

THIRTY-SECOND DAY

St. Paul, Minnesota, Monday, March 20, 2017

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Jon Ellefson.

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

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

| | | | | |
|--------------|--------------|-----------|---------|------------|
| Abeler | Dziedzic | Isaacson | Marty | Senjem |
| Anderson, B. | Eaton | Jasinski | Mathews | Simonson |
| Anderson, P. | Eichorn | Jensen | Miller | Sparks |
| Bakk | Eken | Johnson | Nelson | Tomassoni |
| Benson | Fischbach | Kent | Newman | Torres Ray |
| Carlson | Franzen | Kiffmeyer | Newton | Utke |
| Chamberlain | Frentz | Klein | Osmek | Weber |
| Champion | Gazelka | Koran | Pappas | Westrom |
| Clausen | Goggin | Laine | Pratt | Wiger |
| Cohen | Hall | Lang | Relph | Wiklund |
| Cwodzinski | Hawj | Latz | Rest | |
| Dahms | Hayden | Limmer | Rosen | |
| Dibble | Housley | Little | Ruud | |
| Draheim | Ingebrigtsen | Lourey | Schoen | |

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 17, 2017

The Honorable Michelle L. Fischbach
President of the Senate

Dear Senator Fischbach:

The Subcommittee on Litigation Expenses of the Committee on Rules and Administration has the following change to membership:

Subcommittee on Litigation Expenses - Senator Limmer will come off and Senator Miller will join the Subcommittee. The Subcommittee membership will remain at three members.

Sincerely,
Paul E. Gazelka
Chair, Committee on Rules and
Administration
State Senator - District 9

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 1478.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 16, 2017

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 1478: A bill for an act relating to education; modifying unrequested leave of absence provisions; amending Minnesota Statutes 2016, sections 122A.40, subdivision 10; 122A.41, by adding a subdivision; repealing Minnesota Statutes 2016, sections 122A.40, subdivision 11; 122A.41, subdivision 14.

Senator Gazalka moved that H.F. No. 1478 be laid on the table. The motion prevailed.

REPORTS OF COMMITTEES

Senator Gazelka moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 1544. The motion prevailed.

Senator Rosen from the Committee on Finance, to which was re-referred

S.F. No. 78: A bill for an act relating to state government; establishing an Advisory Task Force on Fiscal Notes.

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

Senator Rosen from the Committee on Finance, to which was re-referred

S.F. No. 914: A bill for an act relating to environment; requiring money from certain environmental settlements to be appropriated by law; amending Minnesota Statutes 2016, section 116.03, by adding a subdivision.

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

Page 1, line 11, after the period, insert "The commissioner of management and budget must establish the Clean Air Act settlement account in the environmental fund." and delete "section" and insert "sections"

Page 1, line 12, delete "or any other statute to the contrary," and insert "to 16A.016, the commissioner of management and budget must deposit Clean Air Act settlement money into the Clean Air Act settlement account." and delete "may" and insert "must"

Page 1, line 13, after the period, insert "The commissioner of management and budget must eliminate the Clean Air Act settlement account in the environmental fund after all Clean Air Act settlement money has been expended."

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 1372: A bill for an act relating to health; making statutory changes for the study on long-term care services and supports; appropriating money for gap analysis in long-term care services; amending Minnesota Statutes 2016, section 144A.351; Laws 2013, chapter 108, article 15, section 2, subdivision 2.

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

Page 3, line 16, delete "health" and insert "human services"

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 481: A bill for an act relating to health licensing; clarifying waiver of examination, dental assisting licensure, and allied dental professional restorative functions; making technical changes; amending Minnesota Statutes 2016, sections 150A.06, subdivisions 3, 8; 150A.10, subdivision 4.

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 341: A bill for an act relating to health; authorizing a governmental entity to invest funds of a hospital owned or operated by the governmental entity; amending Minnesota Statutes 2016, section 144.581, subdivision 1.

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

Senator Hall from the Committee on Local Government, to which was referred

S.F. No. 2092: A bill for an act relating to local government; providing for biennial notice and referendum on whether a municipality may use public utility license, permit, rights, or franchise fees to raise revenue; amending Minnesota Statutes 2016, section 216B.36.

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

Page 2, line 15, delete "Biennial referendum on fees to raise revenues" and insert "Five-year renewal; reverse referendum"

Page 2, line 17, delete everything after "for"

Page 2, line 18, delete everything before the comma and insert "up to a five-year period"

Page 2, line 32, after "and" insert ", if the municipality maintains a Web site,"

Page 2, line 33, after the period, insert "If the municipality does not maintain a Web site, the municipality must post the notice in the same location where it posts other public notices."

Page 3, delete lines 3 to 14 and insert:

"(d) Following publication and before imposing the fee, the municipality must provide an opportunity at its next regular meeting for public comment relating to the issue. No sooner than 90 days after the public comment opportunity, the municipality may proceed with imposing the fee, unless a petition is filed as provided in paragraph (e).

(e) Within 90 days after the meeting held by the municipality at which public comment was accepted, a petition requesting a referendum may be filed with the chief clerical officer of the municipality. The petition must be signed by at least ten percent of the registered voters in the municipality. The petition must meet the requirements of the secretary of state, as provided in section 204B.071, and any rules adopted to implement that section. If the petition is sufficient, the question of whether the municipality may impose a fee that raises revenue as provided in subdivision 1 must be placed on the ballot at the next general election. If a majority of the voters voting on the question votes in favor of using the fee to raise revenue, the municipality may proceed with imposing the fee.

(f) If a license, permit, right, or franchise agreement is entered into or renewed before August 1, 2017, and by its terms and the ordinance authorizing it, will be in effect after August 1, 2022, the municipality must follow the procedures in this subdivision to provide notice, a public hearing, and opportunity for a petition for a referendum by August 1, 2022.

(g) Except as provided in paragraph (f), this subdivision applies to a license, permit, right, or franchise agreement entered into or renewed on or after August 1, 2017."

Amend the title as follows:

Page 1, line 2, delete "biennial"

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was referred

S.F. No. 1568: A bill for an act relating to data practices; delaying expiration of the legislative commission on data practices; amending Minnesota Statutes 2016, section 3.8843, subdivision 7.

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was re-referred

S.F. No. 1845: A bill for an act relating to state government; education finance; establishing the early education access fund in the Department of Administration; establishing a director of early education and development within the early education access fund; providing for enhanced coordination of early education and development programs; authorizing early education resource hubs; requiring a report; transferring certain early education programs to the director of early education and development; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 119C.

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

Delete everything after the enacting clause and insert:

"Section 1. [119C.01] EARLY EDUCATION ACCESS FUND.

On July 1, 2020, the early education access fund is established to coordinate appropriations and programs for children attending high-quality early child care and education programs of their parents' choice.

Sec. 2. EARLY CHILDHOOD CARE AND EDUCATION PROGRAM STUDY.

Subdivision 1. **Study authorized.** (a) The Legislative Coordinating Commission must provide for a study of Minnesota early childhood care and education programs. The Legislative Coordinating Commission must use a request for proposal process to select a vendor to conduct the study. The commissioners of education, human services, and health must make reasonable efforts to provide information consistent with the purpose of the study and required recommendation elements of the study report under subdivision 2.

(b) The selected vendor must consult with individuals or groups representing child care providers, early childhood special education programs, Head Start programs, voluntary prekindergarten programs, school readiness programs, early learning scholarship programs, community education programs, organizations and coalitions advocating to increase child access to high-quality early childhood care and education, and families of children eligible for early childhood care and education programs. The individuals and groups consulted must represent public and private, including faith-based, providers of these services and programs.

