be numbered in a regular series. The districts must be drawn by the county board of the county containing the largest area of the soil and water conservation district, in consultation with the district board and with the approval of the state board. The boundaries of the districts must be redrawn after each decennial federal census as provided in section 204B.135. A certified copy of the resolution establishing

supervisor districts must be filed by the chair of the district board with the county auditor of the counties where the soil and water conservation district is located, with the state board, and with the secretary of state, and the filings must occur within 80 days of the time when the legislature has been redistricted or at least 15 weeks before the state primary election in a year ending in two, whichever comes first.

~~(c)~~(d) Each supervisor district is entitled to elect one supervisor. A supervisor must be a resident of the district from which elected.

~~(d)~~(e) The district board shall provide staggered terms for supervisors elected by district. After each redistricting, there shall be a new election of supervisors in all the districts at the next general election, except that if the change made in the boundaries of a district is less than five percent of the average population of all the districts, the supervisor in office at the time of the redistricting shall serve for the full term for which elected. The district board shall determine by lot the seats to be filled for a two-year term, a four-year term, and a six-year term.

EFFECTIVE DATE. This section is effective January 1, 2015, and applies to elections conducted on or after that date.

Sec. 3. Minnesota Statutes 2013 Supplement, section 201.061, subdivision 3, is amended to read:

Subd. 3. **Election day registration.** (a) An individual who is eligible to vote may register on election day by appearing in person at the polling place for the precinct in which the individual maintains residence, by completing a registration application, making an oath in the form prescribed by the secretary of state and providing proof of residence. An individual may prove residence for purposes of registering by:

(1) presenting a driver's license or Minnesota identification card issued pursuant to section 171.07;

(2) presenting any document approved by the secretary of state as proper identification;

(3) presenting one of the following:

(i) a current valid student identification card from a postsecondary educational institution in Minnesota, if a list of students from that institution has been prepared under section 135A.17 and certified to the county auditor in the manner provided in rules of the secretary of state; or

(ii) a current student fee statement that contains the student's valid address in the precinct together with a picture identification card; or

(4) having a voter who is registered to vote in the precinct, or ~~who~~ is an employee employed by and working in a residential facility in the precinct and vouching for a resident in the facility, sign an oath in the presence of the election judge vouching that the voter or employee personally knows that the individual is a resident of the precinct. A voter who has been vouched for on election day may not sign a proof of residence oath vouching for any other individual on that election day. A voter who is registered to vote in the precinct may sign up to eight proof-of-residence oaths on any election day. This limitation does not apply to an employee of a residential facility described in this clause. The secretary of state shall provide a form for election judges to use in recording the number of individuals for whom a voter signs proof-of-residence oaths on election day. The form must include space for the maximum number of individuals for whom a voter may sign proof-of-residence oaths. For each proof-of-residence oath, the form must include a statement that the ~~voter~~ individual:

(i) is registered to vote in the precinct or is an employee of a residential facility in the precinct, (ii) personally knows that the individual voter is a resident of the precinct, and (iii) is making the statement on oath. The form must include a space for the voter's printed name, signature, telephone number, and address.

The oath required by this subdivision and Minnesota Rules, part 8200.9939, must be attached to the voter registration application.

(b) The operator of a residential facility shall prepare a list of the names of its employees currently working in the residential facility and the address of the residential facility. The operator shall certify the list and provide it to the appropriate county auditor no less than 20 days before each election for use in election day registration.

(c) "Residential facility" means transitional housing as defined in section 256E.33, subdivision 1; a supervised living facility licensed by the commissioner of health under section 144.50, subdivision 6; a nursing home as defined in section 144A.01, subdivision 5; a residence registered with the commissioner of health as a housing with services establishment as defined in section 144D.01, subdivision 4; a veterans home operated by the board of directors of the Minnesota Veterans Homes under chapter 198; a residence licensed by the commissioner of human services to provide a residential program as defined in section 245A.02, subdivision 14; a residential facility for persons with a developmental disability licensed by the commissioner of human services under section 252.28; group residential housing as defined in section 256I.03, subdivision 3; a shelter for battered women as defined in section 611A.37, subdivision 4; or a supervised publicly or privately operated shelter or dwelling designed to provide temporary living accommodations for the homeless.

(d) For tribal band members, an individual may prove residence for purposes of registering by:

(1) presenting an identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs, United States Department of the Interior, that contains the name, address, signature, and picture of the individual; or

(2) presenting an identification card issued by the tribal government of a tribe recognized by the Bureau of Indian Affairs, United States Department of the Interior, that contains the name, signature, and picture of the individual and also presenting one of the documents listed in Minnesota Rules, part 8200.5100, subpart 2, item B.

(e) A county, school district, or municipality may require that an election judge responsible for election day registration initial each completed registration application.

