

## SEVENTY-FIFTH DAY

St. Paul, Minnesota, Monday, March 26, 2018

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. Michael Carlson.

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

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.

March 22, 2018

The Honorable Michelle L. Fischbach  
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 101, S.F. No. 3133.

Sincerely,  
Mark Dayton, Governor

March 22, 2018

The Honorable Kurt L. Daudt  
Speaker of the House of Representatives

The Honorable Michelle L. Fischbach  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2018 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 2018	Date Filed 2018
3133		101	6:19 p.m. March 22	March 22

Sincerely,  
Steve Simon  
Secretary of State

March 26, 2018

The Honorable Michelle L. Fischbach  
President of the Senate

Dear Senator Fischbach:

Pursuant to Senate Rule 8.2, the following appointments have been withdrawn from the following committee and placed on the Confirmation Calendar:

From the Committee on Jobs and Economic Growth Finance and Policy, to which was referred the following appointments as reported in the Journal for February 9, 2017:

DESTINATION MEDICAL CENTER CORPORATION  
Susan Park Rani  
R.T. Rybak

Sincerely,  
Cal R. Ludeman  
Secretary of the Senate

**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 Senate File No. 3133, and repassed said bill in accordance with the report of the Committee, so adopted.

**S.F. No. 3133:** A bill for an act relating to public safety; requiring the legislative auditor to appoint an information technology auditor to conduct an assessment of MNLARS; establishing a MNLARS steering committee; appropriating money.

Senate File No. 3133 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned March 22, 2018

**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. 235. The motion prevailed.

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

**S.F. No. 3290:** A bill for an act relating to energy; establishing a process to compensate businesses for loss of business opportunity resulting from sale and closure of a biomass energy plant; proposing coding for new law in Minnesota Statutes, chapter 116C.

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

Page 3, line 10, after "40" insert "days"

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

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

**S.F. No. 3554:** A bill for an act relating to state personnel; requiring certain information about collective bargaining agreements and compensation plans be submitted to the Legislative Coordinating Commission; amending Minnesota Statutes 2016, section 3.855, by adding a subdivision.

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 3.855, is amended by adding a subdivision to read:

Subd. 5. **Information required.** The commissioner of management and budget must submit to the Legislative Coordinating Commission the following information with the submission of a collective bargaining agreement or compensation plan under subdivisions 2 and 3:

(1) for each agency and for each proposed agreement, a comparison of biennial compensation costs under the current agreement or plan to the projected biennial compensation costs under the proposed agreement or plan, paid with funds appropriated from the general fund;

(2) for each agency and for each proposed agreement and plan, a comparison of biennial compensation costs under the current agreement or plan to the projected compensation costs under the proposed agreement or plan, paid with funds appropriated from each fund other than the general fund;

(3) for each agency and for each proposed agreement and plan, an identification of the amount of the additional biennial compensation costs that are attributable to salary and wages and to the cost of nonsalary and nonwage benefits; and

(4) for each agency, for each clauses (1) to (3), the impact of the aggregate of all agreements and plans being submitted to the commission."

And when so amended the bill do pass. 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. 2536:** A bill for an act relating to natural resources; modifying Cuyuna Country State Recreation Area Citizens Advisory Council; amending Minnesota Statutes 2017 Supplement, section 85.0146, subdivision 1.

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

Page 1, line 11, after "Development" insert a comma

Page 1, line 12, before the semicolon, insert "appointed by the members of the Cuyuna Country State Recreation Area Citizens Advisory Council who are appointed under clauses (1) and (4) to (13)"

Page 1, line 14, delete "council" and insert "Cuyuna Country State Recreation Area Citizens Advisory Council who are appointed under clauses (1) and (4) to (13)"

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

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

**S.F. No. 3450:** A bill for an act relating to health; establishing several task force groups.

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

Page 6, after line 1, insert:

**"Sec. 4. STUDY AND REPORT ON HOME CARE NURSING WORKFORCE SHORTAGE.**

(a) The chair and ranking minority member of the senate Human Services Reform Finance and Policy Committee and the chair and ranking minority member of the house of representatives Health and Human Services Finance Committee shall convene a working group to study and report on the shortage of registered nurses and licensed practical nurses available to provide low-complexity regular home care services to clients in need of these services, especially clients covered by medical assistance, and to provide recommendations for ways to address the workforce shortage. The working group shall consist of 14 members appointed as follows:

(1) the chair of the senate Human Services Reform Finance and Policy Committee or a designee;

(2) the ranking minority member of the senate Human Services Reform Finance and Policy Committee or a designee;

(3) the chair of the house of representatives Health and Human Services Finance Committee or a designee;

(4) the ranking minority member of the house of representatives Health and Human Services Finance Committee or a designee;

(5) the commissioner of human services or a designee;

(6) the commissioner of health or a designee;

(7) one representative appointed by the Professional Home Care Coalition;

(8) one representative appointed by the Minnesota Home Care Association;

(9) one representative appointed by the Minnesota Board of Nursing;

(10) one representative appointed by the Minnesota Nurses Association;

(11) one representative appointed by the Minnesota Licensed Practical Nurses Association;

(12) one representative appointed by the Minnesota Society of Medical Assistants;

(13) one client who receives regular home care nursing services and is covered by medical assistance appointed by the commissioner of human services after consulting with the appointing authorities identified in clauses (7) to (12); and

(14) one assessor appointed by the commissioner of human services.