Subd. 2. **Report requirements.** No later than January 15, 2018, the Legislative Coordinating Commission must deliver a report completed by the vendor under subdivision 1 to the chairs and ranking minority members of the senate and house of representatives committees having jurisdiction over early childhood education, health, and human services. At a minimum, the report must make recommendations relating to:

(1) integrating state resources for child care assistance provided through the basic sliding fee program under Minnesota Statutes, section 119B.03, and the Minnesota family investment program under Minnesota Statutes, chapter 256J;

(2) aligning family income eligibility requirements for early childhood care and education programs under Minnesota Statutes, chapters 119B, 124D, and 256J;

(3) coordinating outreach to families eligible to provide uniform notification about available program options;

(4) reducing duplicative paperwork and administrative burden and increasing the stability of funding for families of children eligible for early childhood care and education programs;

(5) maximizing child care assistance program integrity and payment mechanisms to increase fund accountability and efficiency;

(6) transferring powers and duties related to the quality rating and improvement system under Minnesota Statutes, section 124D.142;

(7) providing for local and state information technology investments and data sharing agreements necessary to support a system of coordinated care and education;

(8) coordinating internal and external evaluation of early childhood care and education programs to measure and report on their effectiveness and efficiency; and

(9) transferring or consolidating powers and duties related to other early childhood care and education programs currently administered by the Department of Education, the Department of Human Services, or the Department of Health.

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

Sec. 3. APPROPRIATION; EARLY CHILDHOOD CARE AND EDUCATION PROGRAM STUDY.

\$...... in fiscal year 2018 is appropriated from the general fund to the Legislative Coordinating Commission for the early childhood care and education program study."

Delete the title and insert:

"A bill for an act relating to state government; establishing the early education access fund on July 1, 2020; requiring the Legislative Coordinating Commission to provide for a study of Minnesota early childhood care and education programs; requiring a report; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 119C."

And when so amended the bill do pass and be re-referred to the Committee on E-12 Finance. Amendments adopted. Report adopted.

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was re-referred

S.F. No. 1492: A bill for an act relating to human services; establishing legislative commission on managed care; requiring a report.

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

Page 1, after line 17, insert:

"(b) The appointing authorities must make their appointments by July 1, 2017."

Page 1, line 18, delete "(b)" and insert "(c)"

Page 1, line 20, delete "(c)" and insert "(d)"

Page 1, after line 20, insert:

"(e) Members serve without compensation or reimbursement for expenses, except that legislative members may receive per diem and be reimbursed for expenses as provided in the rules governing their respective bodies."

Page 3, line 10, after the period, insert "The report shall include any draft legislation necessary to implement the recommendations."

Page 3, after line 13, insert:

"Subd. 6. **Open meetings.** The commissioner is subject to Minnesota Statutes, section 3.055."

Renumber the subdivisions in sequence

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

Senator Ingebrigtsen from the Committee on Environment and Natural Resources Finance, to which was re-referred

S.F. No. 1087: A bill for an act relating to environment; modifying permitting requirements; providing expedited environmental-review billing options; modifying reclamation appeal provisions; eliminating Environmental Quality Board and reassigning duties; amending Minnesota Statutes 2016, sections 3.886, subdivision 4; 13.7411, subdivision 9; 18B.045; 18E.06; 84.027, subdivisions 14a, 14b, by adding subdivisions; 93.50; 103A.204; 103B.101, subdivision 9; 103B.151; 103B.315, subdivision 5; 103H.151, subdivision 4; 103H.175, subdivision 3; 115A.32; 115A.33; 115A.34; 115A.35; 115A.36; 115A.37; 115A.38, subdivisions 1, 3; 115A.39; 115B.20, subdivision 6; 116.03, subdivision 2b, by adding a subdivision; 116.07, subdivision 4d, by adding subdivisions; 116C.74, subdivision 2; 116C.91, by adding a subdivision; 116C.92; 116C.94; 116C.95; 116C.96; 116C.97; 116C.99, subdivisions 2, 3; 116C.991; 116C.992; 116D.04, subdivisions 2a, 3a, 5b, 10, 13, 14; 116D.045, subdivision 1; 116F.06, subdivision 2; 216B.243, subdivision 7; 216C.18, subdivision 2; repealing Minnesota Statutes 2016, sections 103A.403; 103A.43; 103F.614; 116C.02; 116C.03, subdivisions 1, 2, 2a, 3a, 4, 5, 6; 116C.04, subdivisions 1, 2, 3, 4, 7, 10, 11; 116C.06; 116C.08; 116C.71, subdivisions 1c, 2a; 116C.721; 116C.722; 116C.724, subdivisions 2, 3; 116C.91, subdivision 2; 116G.03, subdivision 2.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2016, section 84.027, subdivision 14a, is amended to read:

Subd. 14a. **Permitting efficiency; public notice.** (a) It is the goal of the state that environmental and resource management permits be issued or denied within 90 days for Tier 1 permits or 150 days for Tier 2 permits following submission of a permit application. The commissioner of natural resources shall establish management systems designed to achieve the goal.

(b) The commissioner shall prepare an annual permitting efficiency report that includes statistics on meeting the goal in paragraph (a) and the criteria for ~~Tier 1 and~~ Tier 2 by permit categories. The report is due August 1 each year. For permit applications that have not met the goal, the report must state the reasons for not meeting the goal. In stating the reasons for not meeting the goal, the commissioner shall separately identify delays caused by the responsiveness of the proposer, lack of staff, scientific or technical disagreements, or the level of public engagement. The report must specify the number of days from initial submission of the application to the day of determination

that the application is complete. The report must aggregate the data for the year and assess whether program or system changes are necessary to achieve the goal. The report must be posted on the department's Web site and submitted to the governor and the chairs and ranking minority members of the house of representatives and senate committees having jurisdiction over natural resources policy and finance.

(c) The commissioner shall allow electronic submission of environmental review and permit documents to the department.

(d) ~~Beginning July 1, 2011,~~ Within 30 business days of application for a permit subject to paragraph (a), the commissioner of natural resources shall notify the ~~project proposer~~ permit applicant, in writing, whether the application is complete or incomplete. If the commissioner determines that an application is incomplete, the notice to the applicant must enumerate all deficiencies, citing specific provisions of the applicable rules and statutes, and advise the applicant on how the deficiencies can be remedied. If the commissioner determines that the application is complete, the notice must confirm the application's Tier 1 or Tier 2 permit status and, upon request of the permit applicant of an individual Tier 2 permit, provide the permit applicant with a schedule for reviewing the permit application. This paragraph does not apply to an application for a permit that is subject to a grant or loan agreement under chapter 446A.

(e) When public notice of a draft individual Tier 2 permit is required, the commissioner must issue the notice with the draft permit within 150 days of receiving a completed permit application unless the permit applicant and the commissioner mutually agree to a different date. Upon request of the permit applicant, the commissioner must provide a copy of the draft permit to the permit applicant and consider comments on the draft permit from the permit applicant before issuing the public notice."

Page 2, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 2016, section 84.027, subdivision 14b, is amended to read:

Subd. 14b. **Expediting costs; reimbursement.** Permit applicants ~~who wish to construct, reconstruct, modify, or operate a facility~~ needing any permit from the commissioner of natural resources to construct, reconstruct, or modify a project or to operate a facility may offer to reimburse the department for the reasonable costs of staff time or consultant services needed to expedite the preapplication process and permit development process through the final decision on the permit, including the analysis of environmental review documents. The reimbursement shall be in addition to permit application fees imposed by law. When the commissioner determines that additional resources are needed to develop the permit application in an expedited manner, and that expediting the development is consistent with permitting program priorities, the commissioner may accept the reimbursement. The commissioner must give the permit applicant an estimate of costs for the expedited service to be incurred by the commissioner. The estimate must include a brief description of the tasks to be performed, a schedule for completing the tasks, and the estimated cost for each task. The proposer and the commissioner shall enter into a written agreement detailing the estimated costs for the expedited service to be incurred by the department and any recourse available to the

applicant if the department fails to comply with the schedule. The agreement must also identify staff anticipated to be assigned to the project and describe the commissioner's commitment to making assigned staff available for the project until the permit decision is made. The commissioner must not issue a permit until the applicant has paid all fees in full. The commissioner must refund any unobligated balance of fees paid. Reimbursements accepted by the commissioner are appropriated to the commissioner for the purpose of developing the permit or analyzing environmental review documents. Reimbursement by a permit applicant shall precede and not be contingent upon issuance of a permit; shall not affect the commissioner's decision on whether to issue or deny a permit, what conditions are included in a permit, or the application of state and federal statutes and rules governing permit determinations; and shall not affect final decisions regarding environmental review."