Sec. 4. Minnesota Statutes 2012, section 201.061, subdivision 8, as added by Laws 2014, chapter 185, section 3, is amended to read:

Subd. 8. **Web site security.** (a) The secretary of state shall maintain a log of each Internet Protocol address used to submit a voter registration application electronically under subdivision 1, paragraph (a), clause (2), and must monitor the log, volume of Web site use, and other appropriate indicators for suspicious activity. Evidence of suspicious activity that cannot be resolved by the secretary of state must be forwarded to an appropriate law enforcement agency for investigation.

(b) The electronic registration system must be secure. The Web site shall maintain the confidentiality of all users and preserve the integrity of the data submitted. The secretary of

state shall employ security measures to ensure the accuracy and integrity of voter registration applications submitted electronically pursuant to this section. All data sent and received through the Web site must be encrypted.

(c) The secretary of state must provide ongoing testing and monitoring to ensure continued security. The secretary of state must work with the chief information officer as defined in section 16E.01, subdivision 1, or another security expert to annually assess the security of the system. The security assessment must include a certification signed by the secretary of state that states that adequate security measures are in place. The certification must also be signed by the chief information officer or another security expert affirming that the assessment is accurate. The secretary of state must submit the security assessment to the legislative auditor and to the chairs and ranking minority members of the committees in the senate and house of representatives with primary jurisdiction over elections by January 1 of each year, except that the first annual security assessment must be submitted by September 30, 2014, and no report is required for January 1, 2015.

(d) In developing the electronic voter registration system, the secretary of state must consult with the chief information officer or the chief's designee to ensure the site is secure.

Sec. 5. Minnesota Statutes 2012, section 201.081, as amended by Laws 2014, chapter 185, section 6, is amended to read:

201.081 REGISTRATION FILES.

Subdivision 1. Statewide registration system. (a) The statewide registration system is the official record of registered voters. The voter registration applications and the terminal providing access to the statewide registration system must be under the control of the county auditor or the public official to whom the county auditor has delegated the responsibility for maintaining voter registration records. The voter registration applications and terminals providing access to the statewide registration system must not be removed from the control of the county auditor except as provided in this section. The county auditor may make photographic copies of voter registration applications in the manner provided by section 138.17.

(b) A properly completed voter registration application that has been submitted electronically or in paper form to the secretary of state or a county auditor must be maintained by the secretary of state or the county auditor for at least 22 months after the date that the information on the application is entered into the database of the statewide registration system. The secretary of state or the county auditor may dispose of the applications after retention for 22 months in the manner provided by section 138.17.

(c) Data contained on a voter registration application submitted electronically through the secure Web site established in section 201.061, subdivision 1, must be maintained in its original form, in a manner suitable for printing, for the period required by this section. The Internet Protocol address used to submit an application electronically must be maintained with the voter registration application data.

Subd. 2. Exception. The secretary of state may maintain voter records of participants of the Safe at Home program for the purposes of chapter 5B.

Sec. 6. Minnesota Statutes 2012, section 201.091, subdivision 2, is amended to read:

Subd. 2. **Corrected list.** By February 15 of each year, the secretary of state shall prepare the master list for each county auditor. The records in the statewide registration system must be periodically corrected and updated by the county auditor. An updated master list for each precinct must be available for absentee voting at least ~~32~~ 46 days before each election. A final corrected master list must be available seven days before each election.

Sec. 7. Minnesota Statutes 2012, section 201.13, subdivision 4, is amended to read:

Subd. 4. **Request for removal of voter record.** If a voter makes a written request for removal of the voter's record, the county auditor shall ~~remove~~ inactivate the record of the voter ~~from~~ in the statewide voter registration system.

Sec. 8. Minnesota Statutes 2013 Supplement, section 203B.04, subdivision 1, as amended by Laws 2014, chapter 185, section 8, is amended to read:

Subdivision 1. **Application procedures.** (a) Except as otherwise allowed by subdivision 2 or by section 203B.11, subdivision 4, an application for absentee ballots for any election may be submitted at any time not less than one day before the day of that election. The county auditor shall prepare absentee ballot application forms in the format provided by the secretary of state and shall furnish them to any person on request. By January 1 of each even-numbered year, the secretary of state shall make the forms to be used available to auditors through electronic means. An application submitted pursuant to this subdivision shall be in writing. An application may be submitted in person by electronic facsimile device, by electronic mail, or by mail to:

- (1) the county auditor of the county where the applicant maintains residence; or
- (2) the municipal clerk of the municipality, or school district if applicable, where the applicant maintains residence.

For a federal, state, or county election, an absentee ballot application may alternatively be submitted electronically through a secure Web site that shall be maintained by the secretary of state for this purpose. Notwithstanding paragraph (b), the secretary of state must require applicants using the Web site to submit the applicant's e-mail address and verifiable Minnesota driver's license number, Minnesota state identification card number, or the last four digits of the applicant's Social Security number.