The assessor must be certified under Minnesota Statutes, section 256B.0911, and must be a registered nurse.

(b) The appointing authorities must appoint members by August 15, 2018.

(c) The convening authorities shall convene the first meeting of the working group no later than September 1, 2018, and caucus staff shall provide support and meeting space for the working group. The Department of Health and the Department of Human Services shall provide technical assistance to the working group by providing existing data and analysis documenting the current and projected workforce shortages in the area of regular home care nursing. The Home Care and Assisted Living Program Advisory Council established under Minnesota Statutes, section 144A.4799, shall provide advice and recommendations to the working group. Working group members shall serve without compensation and shall not be reimbursed for expenses.

(d) The working group shall:

(1) quantify the number of low-complexity regular home care nursing hours that are authorized but not provided to clients covered by medical assistance, due to the shortage of registered nurses and licensed practical nurses available to provide these home care services;

(2) quantify the current and projected workforce shortages of registered nurses and licensed practical nurses available to provide low-complexity regular home care nursing services to clients, especially clients covered by medical assistance;

(3) develop recommendations for actions to take in the next two years to address the regular home care nursing workforce shortage, including identifying other health care professionals who may be able to provide low-complexity regular home care nursing services with additional training; what additional training may be necessary for these health care professionals; and how to address scope of practice and licensing issues;

(4) compile reimbursement rates for regular home care nursing from other states and determine Minnesota's national ranking with respect to reimbursement for regular home care nursing;

(5) determine whether reimbursement rates for regular home care nursing fully reimburse providers for the cost of providing the service and whether the discrepancy, if any, between rates and costs contributes to lack of access to regular home care nursing; and

(6) by January 15, 2019, report on the findings and recommendations of the working group to the chairs and ranking minority members of the legislative committees with jurisdiction over health and human services policy and finance.

The working group's report shall include draft legislation.

(e) The working group shall elect a chair from among its members at its first meeting.

(f) The meetings of the working group shall be open to the public.

(g) This section expires January 16, 2019, or the day after submitting the report required by this section, whichever is earlier."

Amend the title accordingly

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

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

**S.F. No. 235:** A bill for an act relating to public safety; regulating the manufacture, sale, and use of fireworks; amending Minnesota Statutes 2016, section 624.20, subdivision 1.

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

Page 3, line 6, after "consumer fireworks" insert ", sparkling devices, and novelties"

Page 3, line 7, strike the first "of" and insert "for" and reinstate "~~only~~"

Page 3, line 8, after "consumer fireworks" insert ", sparkling devices, and novelties" and delete everything after "\$350"

Page 3, line 9, delete "location" and delete "permit" and strike "of each" and insert "permit fee for any"

Page 3, line 11, delete "that"

And when so amended the bill do pass.

Senator Latz questioned the reference thereon and, under Rule 21, the bill was referred to the Committee on Rules and Administration.

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

**S.F. No. 2605:** A bill for an act relating to education; elections; requiring certain information to be available in the polling place for school district bond referendums; amending the ballot language required for school district bond referendums; amending Minnesota Statutes 2016, sections 205A.07, subdivision 2; 475.58, subdivision 4; Minnesota Statutes 2017 Supplement, section 475.59, subdivision 1.

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

Page 1, line 22, reinstate the stricken language and delete the new language

Page 1, line 23, delete the new language

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

**Senator Fischbach from the Committee on Higher Education Finance and Policy, to which was referred**

**S.F. No. 3327:** A bill for an act relating to higher education; modifying certain higher education policy provisions; amending Minnesota Statutes 2016, sections 127A.70, subdivision 2; 136A.15, subdivision 8; 136A.16, subdivisions 1, 2, 5, 8, 9; 136A.162; 136A.1701, subdivision 7; 136A.64, subdivision 1; 136A.822, subdivision 10; Minnesota Statutes 2017 Supplement, sections 136A.1275, subdivisions 2, 3; 136A.646; 136A.822, subdivision 6; 136A.8295, by adding a subdivision; Laws

2017, chapter 89, article 1, section 2, subdivision 29; repealing Minnesota Statutes 2016, sections 136A.15, subdivisions 2, 7; 136A.1701, subdivision 12.

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

Page 9, after line 18, insert:

"Sec. 14. Minnesota Statutes 2017 Supplement, section 136A.672, is amended by adding a subdivision to read:

Subd. 6. **Disclosure.** Schools must disclose on their Web site, student handbook, and student catalog the student complaint process under this section to students."

Page 12, lines 19 and 20, reinstate the stricken language

Renumber the sections in sequence

Amend the title numbers accordingly

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

**Senator Fischbach from the Committee on Higher Education Finance and Policy, to which was referred**

**S.F. No. 3098:** A bill for an act relating to higher education; requiring Minnesota State Colleges and Universities to provide affordable textbooks for a percentage of courses; requiring a report; amending Minnesota Statutes 2016, section 136F.58, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapter 136F.