Page 4, after line 19, insert:

"Sec. 5. Minnesota Statutes 2016, section 93.25, subdivision 2, is amended to read:

Subd. 2. **Lease requirements.** All leases for nonferrous metallic minerals or petroleum must be approved by the Executive Council, and any other mineral lease issued pursuant to this section that covers 160 or more acres must be approved by the Executive Council. The rents, royalties, terms, conditions, and covenants of all such leases shall be fixed by the commissioner according to rules adopted by the commissioner, but no lease shall be for a longer term than 50 years, and all rents, royalties, terms, conditions, and covenants shall be fully set forth in each lease issued. No lease shall be canceled by the state for failure to meet production requirements prior to the 36th year of the lease. The rents and royalties shall be credited to the funds as provided in section 93.22.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to leases in effect or issued on or after that date."

Page 4, after line 24, insert:

"Sec. 7. Minnesota Statutes 2016, section 103G.222, subdivision 3, is amended to read:

Subd. 3. **Wetland replacement siting.** (a) Impacted wetlands in a 50 to 80 percent area must be replaced in a 50 to 80 percent area or in a less than 50 percent area. Impacted wetlands in a less than 50 percent area must be replaced in a less than 50 percent area. All wetland replacement must follow this priority order:

- (1) on site or in the same minor watershed as the impacted wetland;
- (2) in the same watershed as the impacted wetland;
- (3) in the same county or wetland bank service area as the impacted wetland; and
- (4) in another wetland bank service area.

(b) Notwithstanding paragraph (a), wetland banking credits approved according to a complete wetland banking application submitted to a local government unit by April 1, 1996, may be used to replace wetland impacts resulting from public transportation projects statewide.

(c) Notwithstanding paragraph (a), clauses (1) and (2), the priority order for replacement by wetland banking begins at paragraph (a), clause (3), according to rules adopted under section 103G.2242, subdivision 1.

(d) When reasonable, practicable, and environmentally beneficial replacement opportunities are not available in siting priorities listed in paragraph (a), the applicant may seek opportunities at the next level.

(e) For the purposes of this section, "reasonable, practicable, and environmentally beneficial replacement opportunities" are defined as opportunities that:

(1) take advantage of naturally occurring hydrogeomorphological conditions and require minimal landscape alteration;

(2) have a high likelihood of becoming a functional wetland that will continue in perpetuity;

(3) do not adversely affect other habitat types or ecological communities that are important in maintaining the overall biological diversity of the area; and

(4) are available and capable of being done after taking into consideration cost, existing technology, and logistics consistent with overall project purposes.

(f) Regulatory agencies, local government units, and other entities involved in wetland restoration shall collaborate to identify potential replacement opportunities within their jurisdictional areas.

(g) The board must establish wetland replacement ratios and wetland bank service area priorities to implement the siting and targeting of wetland replacement and encourage the use of high priority areas for wetland replacement.

(h) Wetland replacement sites identified in accordance with the priority order for replacement siting in paragraph (a) as part of the completion of an adequate environmental impact statement may be approved for a replacement plan under section 93.481, 103G.2242, or 103G.2243 without further modification related to the priority order, notwithstanding availability of new mitigation sites or availability of credits after completion of an adequate environmental impact statement. Wetland replacement plan applications must be submitted within one year of the adequacy determination of the environmental impact statement to be eligible for approval under this paragraph.

Page 5, line 23, after "and" insert ", upon request of the permit applicant of an individual Tier 2 permit," and delete "issuing" and insert "reviewing"

Page 5, line 24, before the period, insert "application"

Page 7, line 13, before "permit" insert "individual Tier 2"

Page 7, line 16, delete "Before issuing the public notice" and insert "Upon request of the permit applicant"

Page 7, line 18, before the period, insert "before issuing the public notice"

Page 7, delete section 8 and insert:

"Sec. 10. Minnesota Statutes 2016, section 116.07, subdivision 4d, is amended to read:

Subd. 4d. **Permit fees.** (a) The agency may collect permit fees in amounts not greater than those necessary to cover the reasonable costs of developing, reviewing, and acting upon applications for agency permits and implementing and enforcing the conditions of the permits pursuant to agency rules. Permit fees shall not include the costs of litigation. The fee schedule must reflect reasonable and routine direct and indirect costs associated with permitting, implementation, and enforcement. The agency may impose an additional enforcement fee to be collected for a period of up to two years to cover the reasonable costs of implementing and enforcing the conditions of a permit under the rules of the agency. Any money collected under this paragraph shall be deposited in the environmental fund.

(b) Notwithstanding paragraph (a), the agency shall collect an annual fee from the owner or operator of all stationary sources, emission facilities, emissions units, air contaminant treatment facilities, treatment facilities, potential air contaminant storage facilities, or storage facilities subject to a notification, permit, or license requirement under this chapter, subchapters I and V of the federal Clean Air Act, United States Code, title 42, section 7401 et seq., or rules adopted thereunder. The annual fee shall be used to pay for all direct and indirect reasonable costs, including legal costs, required to develop and administer the notification, permit, or license program requirements of this chapter, subchapters I and V of the federal Clean Air Act, United States Code, title 42, section 7401 et seq., or rules adopted thereunder. Those costs include the reasonable costs of reviewing and acting upon an application for a permit; implementing and enforcing statutes, rules, and the terms and conditions of a permit; emissions, ambient, and deposition monitoring; preparing generally applicable regulations; responding to federal guidance; modeling, analyses, and demonstrations; preparing inventories and tracking emissions; and providing information to the public about these activities.

(c) The agency shall set fees that:

(1) will result in the collection, in the aggregate, from the sources listed in paragraph (b), of an amount not less than \$25 per ton of each volatile organic compound; pollutant regulated under United States Code, title 42, section 7411 or 7412 (section 111 or 112 of the federal Clean Air Act); and each pollutant, except carbon monoxide, for which a national primary ambient air quality standard has been promulgated;

(2) may result in the collection, in the aggregate, from the sources listed in paragraph (b), of an amount not less than \$25 per ton of each pollutant not listed in clause (1) that is regulated under this chapter or air quality rules adopted under this chapter; and

(3) shall collect, in the aggregate, from the sources listed in paragraph (b), the amount needed to match grant funds received by the state under United States Code, title 42, section 7405 (section 105 of the federal Clean Air Act).

The agency must not include in the calculation of the aggregate amount to be collected under clauses (1) and (2) any amount in excess of 4,000 tons per year of each air pollutant from a source. The increase in air permit fees to match federal grant funds shall be a surcharge on existing fees. The commissioner may not collect the surcharge after the grant funds become unavailable. In addition, the commissioner shall use nonfee funds to the extent practical to match the grant funds so that the fee surcharge is minimized.

(d) To cover the reasonable costs described in paragraph (b), the agency shall provide in the rules promulgated under paragraph (c) for an increase in the fee collected in each year by the percentage, if any, by which the Consumer Price Index for the most recent calendar year ending before the beginning of the year the fee is collected exceeds the Consumer Price Index for the calendar year 1989. For purposes of this paragraph the Consumer Price Index for any calendar year is the average of the Consumer Price Index for all-urban consumers published by the United States Department of Labor, as of the close of the 12-month period ending on August 31 of each calendar year. The revision of the Consumer Price Index that is most consistent with the Consumer Price Index for calendar year 1989 shall be used.

(e) Any money collected under paragraphs (b) to (d) must be deposited in the environmental fund and must be used solely for the activities listed in paragraph (b).

(f) Permit applicants who wish to construct, reconstruct, or modify a facility project may offer to reimburse the agency for the reasonable costs of staff time or consultant services needed to expedite the preapplication process and permit development process through the final decision on the permit, including the analysis of environmental review documents. The reimbursement shall be in addition to permit application fees imposed by law. When the agency determines that it needs additional resources to develop the permit application in an expedited manner, and that expediting the development is consistent with permitting program priorities, the agency may accept the reimbursement. The commissioner must give the applicant an estimate of costs to be incurred by the commissioner. The estimate must include a brief description of the tasks to be performed, a schedule for completing the tasks, and the estimated cost for each task. The applicant and the commissioner must enter into a written agreement detailing the estimated costs for the expedited permit decision-making process to be incurred by the agency and any recourse available to the applicant if the agency fails to meet the schedule. The agreement must also identify staff anticipated to be assigned to the project and describe the commissioner's commitment to make assigned staff available for the project until the permit decision is made. The commissioner must not issue a permit until the applicant has paid all fees in full. The commissioner must refund any unobligated balance of fees paid. Reimbursements accepted by the agency are appropriated to the agency for the purpose of developing the permit or analyzing environmental review documents. Reimbursement by a permit applicant shall precede and not be contingent upon issuance of a permit; shall not affect the agency's decision on whether to issue or deny a permit, what conditions are included in a permit, or the

application of state and federal statutes and rules governing permit determinations; and shall not affect final decisions regarding environmental review.