An application submitted electronically under this paragraph may only be transmitted to the county auditor for processing if the secretary of state has verified the application information matches the information in a government database associated with the applicant's driver's license number, state identification card number, or Social Security number. The secretary of state must review all unverifiable applications for evidence of suspicious activity and must forward any such application to an appropriate law enforcement agency for investigation.

(b) An application shall be approved if it is timely received, signed and dated by the applicant, contains the applicant's name and residence and mailing addresses, date of birth, and at least one of the following:

- (1) the applicant's Minnesota driver's license number;
- (2) Minnesota state identification card number;
- (3) the last four digits of the applicant's Social Security number; or

(4) a statement that the applicant does not have any of these numbers.

(c) To be approved, the application must contain an oath that the information contained on the form is accurate, that the applicant is applying on the applicant's own behalf, and that the applicant is signing the form under penalty of perjury.

(d) An applicant's full date of birth, Minnesota driver's license or state identification number, and the last four digits of the applicant's Social Security number must not be made available for public inspection. An application may be submitted to the county auditor or municipal clerk by an electronic facsimile device. An application mailed or returned in person to the county auditor or municipal clerk on behalf of a voter by a person other than the voter must be deposited in the mail or returned in person to the county auditor or municipal clerk within ten days after it has been dated by the voter and no later than six days before the election. The absentee ballot applications or a list of persons applying for an absentee ballot may not be made available for public inspection until the close of voting on election day, except as authorized in section 203B.12.

(e) An application under this subdivision may contain an application under subdivision 5 to automatically receive an absentee ballot application.

Sec. 9. Minnesota Statutes 2012, section 203B.04, subdivision 7, as added by Laws 2014, chapter 185, section 9, is amended to read:

Subd. 7. **Web site security.** (a) The secretary of state shall maintain a log of each Internet Protocol address used to submit an absentee ballot application electronically under this section, and must monitor the log, volume of Web site use, and other appropriate indicators for suspicious activity. Evidence of suspicious activity that cannot be resolved by the secretary of state must be forwarded to an appropriate law enforcement agency for investigation.

(b) The electronic absentee ballot application system must be secure. The Web site shall maintain the confidentiality of all users and preserve the integrity of the data submitted. The secretary of state shall employ security measures to ensure the accuracy and integrity of absentee ballot applications submitted electronically pursuant to this section. All data sent and received through the Web site must be encrypted.

(c) The secretary of state must provide ongoing testing and monitoring to ensure continued security. The secretary of state must work with the chief information officer as defined in section 16E.01, subdivision 1, or another security expert to annually assess the security of the system. The security assessment must include a certification signed by the secretary of state that states that adequate security measures are in place. The certification must also be signed by the chief information officer or another security expert affirming that the assessment is accurate. The secretary of state must submit the security assessment to the legislative auditor and to the chairs and ranking minority members of the committees in the senate and house of representatives with primary jurisdiction over elections by January 1 of each year, except that the first annual security assessment must be submitted by September 30, 2014, and no report is required for January 1, 2015.

(d) In developing the electronic absentee ballot application system, the secretary of state must consult with the chief information officer or the chief's designee to ensure the site is secure.

Sec. 10. Minnesota Statutes 2012, section 203B.12, subdivision 7, is amended to read:

Subd. 7. **Names of persons submitting; rejected absentee ballots.** The names of voters who have submitted an absentee ballot ~~return envelope~~ to the county auditor or municipal clerk that has not been accepted may not be made available for public inspection until the close of voting on election day.

Sec. 11. Minnesota Statutes 2012, section 203B.12, is amended by adding a subdivision to read:

Subd. 8. **Names of persons; accepted absentee ballots.** For all elections where use of the statewide voter registration system is required, the secretary of state must maintain a list of voters who have submitted absentee ballots that have been accepted. For all other elections, the county auditor or municipal clerk must maintain a list of voters who have submitted absentee ballots that have been accepted. The lists must be available to the public in the same manner as public information lists in section 201.091, subdivisions 4, 5, and 9.

Sec. 12. Minnesota Statutes 2012, section 203B.17, subdivision 3, as amended by Laws 2014, chapter 185, section 10, is amended to read:

Subd. 3. **Web site security.** (a) The secretary of state shall maintain a log of each Internet Protocol address used to submit an absentee ballot application electronically under this section, and must monitor the log, volume of Web site use, and other appropriate indicators for suspicious activity. Evidence of suspicious activity that cannot be resolved by the secretary of state must be forwarded to an appropriate law enforcement agency for investigation.

(b) The electronic absentee ballot application system must be secure. The Web site shall maintain the confidentiality of all users and preserve the integrity of the data submitted. The secretary of state shall employ security measures to ensure the accuracy and integrity of absentee ballot applications submitted electronically pursuant to this section. All data sent and received through the Web site must be encrypted.