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

Delete everything after the enacting clause and insert:

"Section 1. **AFFORDABLE TEXTBOOK PLAN AND REPORT.**

The Board of Trustees of the Minnesota State Colleges and Universities shall develop a plan to increase the use of affordable textbooks and instructional materials. The board must explore and study registration software or other systems and methods to disclose or display the cost of all textbooks and instructional materials required for a course at or prior to course registration. The plan must describe the systems or methods examined and the results of the study. The plan must establish a goal for the percentage of all courses offered at state colleges and universities that will use affordable textbooks and instructional materials. The plan must identify and describe key terms, including "affordable textbook," "instructional material," and "course." The board must submit the plan to the chairs and ranking minority members of the legislative committees with jurisdiction over higher education by January 15, 2020."

Delete the title and insert:



"A bill for an act relating to relating to higher education; requiring Minnesota State Colleges and Universities to develop a plan aimed at providing students with affordable textbooks and instructional materials."

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. 3367:** A bill for an act relating to public safety; requiring employees of lodging facilities to be trained to recognize sex trafficking; proposing coding for new law in Minnesota Statutes, chapter 327.

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 121A.15, subdivision 3, is amended to read:

Subd. 3. **Exemptions from immunizations.** (a) If a person is at least seven years old and has not been immunized against pertussis, the person must not be required to be immunized against pertussis.

(b) If a person is at least 18 years old and has not completed a series of immunizations against poliomyelitis, the person must not be required to be immunized against poliomyelitis.

(c) If a statement, signed by a physician, is submitted to the administrator or other person having general control and supervision of the school or child care facility stating that an immunization is contraindicated for medical reasons or that laboratory confirmation of the presence of adequate immunity exists, the immunization specified in the statement need not be required.

(d) If a notarized statement signed by the minor child's parent or guardian or by the emancipated person is submitted to the administrator or other person having general control and supervision of the school or child care facility stating that the person has not been immunized as prescribed in subdivision 1 because of the conscientiously held beliefs of the parent or guardian of the minor child or of the emancipated person, the immunizations specified in the statement shall not be required. ~~This statement must also be forwarded to the commissioner of the Department of health.~~

(e) If the person is under 15 months, the person is not required to be immunized against measles, rubella, or mumps.

(f) If a person is at least five years old and has not been immunized against haemophilus influenzae type b, the person is not required to be immunized against haemophilus influenzae type b.

(g) If a person who is not a Minnesota resident enrolls in a Minnesota school online learning course or program that delivers instruction to the person only by computer and does not provide any teacher or instructor contact time or require classroom attendance, the person is not subject to the immunization, statement, and other requirements of this section.

Sec. 2. Minnesota Statutes 2016, section 121A.15, subdivision 3a, is amended to read:

Subd. 3a. **Disclosures required.** (a) This paragraph applies to any written information about immunization requirements for enrollment in a school or child care facility that:

(1) is provided to a person to be immunized or enrolling or enrolled in a school or child care facility, or to the person's parent or guardian if the person is under 18 years of age and not emancipated; and

(2) is provided by the Department of Health; the Department of Education; the Department of Human Services; an immunization provider; or a school or child care facility.

Such ~~written~~ information must describe the exemptions from immunizations permitted under subdivision 3, paragraphs (c) and (d). The Any written information on exemptions from immunizations provided according to this paragraph must be in a font size at least equal to the font size of the immunization requirements, in the same font style as the immunization requirements, and on the same page of the written document as the immunization requirements.

(b) Before immunizing a person, an immunization provider must provide the person, or the person's parent or guardian if the person is under 18 years of age and not emancipated, with the following information in writing:

(1) a list of the immunizations required for enrollment in a school or child care facility;

(2) a description of the exemptions from immunizations permitted under subdivision 3, paragraphs (c) and (d);

(3) a list of additional immunizations currently recommended by the commissioner of health; and

(4) in accordance with federal law, a copy of the vaccine information sheet from the federal Department of Health and Human Services that lists possible adverse reactions to the immunization to be provided.

(c) The commissioner will continue the educational campaign to providers and hospitals on vaccine safety including, but not limited to, information on the vaccine adverse events reporting system (VAERS), the federal vaccine information statements (VIS), and medical precautions and contraindications to immunizations.

(d) The commissioner will encourage providers to provide the vaccine information statements at multiple visits and in anticipation of subsequent immunizations.

(e) The commissioner will encourage providers to use existing screening for immunization precautions and contraindication materials and make proper use of the vaccine adverse events reporting system (VAERS).

(f) In consultation with groups and people identified in subdivision 12, paragraph (a), clause (1), the commissioner will continue to develop and make available patient education materials on immunizations including, but not limited to, contraindications and precautions regarding vaccines.