(g) The fees under this subdivision are exempt from section 16A.1285."

Page 13, after line 8, insert:

"Except in an environmentally sensitive location where Minnesota Rules, part 4410.4300, subpart 29, item B, applies, a mandatory environmental assessment worksheet is not required for an animal feedlot facility with a capacity of less than 2,000 animal units or an expansion of an existing animal feedlot facility with a total cumulative capacity of less than 2,000 animal units."

Page 14, delete section 12

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 1398: A bill for an act relating to public safety; permitting secure electronic storage of certain records; amending Minnesota Statutes 2016, sections 168.33, subdivision 2; 171.061, subdivision 3.

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

Page 2, line 20, after "registrar" insert "in a manner that complies with sections 13.05, subdivision 5, and 13.055"

Page 2, line 22, after "medium" insert "that complies with the security requirements under the United States Federal Bureau of Investigation, Criminal Justice Information Services Division, Policy 5.4 or any successor policy"

Page 2, line 28, delete "outside of" and insert "by"

Page 3, line 14, after the period, insert "Application records must be maintained at the office of the agent in a manner that complies with sections 13.05, subdivision 5, and 13.055."

Page 3, line 16, after "medium" insert "that complies with the security requirements under the United States Federal Bureau of Investigation, Criminal Justice Information Services Division, Policy 5.4 or any successor policy"

Page 3, line 21, delete "outside of the deputy registrar" and insert "by the agent"

Page 3, line 30, after the period, insert "The authority to establish or amend standards under this section expires on August 1, 2018."

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was re-referred

S.F. No. 1374: A bill for an act relating to natural resources; modifying enforcement and penalty provisions; providing criminal penalties; amending Minnesota Statutes 2016, sections 97A.055, subdivision 2; 97A.201, subdivision 2, by adding a subdivision; 97A.225, subdivision 8; 97A.301, subdivision 1; 97A.338; 97A.420, subdivision 1; 97A.421, subdivision 2a.

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

Page 2, line 7, delete "under paragraph (a)"

Page 2, line 22, reinstate the stricken language and delete "violates"

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 1386: A bill for an act relating to juvenile justice; informing children under 14 years of age of the right to counsel; requiring that waivers of counsel be in writing by the child; requiring notice to counsel; amending Minnesota Statutes 2016, sections 260C.163, subdivisions 3, 10; 260C.607, subdivision 2.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2016, section 260C.163, subdivision 3, is amended to read:

Subd. 3. **Appointment of counsel.** (a) The child, parent, guardian or custodian has the right to effective assistance of counsel in connection with a proceeding in juvenile court as provided in this subdivision.

(b) Except in proceedings where the sole basis for the petition is habitual truancy, if the child, ~~parent, guardian, or custodian~~ desires counsel but is unable to employ it, the court shall appoint counsel to represent the child who is ten years of age or older under section 611.14, clause (4), or other counsel at public expense.

(c) Except in proceedings where the sole basis for the petition is habitual truancy, if the parent, guardian, or custodian desires counsel but is unable to employ it, the court shall appoint counsel to

represent the parent, guardian, or custodian in any case in which it feels that such an appointment is appropriate if the person would be financially unable to obtain counsel under the guidelines set forth in section 611.17. Court appointed counsel shall be at county expense as outlined in paragraph (h).

~~(e)~~(d) In any proceeding where the subject of a petition for a child in need of protection or services is ten years of age or older, the responsible social services agency shall, within 14 days after filing the petition or at the emergency removal hearing under section 260C.178, subdivision 1, if the child is present, fully and effectively inform the child of the child's right to be represented by appointed counsel upon request and shall notify the court as to whether the child desired counsel. Information provided to the child shall include, at a minimum, the fact that counsel will be provided without charge to the child, that the child's communications with counsel are confidential, and that the child has the right to participate in all proceedings on a petition, including the opportunity to personally attend all hearings. The responsible social services agency shall also, within 14 days of the child's tenth birthday, fully and effectively inform the child of the child's right to be represented by counsel if the child reaches the age of ten years while the child is the subject of a petition for a child in need of protection or services or is a child under the guardianship of the commissioner.

(e) In any proceeding where the sole basis for the petition is habitual truancy, the child, parent, guardian, and custodian do not have the right to appointment of a public defender or other counsel at public expense. However, before any out-of-home placement, including foster care or inpatient treatment, can be ordered, the court must appoint a public defender or other counsel at public expense in accordance with this subdivision.

~~(f)~~ (f) Counsel for the child shall not also act as the child's guardian ad litem.

~~(e)~~ (g) In any proceeding where the subject of a petition for a child in need of protection or services is not represented by an attorney, the court shall determine the child's preferences regarding the proceedings, including informing the child of the right to appointed counsel and asking whether the child desires counsel, if the child is of suitable age to express a preference.

~~(f)~~ (h) Court-appointed counsel for the parent, guardian, or custodian under this subdivision is at county expense. If the county has contracted with counsel meeting qualifications under paragraph ~~(e)~~ (i), the court shall appoint the counsel retained by the county, unless a conflict of interest exists. If a conflict exists, after consulting with the chief judge of the judicial district or the judge's designee, the county shall contract with competent counsel to provide the necessary representation. The court may appoint only one counsel at public expense for the first court hearing to represent the interests of the parents, guardians, and custodians, unless, at any time during the proceedings upon petition of a party, the court determines and makes written findings on the record that extraordinary circumstances exist that require counsel to be appointed to represent a separate interest of other parents, guardians, or custodians subject to the jurisdiction of the juvenile court.

~~(e)~~ (i) Counsel retained by the county under paragraph ~~(f)~~ (h) must meet the qualifications established by the Judicial Council in at least one of the following: (1) has a minimum of two years' experience handling child protection cases; (2) has training in handling child protection cases from

a course or courses approved by the Judicial Council; or (3) is supervised by an attorney who meets the minimum qualifications under clause (1) or (2)."

Page 3, line 6, after "counsel" insert "and after consulting with an appointed attorney"

Page 3, line 10, after "agency" insert "and consultation with an appointed attorney"

Amend the title as follows:

Page 1, line 2, delete "informing" and delete "under 14 years of age" and insert "10 and over informed"

Page 1, line 3, delete "requiring that" and insert "extended representation;" and delete "be" and insert "required" and delete "by the child" and delete "requiring"

Page 1, line 4, after "counsel" insert "required"

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 817: A bill for an act relating to corrections; ensuring inmate case planning information is private; amending Minnesota Statutes 2016, section 241.065, subdivisions 2, 3.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2016, section 13.591, is amended by adding a subdivision to read:

Subd. 2a. **Small business certification program data.** Subdivisions 1 and 2 apply to financial information about a business submitted to a government entity as part of the business' application for certification as a small, small minority-owned, small woman-owned, or veteran-owned business, or for certification under sections 16C.16 to 16C.21.

Sec. 2. Minnesota Statutes 2016, section 13.82, subdivision 31, is amended to read:

Subd. 31. **Use of surveillance technology.** Notwithstanding subdivision 25 and section 13.37, subdivision 2, the existence and description of the types and capabilities of all technology maintained by a law enforcement agency that may be used to electronically capture an audio, video, photographic, or other record of the activities of the general public, or of an individual or group of individuals, for purposes of conducting an investigation, responding to an incident or request for service, monitoring or maintaining public order and safety, or engaging in any other law enforcement function authorized by law is public data.

Sec. 3. Minnesota Statutes 2016, section 169A.63, is amended by adding a subdivision to read:

Subd. 13. **Exception.** (a) This section does not apply if the driver who committed the designated offense or whose conduct resulted in the designated license revocation becomes a program participant in the ignition interlock program under section 171.306 within 60 days following service of the Notice of Seizure and Intent to Forfeit under this section.