(c) The secretary of state must provide ongoing testing and monitoring to ensure continued security. The secretary of state must work with the chief information officer as defined in section 16E.01, subdivision 1, or another security expert to annually assess the security of the system. The security assessment must include a certification signed by the secretary of state that states that adequate security measures are in place. The certification must also be signed by the chief information officer or another security expert affirming that the assessment is accurate. The secretary of state must submit the security assessment to the legislative auditor and to the chairs and ranking minority members of the committees in the senate and house of representatives with primary jurisdiction over elections by January 1 of each year, except that the first annual security assessment must be submitted by September 30, 2014, and no report is required for January 1, 2015.

(d) In developing the electronic absentee ballot application system, the secretary of state must consult with the chief information officer or the chief's designee to ensure the site is secure.

Sec. 13. Minnesota Statutes 2012, section 203B.22, is amended to read:

203B.22 TRANSMITTING BALLOTS.

(a) The county auditor shall transmit the appropriate ballots, as promptly as possible, to an absent voter whose application has been recorded under section 203B.19. If the county auditor determines that a voter is not eligible to vote at the primary but will be eligible to vote at the general election, only general election ballots shall be transmitted. Only one set of ballots shall be transmitted to any

applicant for any election, except that the county auditor may transmit a replacement ballot to a voter whose ballot has been spoiled or lost in transit or whose mailing address has changed after the date on which the original application was submitted as confirmed by the county auditor. Ballots to be sent outside the United States shall be given priority in transmission. A county auditor may make use of any special service provided by the United States government for the transmission of voting materials under sections 203B.16 to 203B.27.

(b) The county auditor must transmit the appropriate ballots by express mail immediately upon discovery that the ballots were not properly transmitted to the voter as a result of the following circumstances: (1) an application was received by the county auditor by the close of business at least 46 days before the election; (2) the county auditor failed to transmit the appropriate ballots by the 46th day before the election; and (3) the voter did not request that the ballots be electronically transmitted to the voter under section 203B.225, subdivision 1.

Sec. 14. Minnesota Statutes 2012, section 204B.09, subdivision 3, is amended to read:

Subd. 3. **Write-in candidates.** (a) A candidate for county, state, or federal office who wants write-in votes for the candidate to be counted must file a written request with the filing office for the office sought not more than 84 days before the primary and no later than the seventh day before the general election. The filing officer shall provide copies of the form to make the request.

(b) A candidate for president of the United States who files a request under this subdivision must include the name of a candidate for vice-president of the United States. The request must also include the name of at least one candidate for presidential elector. The total number of names of candidates for presidential elector on the request may not exceed the total number of electoral votes to be cast by Minnesota in the presidential election.

(c) A candidate for governor who files a request under this subdivision must include the name of a candidate for lieutenant governor.

Sec. 15. Minnesota Statutes 2012, section 204B.19, subdivision 2, is amended to read:

Subd. 2. **Individuals not qualified to be election judges.** (a) Except as provided in paragraph (b), no individual shall be appointed as an election judge for any precinct if that individual:

(1) is unable to read, write, or speak the English language;

(2) is the spouse;₂ parent, including a stepparent; child, including a stepchild;₂ or sibling, including a stepsibling;₂ of any election judge serving in the same precinct or of any candidate at that election; or

(3) is a candidate at that election.

(b) Individuals who are related to each other as provided in paragraph (a), clause (2), may serve as election judges in the same precinct, provided that they serve on separate shifts that do not run concurrently.

Sec. 16. Minnesota Statutes 2013 Supplement, section 204B.46, is amended to read:

204B.46 MAIL ELECTIONS; QUESTIONS.

A county, municipality, or school district submitting questions to the voters at a special election may conduct an election by mail with no polling place other than the office of the auditor or clerk. No

offices may be voted on at a mail election. Notice of the election must be given to the county auditor at least 74 days prior to the election. This notice shall also fulfill the requirements of Minnesota Rules, part 8210.3000. The special mail ballot procedures must be posted at least six weeks prior to the election. Not more than 46 nor later than 14 days prior to the election, the auditor or clerk shall mail ballots by nonforwardable mail to all voters registered in the county, municipality, or school district. No later than 14 days before the election, the auditor or clerk must make a subsequent mailing of ballots to those voters who register to vote after the initial mailing but before the 20th day before the election. Eligible voters not registered at the time the ballots are mailed may apply for ballots pursuant to chapter 203B. The auditor or clerk must appoint a ballot board to examine the mail and absentee ballot return envelopes and mark them "Accepted" or "Rejected" within three days of receipt if there are 14 or fewer days before election day, or within five days of receipt if there are more than 14 days before election day. The board may consist of deputy county auditors, deputy municipal clerks, or deputy school district clerks who have received training in the processing and counting of mail ballots, who need not be affiliated with a major political party. Election judges performing the duties in this section must be of different major political parties, unless they are exempt from that requirement under section 205.075, subdivision 4, or section 205A.10. If an envelope has been rejected at least five days before the election, the ballots in the envelope must remain sealed and the auditor or clerk must provide the voter with a replacement ballot and return envelope in place of the spoiled ballot. If the ballot is rejected within five days of the election, the envelope must remain sealed and the official in charge of the ballot board must attempt to contact the voter by telephone or e-mail to notify the voter that the voter's ballot has been rejected. The official must document the attempts made to contact the voter.