~~(g) The commissioner will encourage health care providers to use thimerosal-free vaccines when available.~~

Sec. 3. Minnesota Statutes 2016, section 121A.15, is amended by adding a subdivision to read:

Subd. 3b. **Immunization documentation record.** (a) The commissioner of health shall develop an official record form to document a person's immunization history. The form must request information regarding immunization requirements and exemption procedures, and must include statements for documenting medical and conscientious exemptions. The form must be used by child care facilities and elementary and secondary schools when communicating to parents or guardians regarding immunization requirements and exemption procedures.

(b) Notwithstanding paragraph (a), a child care facility or an elementary or secondary school may create a similar document to use to communicate with parents or guardians if the document is approved by the commissioner of health.

(c) Nothing in this subdivision limits a facility or school from sending other information to parents or guardians that is related to immunizations so long as the information complies with this section.

Sec. 4. Minnesota Statutes 2016, section 121A.15, subdivision 12, is amended to read:

Subd. 12. **Modifications to schedule.** (a) The commissioner of health may adopt modifications to the immunization requirements of this section. A proposed modification made under this subdivision must be part of the current immunization recommendations of each of the following organizations: the United States Public Health Service's Advisory Committee on Immunization Practices, the American Academy of Family Physicians, and the American Academy of Pediatrics.

(b) In proposing a modification to the immunization schedule, the commissioner must:

(1) consult with ~~(i)~~ the commissioner of education; the commissioner of human services; the chancellor of the Minnesota State Colleges and Universities; and the president of the University of Minnesota; ~~and (ii)~~

(2) consult with the Minnesota Natural Health Coalition, Vaccine Awareness Minnesota; ~~Biological Education for Autism Treatment (BEAT);~~ Vaccine Safety Council of Minnesota; ~~Minnesota Childhood Immunization Coalition;~~ the Minnesota Academy of Family Physicians, the American Academy of Pediatrics-Minnesota Chapter, and the Minnesota Nurses Association; and

~~(2)~~ (3) consider the following criteria: the epidemiology of the disease, the morbidity and mortality rates for the disease, the safety and efficacy of the vaccine, the cost of a vaccination program, the cost of enforcing vaccination requirements, and a cost-benefit analysis of the vaccination.

~~(b)~~ (c) Before a proposed modification may be adopted, the commissioner must notify the chairs of the house of representatives and senate committees with jurisdiction over health policy issues. If the chairs of the relevant standing committees determine a public hearing regarding the proposed modifications is in order, the hearing must be scheduled within 60 days of receiving notice from the commissioner. If a hearing is scheduled, the commissioner may not adopt any proposed modifications until after the hearing is held.

~~(d)~~ (d) The commissioner shall comply with the requirements of chapter 14 regarding the adoption of any proposed modifications to the immunization schedule.

~~(e)~~ (e) In addition to the publication requirements of chapter 14, the commissioner of health must inform all immunization providers of any adopted modifications to the immunization schedule in a timely manner.

Sec. 5. Minnesota Statutes 2016, section 135A.14, subdivision 3, is amended to read:

Subd. 3. **Exemptions from immunization.** (a) An immunization listed in subdivision 2 is not required if the student submits to the administrator a statement signed by a physician that shows:

(1) that, for medical reasons, the student did not receive an immunization;

(2) that the student has experienced the natural disease against which the immunization protects;  
or

(3) that a laboratory has confirmed the presence of adequate immunity.

(b) If the student submits a notarized statement that the student has not been immunized as required in subdivision 2 because of the student's conscientiously held beliefs, the immunizations described in subdivision 2 are not required. ~~The institution shall forward this statement to the commissioner of health.~~

Sec. 6. **[157.177] SEX TRAFFICKING PREVENTION TRAINING.**

Subdivision 1. **Definition.** "Sex trafficking" has the meaning given in section 609.321, subdivision 7a.

Subd. 2. **Prevention training required.** (a) Every person, firm, or corporation that operates a hotel or motel in Minnesota shall ensure that all employees who work on site, including the owner, operator, and manager, receive the training described in paragraph (c) by December 1, 2018, or within 90 days from the date the employee begins employment, and annually thereafter. The operator of the hotel and motel shall annually certify in each employee's personnel file that the employee has received the required training that is approved by the commissioner.

(b) In addition to the training required under paragraph (a), the operator of each hotel and motel shall conduct an ongoing awareness campaign for employees on the activities commonly associated with sex trafficking victim identification resources, and effective responses for hotels and motels.

(c) The commissioner shall, in consultation with the state hotel and lodging association, approve an educational training program that focuses on the accurate and prompt identification, reporting, and response of suspected sex trafficking. The training program must include at a minimum:

(1) awareness of sex trafficking;

(2) recognition of potential victims of sex trafficking;

(3) activities commonly associated with sex trafficking; and

(4) effective responses to sex trafficking situations, including reporting to proper law enforcement officials.

(d) Any cost incurred for the training program shall be the responsibility of the licensee.

Sec. 7. **AUTISM REGISTRY LEGISLATIVE PROPOSAL.**

(a) The commissioner of health, in collaboration with the commissioner of human services, and in consultation with stakeholders, shall draft legislation to establish a statewide autism registry program with the purpose of estimating the prevalence, monitoring trends, and identifying risk factors impacting the rate of Autism Spectrum Disorder (ASD) among children under age eight.