(b) Notwithstanding paragraph (a), if the program participant described in paragraph (a) subsequently operates the motor vehicle to commit a designated offense or in a manner that results in a designated license revocation, the vehicle must be seized and summarily forfeited.

(c) Paragraph (b) applies only if the described subsequent vehicle operation occurs before the participant has been restored to full driving privileges or within three years of the original designated offense or designated license revocation, whichever occurs latest.

(d) The driver who becomes a participant in the ignition interlock device program may only utilize the process in this subdivision if the device is installed at the site of storage of the vehicle or another site approved by the appropriate agency. The appropriate agency or other party controlling access to the storage location of a motor vehicle subject to forfeiture under this section shall allow an ignition interlock provider access to the vehicle to install an ignition interlock device upon satisfactory evidence that the driver seeks return of the vehicle under the provisions of this subdivision and section 171.306, and agrees to comply with these provisions. The provider must certify to the appropriate agency that the device has been successfully installed.

(e) Nothing in this subdivision precludes the appropriate agency or an impound lot from requiring the person seeking release of a motor vehicle under this subdivision to pay the costs of the vehicle's seizure, tow, and storage costs before release.

EFFECTIVE DATE. This section is effective August 1, 2017.

Sec. 4. Minnesota Statutes 2016, section 171.306, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) As used in this section, the terms in this subdivision have the meanings given them.

(b) "Ignition interlock device" or "device" means equipment that is designed to measure breath alcohol concentration and to prevent a motor vehicle's ignition from being started by a person whose breath alcohol concentration measures 0.02 or higher on the equipment.

(c) "Location tracking capabilities" means the ability of an electronic or wireless device to identify and transmit its geographic location, in whole or in part, through the operation of the device.

(d) "Program participant" means a person who has qualified to take part in the ignition interlock program under this section, and whose driver's license has been:

(1) revoked, canceled, or denied under section 169A.52, 169A.54, or 171.04, subdivision 1, clause (10); or

(2) revoked under section 171.17, subdivision 1, paragraph (a), clause (1), or suspended under section 171.187, for a violation of section 609.2113, subdivision 1, clause (2), item (i) or (iii), (3), or (4); subdivision 2, clause (2), item (i) or (iii), (3), or (4); or subdivision 3, clause (2), item (i) or (iii), (3), or (4); or 609.2114, subdivision 2, clause (2), item (i) or (iii), (3), or (4), resulting in bodily harm, substantial bodily harm, or great bodily harm.

~~(d)~~ (e) "Qualified prior impaired driving incident" has the meaning given in section 169A.03, subdivision 22.

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

Sec. 5. Minnesota Statutes 2016, section 171.306, subdivision 2, is amended to read:

Subd. 2. **Performance standards; certification; manufacturer and provider requirements.**

(a) The commissioner shall establish performance standards and a process for certifying devices used in the ignition interlock program, except that the commissioner may not establish standards that, directly or indirectly, require devices to use or enable location tracking capabilities.

(b) The manufacturer of a device must apply annually for certification of the device by submitting the form prescribed by the commissioner. The commissioner shall require manufacturers of certified devices to:

(1) provide device installation, servicing, and monitoring to indigent program participants at a discounted rate, according to the standards established by the commissioner; and

(2) include in an ignition interlock device contract a provision that a program participant who voluntarily terminates participation in the program is only liable for servicing and monitoring costs incurred during the time the device is installed on the motor vehicle, regardless of whether the term of the contract has expired.

(c) The commissioner shall prohibit the use of devices equipped with location tracking capabilities unless location tracking capabilities are disabled.

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

Sec. 6. Minnesota Statutes 2016, section 171.306, subdivision 8, is amended to read:

Subd. 8. **Rulemaking.** In establishing the performance standards and certification process of subdivision 2 and the program guidelines of subdivision 3, ~~the commissioner is exempt from chapter 14, including section 14.386. If and any other rules are otherwise necessary to implement this section, the commissioner may adopt, amend, and repeal rules using the exempt procedures of section 14.386, except that paragraph (b) shall not apply~~ is subject to chapter 14.

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

Sec. 7. Minnesota Statutes 2016, section 241.065, subdivision 2, is amended to read:

Subd. 2. **Establishment; access to data.** (a) The Department of Corrections shall administer and maintain a computerized data system for the purpose of assisting criminal justice agencies in conducting official duties and in monitoring and enforcing the conditions of conditional release imposed on criminal offenders by a sentencing court or the commissioner of corrections.

(b) The adult data and juvenile data, as defined in section 260B.171, in the statewide supervision system are private data on individuals, as defined in section 13.02, subdivision 12, ~~but~~. Subject to paragraph (c), the data are accessible to:

(1) criminal justice agencies as defined in section 13.02, subdivision 3a, ~~to~~

(2) the Minnesota sex offender program as provided in section 246B.04, subdivision 3, ~~to~~

(3) public defenders as provided in section 611.272, ~~to~~

(4) all trial courts and appellate courts, ~~and~~ ~~to~~

(5) criminal justice agencies in other states ~~in the conduct of their official duties.~~

(c) Case planning data in the statewide supervision system are private data on individuals, as defined in section 13.02, subdivision 12. Case planning data are accessible to state prison facility staff, correction staff in community corrections act counties and county probation counties, and Department of Corrections field services staff for purposes of monitoring and enforcing conditions of conditional release. A finalized case plan may be provided to community service providers for the purposes described under paragraph (a).

(d) Adult data in the statewide supervision system are accessible to the secretary of state for the purposes described in section 201.157."

Delete the title and insert:

"A bill for an act relating to data practices; classifying certain data related to small business certification programs; specifying surveillance technology data requirements; prohibiting the application of the DWI Forfeiture Law to motor vehicles operated by persons who enter the ignition interlock program; amending ignition interlock performance standards; prohibiting use of devices enabled with location tracking capabilities; amending rulemaking authority; amending Minnesota Statutes 2016, sections 13.591, by adding a subdivision; 13.82, subdivision 31; 169A.63, by adding a subdivision; 171.306, subdivisions 1, 2, 8; 241.065, subdivision 2."

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

Senator Newman from the Committee on Transportation Finance and Policy, to which was re-referred

S.F. No. 1490: A bill for an act relating to the Metropolitan Council; modifying governance of the Metropolitan Council; amending Minnesota Statutes 2016, sections 473.123; 473.146, subdivision 4; 473.857, subdivision 2.

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

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2016, section 15A.0815, subdivision 3, is amended to read:

Subd. 3. **Group II salary limits.** The salary for a position listed in this subdivision shall not exceed 120 percent of the salary of the governor. This limit must be adjusted annually on January 1. The new limit must equal the limit for the prior year increased by the percentage increase, if any, in the Consumer Price Index for all urban consumers from October of the second prior year to October of the immediately prior year. The commissioner of management and budget must publish the limit on the department's Web site. This subdivision applies to the following positions:

Executive director of Gambling Control Board;

Commissioner, Iron Range Resources and Rehabilitation Board;

Commissioner, Bureau of Mediation Services;

Ombudsman for Mental Health and Developmental Disabilities;

~~Chair, Metropolitan Council;~~

School trust lands director;

Executive director of pari-mutuel racing; and

Commissioner, Public Utilities Commission.

EFFECTIVE DATE. This section is effective January 1, 2018."

Page 6, after line 4, insert:

"Sec. 3. Minnesota Statutes 2016, section 473.146, subdivision 3, is amended to read:

Subd. 3. **Development guide: transportation.** The transportation chapter must include policies relating to all transportation forms and be designed to promote the legislative determinations, policies, and goals set forth in section 473.371. In addition to the requirements of subdivision 1 regarding the contents of the policy plan, the nontransit element of the transportation chapter must include the following:

(1) a statement of the needs and problems of the metropolitan area with respect to the functions covered, including the present and prospective demand for and constraints on access to regional business concentrations and other major activity centers and the constraints on and acceptable levels of development and vehicular trip generation at such centers;

(2) the objectives of and the policies to be forwarded by the policy plan;

(3) a general description of the physical facilities and services to be developed;

(4) a statement as to the general location of physical facilities and service areas;

(5) a general statement of timing and priorities in the development of those physical facilities and service areas;

(6) a detailed statement, updated every two years, of timing and priorities for improvements and expenditures needed on the metropolitan highway system;

(7) a general statement on the level of public expenditure appropriate to the facilities; and

(8) a long-range assessment of air transportation trends and factors that may affect airport development in the metropolitan area and policies and strategies that will ensure a comprehensive, coordinated, and timely investigation and evaluation of alternatives for airport development.