If the ballot is accepted, the county auditor or municipal clerk must mark the roster to indicate that the voter has already cast a ballot in that election. After the close of business on the ~~fourth~~ seventh day before the election, the ballots from return envelopes marked "Accepted" may be opened, duplicated as needed in the manner provided by section 206.86, subdivision 5, initialed by the ballot board, and deposited in the appropriate ballot box.

In all other respects, the provisions of the Minnesota Election Law governing deposit and counting of ballots apply.

The mail and absentee ballots for a precinct must be counted together and reported as one vote total. No vote totals from ballots may be made public before the close of voting on election day.

Sec. 17. Minnesota Statutes 2012, section 204C.08, subdivision 1d, is amended to read:

Subd. 1d. **Voter's Bill of Rights.** The county auditor shall prepare and provide to each polling place sufficient copies of a poster setting forth the Voter's Bill of Rights as set forth in this section. Before the hours of voting are scheduled to begin, the election judges shall post it in a conspicuous location or locations in the polling place. The Voter's Bill of Rights is as follows:

"VOTER'S BILL OF RIGHTS

For all persons residing in this state who meet federal voting eligibility requirements:

(1) You have the right to be absent from work for the purpose of voting in a state or federal election without reduction to your pay, personal leave, or vacation time on election day for the time necessary to appear at your polling place, cast a ballot, and return to work.

(2) If you are in line at your polling place any time before 8:00 p.m., you have the right to vote.

(3) If you can provide the required proof of residence, you have the right to register to vote and to vote on election day.

(4) If you are unable to sign your name, you have the right to orally confirm your identity with an election judge and to direct another person to sign your name for you.

(5) You have the right to request special assistance when voting.

(6) If you need assistance, you may be accompanied into the voting booth by a person of your choice, except by an agent of your employer or union or a candidate.

(7) You have the right to bring your minor children into the polling place and into the voting booth with you.

(8) If you have been convicted of a felony but your felony sentence has expired (been completed) or you have been discharged from your sentence, you have the right to vote.

(9) If you are under a guardianship, you have the right to vote, unless the court order revokes your right to vote.

(10) You have the right to vote without anyone in the polling place trying to influence your vote.

(11) If you make a mistake or spoil your ballot before it is submitted, you have the right to receive a replacement ballot and vote.

(12) You have the right to file a written complaint at your polling place if you are dissatisfied with the way an election is being run.

(13) You have the right to take a sample ballot into the voting booth with you.

(14) You have the right to take a copy of this Voter's Bill of Rights into the voting booth with you."

Sec. 18. Minnesota Statutes 2012, section 204C.26, subdivision 1, is amended to read:

Subdivision 1. **Summary statements.** For state elections, each official responsible for printing ballots shall furnish three or more blank summary statement forms for the returns of those ballots for each precinct. At least two copies of the summary statement must be prepared for elections not held on the same day as the state elections. The blank summary statement forms shall be furnished at the same time and in the same manner as the ballots. The county auditor shall furnish blank summary statement forms containing separate space for the summary statement of the returns of the white state general election ballot ~~and the summary statement of the returns for the state pink ballot.~~

Sec. 19. Minnesota Statutes 2012, section 204D.13, subdivision 1, is amended to read:

Subdivision 1. **Order of offices.** The candidates for partisan offices shall be placed on the white state general election ballot in the following order: senator in Congress shall be first; representative in Congress, second; state senator, third; and state representative, fourth. The candidates for state offices shall follow in the order specified by the secretary of state. Candidates for governor and lieutenant governor shall appear so that a single vote may be cast for both offices.

Sec. 20. Minnesota Statutes 2012, section 204D.13, subdivision 2, is amended to read:

Subd. 2. **Order of political parties.** The first name printed for each partisan office on the white state general election ballot shall be that of the candidate of the major political party that received

the smallest average number of votes at the last state general election. The succeeding names shall be those of the candidates of the other major political parties that received a succeeding higher average number of votes respectively. For the purposes of this subdivision, the average number of votes of a major political party shall be computed by dividing the total number of votes counted for all of the party's candidates for statewide office at the state general election by the number of those candidates at the election.

Sec. 21. Minnesota Statutes 2012, section 204D.15, subdivision 1, is amended to read:

Subdivision 1. **Titles for constitutional amendments.** The secretary of state shall provide an appropriate title for each question printed on the ~~pink~~ state general election ballot. The title shall be approved by the attorney general, and shall consist of not more than one printed line above the question to which it refers. At the top of the ballot just below the heading, a conspicuous notice shall be printed stating that a voter's failure to vote on a constitutional amendment has the effect of a negative vote.