(b) The commissioner shall submit draft legislation required under this section to the chairs and ranking minority members of legislative committees with jurisdiction over health and human services and data practice by February 1, 2019.

Sec. 8. **REPEALER.**

Minnesota Rules, part 4604.0400, is repealed."

Delete the title and insert:

"A bill for an act relating to public safety; requiring employees of hotels and motels to receive training on identifying activities associated with sex trafficking; clarifying immunization record requirements; requiring the commissioner of health to draft legislation establishing a statewide autism registry program; amending Minnesota Statutes 2016, sections 121A.15, subdivisions 3, 3a, 12, by adding a subdivision; 135A.14, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 157; repealing Minnesota Rules, part 4604.0400."

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. 2746:** A bill for an act relating to health care; requiring facility fee disclosure; proposing coding for new law in Minnesota Statutes, chapter 62J.

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 re-referred**

**S.F. No. 3417:** A bill for an act relating to health; establishing the Minnesota Health Policy Commission; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 62J.

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

Page 1, line 9, delete "(a)" and delete "11" and insert "15"

Page 2, line 3, delete "and"

Page 2, line 5, delete the period and insert a semicolon

Page 2, delete lines 6 and 7

Page 2, line 8, delete "(1)" and insert "(12)"

Page 2, line 10, delete "(2)" and insert "(13)"

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

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

**S.F. No. 2892:** A bill for an act relating to health; adding a project to the hospital construction moratorium exception; amending Minnesota Statutes 2017 Supplement, section 144.551, subdivision 1.

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

Page 6, line 8, before the period, insert "if the commissioner finds the project to be in the public interest after completing the public interest review required by section 144.552"

Page 6, after line 8, insert:

"Sec. 2. Minnesota Statutes 2016, section 144.552, is amended to read:

**144.552 PUBLIC INTEREST REVIEW.**

(a) The following entities must submit a plan to the commissioner:

(1) a hospital seeking to increase its number of licensed beds; or

(2) an organization seeking to obtain a hospital license and notified by the commissioner under section 144.553, subdivision 1, paragraph (c), that it is subject to this section.

The plan must include information that includes an explanation of how the expansion will meet the public's interest. When submitting a plan to the commissioner, an applicant shall pay the commissioner for the commissioner's cost of reviewing and monitoring the plan, as determined by the commissioner and notwithstanding section 16A.1283. Money received by the commissioner under this section is appropriated to the commissioner for the purpose of administering this section. For a hospital that is seeking an exception to the moratorium under section 144.551, the plan must be submitted to the commissioner no later than August 1 of the calendar year prior to the year when the exception will be considered by the legislature.

(b) Plans submitted under this section shall include detailed information necessary for the commissioner to review the plan and reach a finding. The commissioner may request additional information from the hospital submitting a plan under this section and from others affected by the

plan that the commissioner deems necessary to review the plan and make a finding. If the commissioner determines that additional information is required from the hospital submitting a plan under this section, the commissioner shall notify the hospital of the additional information required no more than 30 days after the initial submission of the plan.

(c) The commissioner shall review the plan and, within 90 days, but no more than six months if extenuating circumstances apply, issue a finding on whether the plan is in the public interest. In making the recommendation, the commissioner shall consider issues including but not limited to:

(1) whether the new hospital or hospital beds are needed to provide timely access to care or access to new or improved services;

(2) the financial impact of the new hospital or hospital beds on existing acute-care hospitals that have emergency departments in the region;

(3) how the new hospital or hospital beds will affect the ability of existing hospitals in the region to maintain existing staff;

(4) the extent to which the new hospital or hospital beds will provide services to nonpaying or low-income patients relative to the level of services provided to these groups by existing hospitals in the region; and

(5) the views of affected parties.

(d) If the plan is being submitted by an existing hospital seeking authority to construct a new hospital, the commissioner shall also consider:

(1) the ability of the applicant to maintain the applicant's current level of community benefit as defined in section 144.699, subdivision 5, at the existing facility; and

(2) the impact on the workforce at the existing facility including the applicant's plan for:

(i) transitioning current workers to the new facility;

(ii) retraining and employment security for current workers; and

(iii) addressing the impact of layoffs at the existing facility on affected workers.

(e) Prior to making a recommendation, the commissioner shall conduct a public hearing in the affected hospital service area to take testimony from interested persons.

(f) Upon making a recommendation under paragraph (c), the commissioner shall provide a copy of the recommendation to the chairs of the house of representatives and senate committees having jurisdiction over health and human services policy and finance.

(g) If an exception to the moratorium is approved under section 144.551 after a review under this section, the commissioner shall monitor the implementation of the exception up to completion of the construction project. Thirty days after completion of the construction project, the hospital shall submit to the commissioner a report on how the construction has met the provisions of the

plan originally submitted under the public interest review process or a plan submitted pursuant to section 144.551, subdivision 1, paragraph (b), clause (20)."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "imposing deadlines on the public interest review process;"

Amend the title numbers accordingly

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 re-referred**

**S.F. No. 3017:** A bill for an act relating to education; pharmaceuticals; providing for disposal of unclaimed drugs or medications; amending Minnesota Statutes 2016, section 121A.22, by adding a subdivision.