The council shall develop the nontransit element in consultation with ~~the transportation advisory board and~~ the Metropolitan Airports Commission and cities having an airport located within or adjacent to its corporate boundaries. The council shall also take into consideration the airport development and operations plans and activities of the commission. The council shall transmit the results to the state Department of Transportation.

EFFECTIVE DATE; APPLICATION. This section is effective January 1, 2019, and applies in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington."

Page 7, after line 18, insert:

"Sec. 6. **REPEALER.**

Laws 1994, chapter 628, article 1, section 8, is repealed.

EFFECTIVE DATE. This section is effective January 1, 2018."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "eliminating the Transportation Advisory Board;"

Amend the title numbers accordingly

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 1841: A bill for an act relating to eminent domain; eliminating certain procedural exceptions for construction or expansion of light rail or bus rapid transit lines; amending Minnesota Statutes 2016, section 117.189.

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was re-referred

S.F. No. 1563: A bill for an act relating to insurance; regulating examinations by the commissioner of commerce; amending Minnesota Statutes 2016, section 60A.031, subdivisions 4, 6; proposing coding for new law in Minnesota Statutes, chapter 60A.

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

Page 5, line 14, delete "their" and insert "its"

Page 6, line 13, delete "business"

Page 7, line 6, after "or" insert "section 60A.033,"

Page 7, line 10, delete "business"

Page 7, line 12, delete "12" and insert "18"

Page 7, line 14, before "there" insert "the commissioner determines that" and delete "or"

Page 7, after line 14, insert:

"(2) the examination is a multistate examination; or"

Page 7, line 15, delete "(2)" and insert "(3)"

Page 7, line 15, delete "can show" and insert "determines"

Page 7, delete subdivision 10 and insert:

"Subd. 10. **Hearing; procedure; judicial review.** (a) An insurance company aggrieved by any decision or action of the commissioner under this section, may, within 21 days after that decision or action, make a written request to the commissioner for a hearing to determine whether the decision or action complies with the requirements of this section. The commissioner shall hear the party or

parties within 21 days after receipt of the request and shall give not less than ten days' written notice of the time and place of the hearing. Within 15 days after hearing the commissioner shall affirm, reverse, or modify the previous action and specify the reasons for that decision or action in writing. The effective date of the commissioner's action or decision may be suspended or postponed pending the completion of the hearing before the commissioner.

(b) Nothing contained in this section requires the observance at any hearing of formal rules of pleading or evidence.

(c) An order or decision of the commissioner is a final decision subject to appeal in accordance with chapter 14. The order may be appealed to the Court of Appeals under sections 14.63 to 14.68, pursuant to the standard of review in section 14.69.

(d) Time used to complete a hearing and appeal under this section must not be counted toward the timeframe for completion of an examination under section 60A.033, subdivision 9."

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 1455: A bill for an act relating to real property; amending the Minnesota Common Interest Ownership Act to provide for construction defect claims; amending Minnesota Statutes 2016, sections 515B.1-103; 515B.3-102; 515B.3-107; 515B.3-111; 515B.4-1021; 515B.4-113; 515B.4-116.

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

Page 3, line 11, delete "or personal injury" and before "design" insert "initial"

Page 3, line 12, after "community" insert ", including an improvement that is constructed on additional real estate pursuant to article 2 of this chapter. \"Construction defect claim\" does not include claims related to subsequent maintenance, repairs, alterations, or modifications to, or the addition of, improvements that are part of the common interest community, and that are contracted for by the association or a unit owner\""

Page 4, line 2, after the first "or" insert "private"

Page 11, line 2, delete "and" and insert a comma and after "schedule" insert ", and maintenance budget"

Page 11, delete section 4

Page 12, line 31, delete "and" and insert a comma and after "schedule" insert ", and maintenance budget"

Page 18, line 29, before the period, insert ", unless the loss or damage is caused by failure to comply with section 515B.3-107 while the declarant controlled the board"

Page 19, lines 11 and 12, delete the new language

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was re-referred

S.F. No. 638: A bill for an act relating to commerce; motor vehicle franchises; regulating successor agreements; providing unfair practices by manufacturers, distributors, and factory branches; amending Minnesota Statutes 2016, sections 80E.11, subdivision 7; 80E.13.

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 1544: A bill for an act relating to taxation; modifying provisions for paid preparers; amending Minnesota Statutes 2016, sections 270C.445, subdivisions 2, 3, 5a, 6, 6a, 6b, 6c, 7, 8, by adding a subdivision; 270C.446, subdivisions 2, 3, 4, 5; 270C.447, subdivisions 1, 2, 3, by adding a subdivision; 289A.60, subdivisions 13, 28; repealing Minnesota Statutes 2016, sections 270C.445, subdivision 1; 270C.447, subdivision 4.

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

Page 6, line 6, delete "or is about to violate"

Page 6, line 14, delete "or about to be committed"

Page 13, line 19, delete "or is about to engage"

Page 14, line 4, delete "or is about to engage in"

Page 14, lines 13, 17, and 20, delete the new language

Page 14, line 22, delete "or is about to violate"

Page 14, line 24, delete "or is about to engage"

Page 15, line 16, delete ", regardless"

Page 15, delete lines 17 to 19 and insert "if the order is a final order."

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

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

SECOND READING OF SENATE BILLS

S.F. Nos. 914, 481, 341, 1398, 1386, 817, 1490, 1563, 1455, and 638 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Abeler and Marty introduced--

S.F. No. 2178: A bill for an act relating to human services; modifying financial audit requirements for managed care plans and county-based purchasing plans; amending Minnesota Statutes 2016, section 256B.69, subdivision 9e.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Housley, Ruud, and Cohen introduced--

S.F. No. 2179: A bill for an act relating to taxation; individual income; providing a refundable film production tax credit; amending Minnesota Statutes 2016, section 290.06, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Klein introduced--

S.F. No. 2180: A bill for an act relating to education finance; modifying the calculation of long-term facilities maintenance revenue; clarifying the allowed uses of long-term facilities maintenance revenue; amending Minnesota Statutes 2016, section 123B.595, subdivisions 1, 10.

Referred to the Committee on E-12 Finance.

Senators Latz, Dzedzic, and Frenz introduced--

S.F. No. 2181: A bill for an act relating to human rights; requiring certain notices in building inspection reports; establishing requirements for disability discrimination claims related to architectural barriers; amending Minnesota Statutes 2016, sections 326B.16, by adding a subdivision; 363A.331, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Hawj, Champion, Franzen, and Hayden introduced--

S.F. No. 2182: A bill for an act relating to education; creating the Increase Teachers of Color Act; seeking to double the number of teachers of color and American Indian teachers in Minnesota from four percent to eight percent while ensuring that by 2020, at least 20 percent of candidates in pathways to becoming a teacher are of color or American Indian; requiring a report; appropriating money; amending Minnesota Statutes 2016, sections 120B.11, subdivisions 2, 3; 122A.09, subdivisions 4, 4a; 122A.18, subdivision 2; 122A.414, subdivision 2; 122A.70; 124D.09, subdivision 10; 136A.1791; Laws 2015, First Special Session chapter 3, article 2, section 70, subdivision 12, as amended.

Referred to the Committee on E-12 Policy.

Senator Franzen introduced--

S.F. No. 2183: A resolution urging the United States Congress to permanently repeal trade, financial, and travel restrictions to Cuba.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Carlson and Laine introduced--

S.F. No. 2184: A bill for an act relating to campaign finance; modifying definition of expressly advocating; providing for disclosure of electioneering communications; amending prorating method for contributions or use of general treasury money; providing penalties; amending Minnesota Statutes 2016, sections 10A.01, subdivision 16a; 10A.121, subdivision 1; 10A.20, subdivision 3; 10A.244; 10A.25, subdivision 3a; 10A.27, subdivision 15; proposing coding for new law in Minnesota Statutes, chapter 10A.

Referred to the Committee on State Government Finance and Policy and Elections.