Sec. 22. Minnesota Statutes 2012, section 205.07, subdivision 1a, is amended to read:

Subd. 1a. **City council members; expiration of terms.** The terms of all city council members of charter cities expire on the first Monday in January of the year in which they expire. All officers of charter cities chosen and qualified shall hold office until their successors qualify.

Sec. 23. Minnesota Statutes 2012, section 205.13, subdivision 1, is amended to read:

Subdivision 1. **Affidavit of candidacy.** An individual who is eligible and desires to become a candidate for an office to be voted for at the municipal general election shall file an affidavit of candidacy with the municipal clerk. Candidates for a special election to fill a vacancy held as provided in section 412.02, subdivision 2a, must file an affidavit of candidacy for the specific office to fill the unexpired portion of the term. Subject to the approval of the county auditor, the town clerk may authorize candidates for township offices to file affidavits of candidacy with the county auditor. The affidavit shall be in ~~substantially~~ the same form as that in section 204B.06, ~~subdivision 1~~. The municipal clerk shall also accept an application signed by not less than five voters and filed on behalf of an eligible voter in the municipality whom they desire to be a candidate, if service of a copy of the application has been made on the candidate and proof of service is endorsed on the application being filed. Upon receipt of the proper filing fee, the clerk shall place the name of the candidate on the official ballot without partisan designation.

Sec. 24. Minnesota Statutes 2013 Supplement, section 205A.05, subdivision 1, is amended to read:

Subdivision 1. **Questions.** (a) Special elections must be held for a school district on a question on which the voters are authorized by law to pass judgment. The school board may on its own motion call a special election to vote on any matter requiring approval of the voters of a district. Upon petition filed with the school board of 50 or more voters of the school district or five percent of the number of voters voting at the preceding school district general election, whichever is greater, the school board shall by resolution call a special election to vote on any matter requiring approval of the voters of a district. A question is carried only with the majority in its favor required by law. The election officials for a special election are the same as for the most recent school district general election unless changed according to law. Otherwise, special elections must be conducted and the returns made in the manner provided for the school district general election.

(b) A special election may not be held:

(1) during the 56 days before and the 56 days after a regularly scheduled primary or general election conducted wholly or partially within the school district;

(2) on the date of a regularly scheduled town election in March conducted wholly or partially within the school district; or

(3) during the 30 days before or the 30 days after a regularly scheduled town election in March conducted wholly or partially within the school district.

(c) Notwithstanding any other law to the contrary, the time period in which a special election must be conducted under any other law may be extended by the school board to conform with the requirements of this subdivision.

Sec. 25. [211C.071] REMOVAL ELECTION FORM OF QUESTION.

The form of the question under this chapter must be:

"Shall (Name) elected (appointed) to the office of (title) be removed from that office?"

Sec. 26. Minnesota Statutes 2013 Supplement, section 368.47, is amended to read:

368.47 TOWNS MAY BE DISSOLVED.

(1) When the voters residing within a town have failed to elect any town officials for more than ten years continuously;

(2) when a town has failed for a period of ten years to exercise any of the powers and functions of a town;

(3) when the estimated market value of a town drops to less than \$165,000;

(4) when the tax delinquency of a town, exclusive of taxes that are delinquent or unpaid because they are contested in proceedings for the enforcement of taxes, amounts to 12 percent of its market value; or

(5) when the state or federal government has acquired title to 50 percent of the real estate of a town,

which facts, or any of them, may be found and determined by the resolution of the county board of the county in which the town is located, according to the official records in the office of the county auditor, the county board by resolution may declare the town, naming it, dissolved and no longer entitled to exercise any of the powers or functions of a town.

In Cass, Itasca, and St. Louis Counties, before the dissolution is effective the voters of the town shall express their approval or disapproval. The town clerk shall, upon a petition signed by a majority of the registered voters of the town, filed with the clerk at least 60 days before a regular or special town election, give notice at the same time and in the same manner of the election that the question of dissolution of the town will be submitted for determination at the election. At the election the question shall be voted upon by a separate ballot, ~~the terms of which shall be either "for dissolution" or "against dissolution."~~ The form of the question under this chapter shall be substantially in the following form: "Shall the town of ... be dissolved?" The ballot shall be deposited in a separate ballot box and the result of the voting canvassed, certified, and returned in the same manner and at

the same time as other facts and returns of the election. If a majority of the votes cast at the election are for dissolution, the town shall be dissolved. If a majority of the votes cast at the election are against dissolution, the town shall not be dissolved.

When a town is dissolved under sections 368.47 to 368.49 the county shall acquire title to any telephone company or other business conducted by the town. The business shall be operated by the board of county commissioners until it can be sold. The subscribers or patrons of the business shall have the first opportunity of purchase. If the town has any outstanding indebtedness chargeable to the business, the county auditor shall levy a tax against the property situated in the dissolved town to pay the indebtedness as it becomes due.