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 121A.22, subdivision 1, is amended to read:

Subdivision 1. **Applicability.** (a) This section applies only:

(1) when the parent of a pupil requests school personnel to administer drugs or medicine to the pupil; or

(2) when administration is allowed by the individualized education program of a child with a disability.

The request of a parent may be oral or in writing. An oral request must be reduced to writing within two school days, provided that the district may rely on an oral request until a written request is received.

(b) If the administration of a drug or medication described in paragraph (a) requires the school to store the drugs or medication, the parent or legal guardian must inform the school if the drug or medication is a controlled substance. For drugs or medications that are not controlled substances, the request must include a provision designating the school district as an authorized entity to transport the drug or medication for the purpose of destruction if any unused drug or medication is left in the possession of school personnel. For drugs or medications that are controlled substances, the request must specify that the parent or legal guardian is required to retrieve the drug when requested by the school.

Sec. 2. Minnesota Statutes 2016, section 121A.22, is amended by adding a subdivision to read:

Subd. 4a. **Unclaimed drugs or medications.** (a) Each school district shall adopt a procedure for the collection and transport of any unclaimed or abandoned prescription drugs or over-the-counter



medications left in the possession of school personnel in accordance with this subdivision. The procedure must ensure that before the transportation of any prescription drug under this subdivision, the school district shall make a reasonable attempt to return the unused prescription drug to the student's parent or legal guardian. The procedure must provide that transportation of unclaimed or unused prescription drugs or over-the-counter medications occur at least annually, or more frequently as determined by the school district.

(b) If the unclaimed or abandoned prescription drug is not a controlled substance as defined under section 152.01, subdivision 4, or is an over-the-counter medication, the school district may designate an individual who shall be responsible for transporting these drugs or medications to a designated drop-off box or collection bin or may request a law enforcement agency to transport the drugs or medications to a drop-off box or collection bin on behalf of the school district.

(c) If the unclaimed or abandoned prescription drug is a controlled substance as defined in section 152.01, subdivision 4, a school district or school personnel is prohibited from transporting the prescription drug to a drop-off box or collection site for prescription drugs identified under this paragraph. The school district must request a law enforcement agency to transport the prescription drug or medication to a collection bin that complies with Drug Enforcement Agency regulations, or if a bin is not available, under the agency's procedure for transporting drugs."

Amend the title as follows:

Page 1, line 2, delete "disposal" and insert "collection and transportation"

Amend the title numbers accordingly

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

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

**S.F. No. 3019:** A bill for an act relating to health; making changes to tribal vital record keeping; amending Minnesota Statutes 2016, section 144.225, subdivisions 2, 2a, 7.

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

**Senator Pratt from the Committee on E-12 Policy, to which was referred**

**S.F. No. 3123:** A bill for an act relating to education finance; increasing state aid for school district telecommunications projects; appropriating money; amending Minnesota Statutes 2016, section 125B.26, by adding a subdivision; Laws 2017, First Special Session chapter 5, article 5, section 14, subdivision 4.

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 125B.26, subdivision 4, is amended to read:

Subd. 4. **District aid.** ~~For fiscal year 2006 and later, A district, charter school, or intermediate school district's Internet access equity aid equals the district, charter school, or intermediate school district's approved cost for the previous fiscal year according to subdivision 1 exceeding \$16 times the district's adjusted pupil units for the previous fiscal year or no reduction if the district is part of an organized telecommunications access cluster. Equity aid must be distributed to the telecommunications access cluster for districts, charter schools, or intermediate school districts that are members of the cluster or to individual districts, charter schools, or intermediate school districts not part of a telecommunications access cluster.~~

**EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2019 and later.

Sec. 2. Minnesota Statutes 2016, section 125B.26, is amended by adding a subdivision to read:

Subd. 4a. **Additional telecommunications equity access aid.** A school district or charter school is eligible for additional telecommunications equity access aid equal to the greater of zero or:

(1) the district's approved costs under subdivision 1 minus the district's aid under subdivision 4; minus

(2) \$7 times the adjusted pupil units.

**EFFECTIVE DATE.** This section is effective for revenue in fiscal year 2019 and later.

Sec. 3. Laws 2017, First Special Session chapter 5, article 5, section 14, subdivision 4, is amended to read:

Subd. 4. **Equity in telecommunications access aid.** For equity in telecommunications access aid under Minnesota Statutes, section 125B.26, subdivision 4:

\$	3,750,000	.....	2018
\$	3,750,000	.....	2019

If the appropriation amount is insufficient, the commissioner shall reduce the reimbursement rate in Minnesota Statutes, section 125B.26, subdivisions 4 and 5, and the revenue for fiscal years 2018 and 2019 shall be prorated.

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

Sec. 4. **APPROPRIATIONS.**

Subdivision 1. **Department of Education.** The sum indicated in this section is appropriated from the general fund to the Department of Education for the fiscal year designated.