Senator Nelson introduced--

S.F. No. 2185: A bill for an act relating to campaign finance; prohibiting transfer of a principal campaign committee registration to another candidate; amending Minnesota Statutes 2016, sections 10A.105, subdivision 1; 10A.14, subdivision 1.

Referred to the Committee on State Government Finance and Policy and Elections.

Senator Relph introduced--

S.F. No. 2186: A bill for an act relating to taxation; income; providing tax credits to encourage charitable contributions; establishing an endow Minnesota program; requiring reports; appropriating money; amending Minnesota Statutes 2016, sections 290.0131, by adding a subdivision; 290.0133, by adding a subdivision; 290.06, by adding a subdivision; 297I.20, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senators Utke and Anderson, P. introduced--

S.F. No. 2187: A bill for an act relating to economic development; appropriating money for a grant to Enterprise Minnesota, Inc.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senator Dibble introduced--

S.F. No. 2188: A bill for an act relating to transportation; establishing requirements governing colocation of light rail transit and freight rail operations; amending Minnesota Statutes 2016, section 473.3994, by adding a subdivision.

Referred to the Committee on Transportation Finance and Policy.

Senator Ruud introduced--

S.F. No. 2189: A bill for an act relating to permanent school fund; transferring administration of school trust lands; establishing the school trust management account; authorizing rulemaking; amending Minnesota Statutes 2016, sections 16A.125, subdivision 5; 84.027, subdivision 18; 84.085, subdivision 1; 92.01; 92.02; 92.025; 92.12, subdivision 1; 92.121; 92.13; 93.0015, subdivisions 1, 2; 93.05, subdivision 3; 93.055; 93.2236; 94.16, subdivision 3; 127A.30, subdivision 1; 127A.351; 127A.353, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 127A; repealing Minnesota Statutes 2016, sections 92.83; 127A.352.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Eichorn introduced--

S.F. No. 2190: A bill for an act relating to capital investment; appropriating money for the library construction grant program; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Housley, Tomassoni, and Dziejdzic introduced--

S.F. No. 2191: A bill for an act relating to education; requiring the Minnesota State High School League to adopt policies relating to youth hockey; amending Minnesota Statutes 2016, section 128C.01, subdivision 3.

Referred to the Committee on E-12 Policy.

Senator Franzen introduced--

S.F. No. 2192: A bill for an act relating to occupations and professions; regulating locksmiths and locksmith services; proposing coding for new law as Minnesota Statutes, chapter 330A.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senator Chamberlain introduced--

S.F. No. 2193: A bill for an act relating to taxation; property; modifying the taxation of electric generation and distribution equipment and machinery; amending Minnesota Statutes 2016, sections 216B.1621, subdivision 2; 216B.164, subdivision 2a; 272.02, subdivision 10; 273.11, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 273; 477A; repealing Minnesota Statutes 2016, sections 272.02, subdivisions 29, 33, 44, 45, 47, 52, 54, 55, 56, 68, 70, 71, 84, 89, 92, 93, 96, 99; 272.0211.

Referred to the Committee on Taxes.

Senator Torres Ray introduced--

S.F. No. 2194: A bill for an act relating to economic development; appropriating money for an energy sector jobs initiative.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senators Pratt and Eichorn introduced--

S.F. No. 2195: A bill for an act relating to taxation; tobacco; providing definitions and a tax rate for vapor products; amending Minnesota Statutes 2016, sections 297F.01, subdivision 19, by adding subdivisions; 297F.05, by adding subdivisions.

Referred to the Committee on Taxes.

Senators Wiklund, Wiger, and Clausen introduced--

S.F. No. 2196: A bill for an act relating to higher education; increasing teacher education and compensation helps (TEACH) scholarship and education incentives amount; appropriating money for TEACH program; amending Minnesota Statutes 2016, section 136A.128, subdivisions 2, 4.

Referred to the Committee on Higher Education Finance and Policy.

Senator Hall introduced--

S.F. No. 2197: A bill for an act relating to public safety; establishing targeted domestic violence prevention programming; appropriating money.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Utke, Eichorn, and Lang introduced--

S.F. No. 2198: A bill for an act relating to education finance; creating a grant program for online access to music education for children and students in rural Minnesota; appropriating money; requiring a report.

Referred to the Committee on E-12 Finance.

Senator Lang introduced--

S.F. No. 2199: A bill for an act relating to capital investment; appropriating money for the Glacial Lakes Trail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Eaton, Marty, Dibble, and Laine introduced--

S.F. No. 2200: A bill for an act relating to state government; changing the engraving on a statue of an historic figure.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Senjem, Ingebrigtsen, Johnson, Mathews, and Simonson introduced--

S.F. No. 2201: A resolution expressing concern over persistent and credible reports of systematic, state-sanctioned, forced organ harvesting from nonconsenting prisoners of conscience, primarily from Falun Gong practitioners imprisoned for their spiritual beliefs, and members of other religious and ethnic minority groups in the People's Republic of China.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Hall introduced--

S.F. No. 2202: A bill for an act relating to transportation; increasing fines for certain traffic violations around school buses; requiring violator to attend driver improvement clinic; amending Minnesota Statutes 2016, section 169.444, subdivision 2.

Referred to the Committee on Transportation Finance and Policy.

Senators Torres Ray, Carlson, Pappas, Eaton, and Hawj introduced--

S.F. No. 2203: A bill for an act relating to elections; modifying requirements related to the certification of the names of candidates for president and vice president of the United States; amending Minnesota Statutes 2016, sections 13.607, by adding a subdivision; 207A.13, subdivision 2; 208.03.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Eaton, Laine, and Pappas introduced--

S.F. No. 2204: A bill for an act relating to natural resources; imposing restrictions on permits to mine sulfide ore bodies; proposing coding for new law in Minnesota Statutes, chapter 93.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Frentz introduced--

S.F. No. 2205: A bill for an act relating to human services; modifying reimbursement rates for intermediate care facilities for persons with developmental disabilities and home and community-based services providers; amending Minnesota Statutes 2016, section 256B.5012, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 256B; repealing Minnesota Statutes 2016, section 256B.5012, subdivisions 4, 5, 6, 7, 8, 9, 10, 11, 14.

Referred to the Committee on Human Services Reform Finance and Policy.

Senators Housley and Abeler introduced--

S.F. No. 2206: A bill for an act relating to employment; prohibiting discrimination against a public employee for reporting certain information or refusing to perform certain actions; imposing civil penalties; amending Minnesota Statutes 2016, sections 181.932, subdivision 1; 181.935.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Wiklund, Kent, Hoffman, and Clausen introduced--

S.F. No. 2207: A bill for an act relating to education; requesting an evaluation of the impact of testing on local resources at school districts and charter schools.

Referred to the Committee on E-12 Policy.

Senators Wiklund, Hoffman, Kent, Wiger, and Clausen introduced--

S.F. No. 2208: A bill for an act relating to education; allowing nationally normed exams to replace the Minnesota Comprehensive Assessments; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on E-12 Policy.

Senators Wiklund, Hoffman, Kent, Clausen, and Wiger introduced--

S.F. No. 2209: A bill for an act relating to education finance; providing training for educators to interpret assessment data; appropriating money.

Referred to the Committee on E-12 Finance.

Senators Hawj and Marty introduced--

S.F. No. 2210: A bill for an act relating to public safety; appropriating money for a grant to St. Paul to develop patrol stewards.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Carlson, Lourey, and Latz introduced--

S.F. No. 2211: A bill for an act relating to commerce; modifying minimum solvency requirements for health insurers and fraternal organizations to conform to the accreditation standards of the National Association of Insurance Commissioners; amending Minnesota Statutes 2016, sections 60A.52, subdivision 1; 64B.42, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Isaacson, Hawj, Wiger, and Pappas introduced--

S.F. No. 2212: A bill for an act relating to education finance; conveying the Crosswinds school from the Perpich Center for Arts Education to Independent School District No. 625, St. Paul; clarifying funding during the transition year; requiring a report; amending Minnesota Statutes 2016, section 129C.10, subdivision 3; repealing Minnesota Statutes 2016, sections 129C.10, subdivision 5a; 129C.30.

Referred to the Committee on E-12 Policy.