Sec. 27. Minnesota Statutes 2012, section 370.05, is amended to read:

370.05 NOTICE OF ELECTION; FORM OF BALLOT.

The notice of the next general election of county officers must specify that the question of forming the new county, or changing the boundaries of existing counties, as the case may be, will be voted upon at the election, and must state substantially the facts in the petition. If the proposition is for a change of boundaries, ~~the ballots shall include the words: "For changing county boundaries. Yes. No."~~ the form of the question shall be substantially in the following form: "Shall the county boundaries be changed as described in the proclamation issued on (date)?" ~~If the proposition is for the establishment of a new county, the words: "For a new county. Yes. No." Each of the last two words, "yes" and "no," shall be followed by a square in which the voter may make a cross to indicate a choice.~~ the form of the question shall be substantially in the following form: "Shall a new county be established as described in the proclamation issued on (date)?"

Sec. 28. Minnesota Statutes 2012, section 375A.12, subdivision 5, is amended to read:

Subd. 5. **Form of ballot.** In the submission of any proposal pursuant to subdivision 2 the ballot shall be substantially in the following form:

~~(...) FOR the proposal (describe briefly the change proposed)~~

~~(...) AGAINST the proposal (describe briefly the change proposed) "Shall the office(s) of be appointed rather than elected at the expiration of the(ir) current term(s)?"~~

Sec. 29. Minnesota Statutes 2012, section 412.091, is amended to read:

412.091 DISSOLUTION.

Whenever a number of voters equal to one-third of those voting at the last preceding city election petition the chief administrative law judge of the state Office of Administrative Hearings to dissolve the city, a special election shall be called to vote upon the question. Before the election, the chief administrative law judge shall designate a time and place for a hearing in accordance with section 414.09. After the hearing, the chief administrative law judge shall issue an order which shall include a date for the election, a determination of what town or towns the territory of the city shall belong to if the voters favor dissolution, and other necessary provisions. The ballots used at such election shall bear the printed words, "For Dissolution" and "Against Dissolution," ~~with a square before each phrase in which the voter may express a preference by a cross.~~ be substantially in the following form: "Shall the city of ... be dissolved?" If a majority of those voting on the question favor dissolution, the clerk shall file a certificate of the result with the chief administrative law judge, the secretary of state, and the county auditor of the county in which the city is situated. Six months after the date

of such election, the city shall cease to exist. Within such six months, the council shall audit all claims against the city, settle with the treasurer, and other city officers, and apply the assets of the city to the payment of its debts. If any debts remain unpaid, other than bonds, the city clerk shall file a schedule of such debts with the county treasurer and the council shall levy a tax sufficient for their payment, the proceeds of which, when collected, shall be paid by the county treasurer to the creditors in proportion to their several claims until all are discharged. The principal and interest on outstanding bonds shall be paid when due by the county treasurer from a tax annually spread by the county auditor against property formerly included within the city until the bonds are fully paid. All city property and all rights of the city shall, upon dissolution, inure in the town or towns designated as the legal successor to the city. If the city territory goes to more than one town, surplus cash assets and unsold city property shall be distributed as provided by the order for the election.

Sec. 30. DISSOLUTION OF ELECTION DISTRICTS IN SPECIAL SCHOOL DISTRICT NO. 6, SOUTH ST. PAUL.

Notwithstanding Minnesota Statutes, section 205A.12, subdivision 7, or any special law applicable to the district, Special School District No. 6, South St. Paul, may by resolution dissolve election districts previously established. The resolution must include a plan for the orderly transition to at-large elections of school board members.

EFFECTIVE DATE. This section is effective the day after the governing body of Special School District No. 6, South St. Paul, and its chief clerical officer timely complete their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.

Sec. 31. REPEALER.

Minnesota Statutes 2012, section 201.016, subdivision 2, is repealed.

Sec. 32. EFFECTIVE DATE.

Except where otherwise provided, this act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to elections; modifying provisions related to election administration; making changes to election provisions related to voting, voter registration, absentee ballots, ballots, soil and water conservation districts, candidates, municipal elections, school district elections, the recall of elected officials, and other election-related provisions; making technical and clarifying changes; providing for dissolution of certain election districts; amending Minnesota Statutes 2012, sections 201.061, subdivision 8, as added; 201.081, as amended; 201.091, subdivision 2; 201.13, subdivision 4; 203B.04, subdivision 7, as added; 203B.12, subdivision 7, by adding a subdivision; 203B.17, subdivision 3, as amended; 203B.22; 204B.09, subdivision 3; 204B.19, subdivision 2; 204C.08, subdivision 1d; 204C.26, subdivision 1; 204D.13, subdivisions 1, 2; 204D.15, subdivision 1; 205.07, subdivision 1a; 205.13, subdivision 1; 370.05; 375A.12, subdivision 5; 412.091; Minnesota Statutes 2013 Supplement, sections 5B.06; 103C.311, subdivision 2; 201.061, subdivision 3; 203B.04, subdivision 1, as amended; 204B.46; 205A.05, subdivision 1; 368.47; proposing coding for new law in Minnesota Statutes, chapter 211C; repealing Minnesota Statutes 2012, section 201.016, subdivision 2."