Subd. 2. **Additional telecommunications equity access aid.** For additional telecommunications equity access aid under Minnesota Statutes, section 125B.26, subdivision 4a:

\$	1,000,000	.....	2019
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If the appropriation amount is insufficient, the commissioner shall reduce the reimbursement rate in Minnesota Statutes, section 125B.26, subdivision 4a, and the revenue for fiscal year 2019 shall be prorated."

Amend the title numbers accordingly

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

**Senator Pratt from the Committee on E-12 Policy, to which was referred**

**S.F. No. 2465:** A bill for an act relating to education; modifying child sexual abuse prevention instruction in a health curriculum, including child sex trafficking prevention; amending Minnesota Statutes 2017 Supplement, section 120B.021, subdivision 1.

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

**Senator Pratt from the Committee on E-12 Policy, to which was referred**

**S.F. No. 3433:** A bill for an act relating to education; authorizing pupil transportation for certain pregnant and parenting teens; amending Minnesota Statutes 2017 Supplement, section 125A.51.

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

Page 3, line 10, after "(2)" insert "at least four hours per week of"

Page 3, line 11, after "day" insert "with the capacity to serve all children of enrolled pupils"

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

**Senator Pratt from the Committee on E-12 Policy, to which was referred**

**S.F. No. 3255:** A bill for an act relating to education; education finance; substance misuse prevention; providing a grant for substance misuse prevention instruction; requiring a report; appropriating money; amending Minnesota Statutes 2017 Supplement, section 120B.021, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 120B.

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

Page 2, line 33, delete "2019-2020" and insert "2020-2021"

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

**Senator Pratt from the Committee on E-12 Policy, to which was referred**

**S.F. No. 3049:** A bill for an act relating to education; clarifying qualified providers of mental health services for innovative mental health grants to intermediate school districts; amending Laws 2017, First Special Session chapter 5, article 2, section 56.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on E-12 Finance. Report adopted.

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

**S.F. No. 3441:** A bill for an act relating to public safety; modifying provisions governing the excavation notice system; amending Minnesota Statutes 2016, sections 216D.03, by adding a subdivision; 216D.05; 216D.06, subdivisions 1, 2.

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

Page 1, line 11, delete "other relevant contact information" and insert "e-mail address, if available,"

Page 1, line 12, delete everything after "operator" and insert "responsible for emergency response related to each underground facility 24 hours per day and seven days per week."

Page 1, line 13, after "available" insert "to an excavator"

Page 1, delete section 2

Page 2, delete section 3

Page 3, delete section 4

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon and insert "requiring an excavation notice system contact information database;"

Page 1, line 3, delete "system;"

Amend the title numbers accordingly

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

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

**H.F. No. 1243:** A bill for an act relating to security freezes; authorizing security freezes for protected persons; providing exceptions; proposing coding for new law in Minnesota Statutes, chapter 13C.

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

Delete everything after the enacting clause and insert:

"Section 1. [13C.10] PROTECTED PERSONS SECURITY FREEZE.

Subdivision 1. Definitions. (a) For purposes of this section, the terms defined in paragraphs (b) through (g) have the meanings given.

(b) "Protected person" means an individual who is under the age of 16 at the time a request for the placement of a security freeze is made.

(c) "Record" means a compilation of information that:

(1) identifies a protected person;

(2) is created by a consumer reporting agency solely for the purpose of complying with this section; and

(3) may not be created or used to consider the protected person's credit worthiness, credit standing, credit capacity, character, general reputation, personal characteristics, or mode of living for any purpose listed in United States Code, title 15, section 1681(b).

(d) "Representative" means a person who provides to a consumer reporting agency sufficient proof of authority to act on behalf of a protected person.

(e) "Security freeze for a protected person" means:

(1) if a consumer reporting agency does not have a file pertaining to a protected person, a restriction that:

(i) is placed on the protected person's record in accordance with this section; and

(ii) prohibits the consumer reporting agency from releasing the protected person's record except as provided in this section; or

(2) if a consumer reporting agency has a file pertaining to the protected person, a restriction that:

(i) is placed on the protected person's consumer report in accordance with this section; and

(ii) prohibits the consumer reporting agency from releasing the protected person's consumer report or any information derived from the protected person's consumer report except as provided in this section.

(f) "Sufficient proof of authority" means documentation that shows a representative has authority to act on behalf of a protected person. Sufficient proof of authority includes:

(1) an order issued by a court of law;

(2) a lawfully executed and valid power of attorney; or

(3) a written, notarized statement signed by a representative that expressly describes the authority of the representative to act on behalf of a protected person.

(g) "Sufficient proof of identification" means information or documentation that identifies a protected person or a representative of a protected person. Sufficient proof of identification includes:

(1) a Social Security number or a copy of a Social Security card issued by the Social Security Administration;

(2) a certified or official copy of a birth certificate issued by the entity authorized to issue the birth certificate;

(3) a copy of a driver's license, an identification card, or any other government-issued identification; or

(4) a copy of a bill, including a bill for telephone, sewer, septic tank, water, electric, oil, or natural gas services, that shows a name and home address.