Senator Gazelka introduced--

S.F. No. 2213: A bill for an act relating to transportation; providing for corridors of commerce program selection.

Referred to the Committee on Transportation Finance and Policy.

Senator Fischbach introduced--

S.F. No. 2214: A bill for an act relating to higher education; providing funding and related policy changes for the Office of Higher Education, the Minnesota State Colleges and Universities, the University of Minnesota, and other related programs; modifying state grant program calculation parameters; requiring reports; appropriating money; amending Minnesota Statutes 2016, sections 135A.031, subdivision 7; 135A.15, subdivision 1a; 136A.101, subdivision 5a; 136A.1275; 136A.685; Laws 2014, chapter 312, article 1, section 15; proposing coding for new law in Minnesota Statutes, chapter 298.

Referred to the Committee on Higher Education Finance and Policy.

MOTIONS AND RESOLUTIONS

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

Senator Abeler moved that his name be stricken as a co-author to S.F. No. 959. The motion prevailed.

Senator Lang moved that the name of Senator Little be added as a co-author to S.F. No. 1315. The motion prevailed.

Senator Nelson moved that the name of Senator Wiger be added as a co-author to S.F. No. 1792. The motion prevailed.

Senator Johnson moved that the name of Senator Bakk be added as a co-author to S.F. No. 1884. The motion prevailed.

Senator Goggin moved that the name of Senator Benson be added as a co-author to S.F. No. 1907. The motion prevailed.

Senator Abeler moved that the name of Senator Eichorn be added as a co-author to S.F. No. 2046. The motion prevailed.

Senator Isaacson moved that the name of Senator Clausen be added as a co-author to S.F. No. 2116. The motion prevailed.

Senator Abeler moved that the name of Senator Eaton be added as a co-author to S.F. No. 1518. The motion prevailed.

Senator Abeler moved that S.F. No. 1958, No. 92 on General Orders, be stricken and re-referred to the Committee on Judiciary and Public Safety Finance and Policy. The motion prevailed.

Senator Newman moved that S.F. No. 1060, No. 31 on General Orders, be stricken and re-referred to the Committee on Transportation Finance and Policy. The motion prevailed.

SPECIAL ORDERS

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

S.F. No. 1113, H.F. Nos. 375, 444, and S.F. No. 562.

SPECIAL ORDER

S.F. No. 1113: A bill for an act relating to counties; allowing a county law library to transfer money to the county for certain construction costs; proposing coding for new law in Minnesota Statutes, chapter 134A.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

| | | | | |
|--------------|------------|-----------|--------------|-----------|
| Abeler | Champion | Dziedzic | Goggin | Jasinski |
| Anderson, B. | Clausen | Eaton | Hall | Jensen |
| Anderson, P. | Cohen | Eichorn | Hawj | Johnson |
| Bakk | Cwodzinski | Eken | Hayden | Kent |
| Benson | Dahms | Fischbach | Housley | Kiffmeyer |
| Carlson | Dibble | Frentz | Ingebrigtsen | Klein |
| Chamberlain | Draheim | Gazelka | Isaacson | Koran |

| | | | | |
|--------|---------|--------|------------|---------|
| Laine | Marty | Pappas | Schoen | Utke |
| Lang | Mathews | Pratt | Senjem | Weber |
| Latz | Miller | Relph | Simonson | Westrom |
| Limmer | Nelson | Rest | Sparks | Wiger |
| Little | Newman | Rosen | Tomassoni | Wiklund |
| Lourey | Osmek | Ruud | Torres Ray | |

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 375: A bill for an act relating to local government; allowing a county board to appropriate money for a veterans memorial anywhere in the county; amending Minnesota Statutes 2016, section 375.18, subdivision 10.

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

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

| | | | | |
|--------------|-----------|--------------|---------|------------|
| Abeler | Draheim | Ingebrigtsen | Little | Rosen |
| Anderson, B. | Dziedzic | Isaacson | Lourey | Ruud |
| Anderson, P. | Eaton | Jasinski | Marty | Schoen |
| Bakk | Eichorn | Jensen | Mathews | Senjem |
| Benson | Eken | Johnson | Miller | Simonson |
| Carlson | Fischbach | Kent | Nelson | Sparks |
| Chamberlain | Frentz | Kiffmeyer | Newman | Tomassoni |
| Champion | Gazelka | Klein | Newton | Torres Ray |
| Clausen | Goggin | Koran | Osmek | Utke |
| Cohen | Hall | Laine | Pappas | Weber |
| Cwodzinski | Hawj | Lang | Pratt | Westrom |
| Dahms | Hayden | Latz | Relph | Wiger |
| Dibble | Housley | Limmer | Rest | Wiklund |

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 444: A bill for an act relating to securities; modifying the MNvest registration exemption; amending Minnesota Statutes 2016, section 80A.461.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

| | | | | |
|--------------|-------------|------------|-----------|---------|
| Abeler | Carlson | Cwodzinski | Eaton | Frentz |
| Anderson, B. | Chamberlain | Dahms | Eichorn | Gazelka |
| Anderson, P. | Champion | Dibble | Eken | Goggin |
| Bakk | Clausen | Draheim | Fischbach | Hall |
| Benson | Cohen | Dziedzic | Franzen | Hawj |

| | | | | |
|--------------|--------|---------|------------|---------|
| Hayden | Klein | Mathews | Rest | Utke |
| Housley | Koran | Miller | Rosen | Weber |
| Ingebrigtsen | Laine | Nelson | Ruud | Westrom |
| Isaacson | Lang | Newman | Schoen | Wiger |
| Jasinski | Latz | Newton | Senjem | Wiklund |
| Jensen | Limmer | Osmek | Simonson | |
| Johnson | Little | Pappas | Sparks | |
| Kent | Lourey | Pratt | Tomassoni | |
| Kiffmeyer | Marty | Relph | Torres Ray | |

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 562: A bill for an act relating to human services; modifying certain provisions governing autism early intensive intervention benefit; amending Minnesota Statutes 2016, section 256B.0949.

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 66 and nays 0, as follows:

Those who voted in the affirmative were:

| | | | | |
|--------------|--------------|-----------|---------|------------|
| Abeler | Dziedzic | Isaacson | Marty | Senjem |
| Anderson, B. | Eaton | Jasinski | Mathews | Simonson |
| Anderson, P. | Eichorn | Jensen | Miller | Sparks |
| Bakk | Eken | Johnson | Nelson | Tomassoni |
| Benson | Fischbach | Kent | Newman | Torres Ray |
| Carlson | Franzen | Kiffmeyer | Newton | Utke |
| Chamberlain | Frentz | Klein | Osmek | Weber |
| Champion | Gazelka | Koran | Pappas | Westrom |
| Clausen | Goggin | Laine | Pratt | Wiger |
| Cohen | Hall | Lang | Relph | Wiklund |
| Cwodzinski | Hawj | Latz | Rest | |
| Dahms | Hayden | Limmer | Rosen | |
| Dibble | Housley | Little | Ruud | |
| Draheim | Ingebrigtsen | Lourey | Schoen | |

So the bill passed and its title was agreed to.

RECESS

Senator Gazelka 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.

MOTIONS AND RESOLUTIONS - CONTINUED

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

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 5:

H.F. No. 5: A bill for an act relating to insurance; health; regulating certain data practices of the premium subsidy program; creating a state-operated reinsurance program; appropriating money; amending Minnesota Statutes 2016, sections 62E.10, subdivision 2; 62E.11, subdivisions 5, 6; 297I.05, subdivisions 5, 13; Laws 2017, chapter 2, article 1, section 2, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 62E; repealing Laws 2013, chapter 9, section 15.

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

Dauids; Hoppe; Dean, M.; Schomacker and Halverson have been appointed as such committee on the part of the House.

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

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 20, 2017

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

RECESS

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

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

APPOINTMENTS

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

H.F. No. 5: Senators Dahms, Benson, Kiffmeyer, Abeler, and Lourey.

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Benson moved that S.F. No. 1492 be withdrawn from the Committee on Health and Human Services Finance and Policy and re-referred to the Committee on Rules and Administration. The motion prevailed.

MEMBERS EXCUSED

Senator Hoffman was excused from the Session of today. Senator Franzen was excused from the Session of today from 11:00 to 11:20 a.m.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 23, 2017. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