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

Senate Conferees: Katie Sieben, John A. Hoffman, Scott J. Newman

House Conferees: Connie Bernardy, Ryan Winkler, Tim Sanders

Senator Sieben moved that the foregoing recommendations and Conference Committee Report on S.F. No. 2390 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

S.F. No. 2390 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 49 and nays 7, as follows:

Those who voted in the affirmative were:

Bakk	Dziedzic	Jensen	Nienow	Senjem
Benson	Eaton	Johnson	Osmek	Sieben
Bonoff	Eken	Kent	Pappas	Skoe
Carlson	Fischbach	Koenen	Pederson, J.	Sparks
Chamberlain	Franzen	Latz	Petersen, B.	Thompson
Champion	Gazelka	Marty	Pratt	Torres Ray
Clausen	Goodwin	Metzen	Reinert	Weber
Dahle	Hann	Miller	Rest	Wiger
Dahms	Hawj	Nelson	Rosen	Wiklund
Dibble	Housley	Newman	Saxhaug	

Those who voted in the negative were:

Anderson	Hall	Kiffmeyer	Ortman
Brown	Ingebrigtsen	Limmer	

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Metzen moved that H.F. No. 2622 be taken from the table. The motion prevailed.

H.F. No. 2622: A bill for an act relating to clean water; abolishing the privatization of water or wastewater treatment law; amending Minnesota Statutes 2012, sections 116.18, subdivision 3b; 469.153, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 473; repealing Minnesota Statutes 2012, sections 13.202, subdivision 10; 115.58, subdivision 2; 272.02, subdivision 63; 471A.01; 471A.02, subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 16; 471A.03; 471A.05; 471A.06; 471A.08; 471A.09; 471A.10; 471A.11; 471A.12.

Senator Metzen moved that the amendment made to H.F. No. 2622 by the Committee on Rules and Administration in the report adopted May 6, 2014, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 2622 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 38 and nays 24, as follows:

Those who voted in the affirmative were:

Bakk	Carlson	Clausen	Dahle	Dziedzic
Bonoff	Champion	Cohen	Dibble	Eaton

Eken	Jensen	Marty	Rest	Sparks
Franzen	Johnson	Metzen	Saxhaug	Torres Ray
Goodwin	Kent	Miller	Scalze	Wiger
Hawj	Koenen	Nelson	Sheran	Wiklund
Hayden	Latz	Pappas	Sieben	
Hoffman	Lourey	Reinert	Skoe	

Those who voted in the negative were:

Anderson	Fischbach	Ingebrigtsen	Ortman	Rosen
Benson	Gazelka	Kiffmeyer	Osmek	Senjem
Brown	Hall	Limmer	Pederson, J.	Thompson
Chamberlain	Hann	Newman	Petersen, B.	Weber
Dahms	Housley	Nienow	Pratt	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Dahle moved that S.F. No. 527, No. 5 on General Orders, be stricken and returned to its author. The motion prevailed.

MEMBERS EXCUSED

Senator Stumpf was excused from the Session of today. Senators Carlson, Dibble, Gazelka, Reinert, Senjem and Sparks were excused from the Session of today from 12:00 to 12:20 p.m. Senator Lourey was excused from the Session of today from 12:00 to 12:20 p.m. and from 3:10 to 6:05 p.m. Senator Westrom was excused from the Session of today from 12:00 to 12:20 p.m. and at 5:00 p.m. Senator Eaton was excused from the Session of today from 1:50 to 2:40 p.m. and from 4:10 to 4:45 p.m. Senator Cohen was excused from the Session of today from 1:50 to 2:50 p.m. and from 3:30 to 5:35 p.m. Senator Wiger was excused from the Session of today from 1:55 to 4:05 p.m. and from 5:00 to 5:30 p.m. Senator Champion was excused from the Session of today from 2:15 to 3:15 p.m. Senator Pappas was excused from the Session of today from 2:30 to 2:40 p.m. Senator Scalze was excused from the Session of today from 2:30 to 5:50 p.m. Senator Sieben was excused from the Session of today from 2:40 to 2:45 p.m. Senator Bakk was excused from the Session of today from 2:50 to 4:00 p.m. Senator Tomassoni was excused from the Session of today from 4:00 to 5:00 p.m. and at 5:45 p.m. Senator Sheran was excused from the Session of today from 4:10 to 6:05 p.m. Senators Nelson and Thompson were excused from the Session of today from 5:05 to 5:10 p.m.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 9:00 a.m., Tuesday, May 13, 2014. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