**Subd. 2. Security freeze for protected persons. (a) In general:**

(1) a consumer reporting agency shall place a security freeze for a protected person if:

(i) the consumer reporting agency receives a request from the protected person's representative for the placement of the security freeze under this section; and

(ii) the protected person's representative:

(A) submits the request to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;

(B) provides to the consumer reporting agency sufficient proof of identification of the protected person and the representative;

(C) provides to the consumer reporting agency sufficient proof of authority to act on behalf of the protected person; and

(D) pays to the consumer reporting agency a fee as provided in subdivision 8; and

(2) if a consumer reporting agency does not have a file pertaining to a protected person when the consumer reporting agency receives a request under clause (1), the consumer reporting agency shall create a record for the protected person.

Subd. 3. **Timing.** Within 30 days after receiving a request, a consumer reporting agency shall place a security freeze for the protected person, provided that if the consumer reporting agency has a file pertaining to the protected person when a request is received, the consumer reporting agency shall place a temporary security freeze within three days after receiving the request, which is subject to verification of the request under subdivision 2.

Subd. 4. **Release of consumer report prohibited.** Unless a security freeze for a protected person is removed in accordance with subdivision 6 or 9, a consumer reporting agency may not release the protected person's consumer report, any information derived from the protected person's consumer report, or any record created for the protected person.

Subd. 5. **Period of security freeze for a protected person.** A security freeze for a protected person placed under subdivision 2 remains in effect until:

(1) the protected person or the protected person's representative requests the consumer reporting agency to remove the security freeze for a protected person in accordance with subdivision 6; or

(2) the security freeze for a protected person is removed in accordance with subdivision 9.

Subd. 6. **Removal of security freeze for a protected person.** If a protected person or a protected person's representative wishes to remove a security freeze for a protected person, the protected person or the protected person's representative shall:

(1) submit a request for the removal of the security freeze to the consumer reporting agency at the address or other point of contact and in the manner specified by the consumer reporting agency;

(2) provide to the consumer reporting agency:

(i) in the case of a request by the protected person:

(A) proof that the sufficient proof of authority for the protected person's representative to act on behalf of the protected person is no longer valid; and

(B) sufficient proof of identification of the protected person; or

(ii) in the case of a request by the representative of a protected person:

(A) sufficient proof of identification of the protected person and the representative;

(B) sufficient proof of authority to act on behalf of the protected person; and

(C) payment of a fee as provided in subdivision 8.

Subd. 7. **Removal of security freeze; timing.** Within 30 days after receiving a request that meets the requirements of subdivision 6, the consumer reporting agency shall remove the security freeze for the protected person.

Subd. 8. **Fees.** (a) A consumer reporting agency may charge a reasonable fee, not exceeding \$10, for each placement or removal of a security freeze for a protected person.

(b) Notwithstanding paragraph (a), a consumer reporting agency may not charge a fee under this section if:

(1) the protected person's representative:

(i) has obtained a report from a law enforcement agency alleging identity fraud against the protected person; and

(ii) provides a copy of the report to the consumer reporting agency; or

(2) a request for the placement or removal of a security freeze is for a protected person who is under the age of 16 at the time of the request; and

(3) the consumer reporting agency has a consumer report pertaining to the protected person.

Subd. 9. **Effect of material misrepresentation of fact.** A consumer reporting agency may remove a security freeze for a protected person or delete a record of a protected person if the security

freeze was placed or the record was created based on a material misrepresentation of fact by the protected person or the protected person's representative.

Subd. 10. **Remedy for violation of section.** A consumer reporting agency's sole liability is for actual damages as a result of a violation of this section.

Subd. 11. **Exceptions.** This section does not apply to:

(1) a person or entity described in section 13C.016, subdivision 6, clause (3), (5), (6), or (7);

(2) a person or entity described in sections 13C.018 to 13C.019; or

(3) a person or entity that maintains a database used solely for the following:

(i) criminal record information;

(ii) personal loss history information;

(iii) fraud prevention or detection;

(iv) employment screening; or

(v) tenant screening.

**EFFECTIVE DATE.** This section is effective January 1, 2019."

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. 2937:** A bill for an act relating to civil law; amending the definitions of owner and rental agreement; allowing late fees and collection costs to be included in liens imposed by self-service storage facilities; clarifying property sale requirements for self-service storage facilities; amending Minnesota Statutes 2016, sections 514.971, subdivisions 3, 5; 514.972, subdivision 1, by adding a subdivision; 514.973, subdivision 4.

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

Page 2, line 4, delete "and collection costs"

Page 2, line 13, delete "; collection costs"

Page 2, line 14, delete "a late fee" and insert "one late fee for each month"

Page 2, line 15, delete "\$20" and insert "\$15" and delete "20" and insert "15"

Page 2, line 17, delete everything after the period

Page 2, delete lines 18 and 19



Amend the title 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. 2885:** A bill for an act relating to children; modifying presumptions in child support modifications; codifying case law; amending Minnesota Statutes 2016, section 518A.39, subdivision 2.

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. 3198:** A bill for an act relating to the Safe at Home program; modifying program requirements; making clarifying and technical changes; amending Minnesota Statutes 2016, sections 5B.02; 5B.03; 5B.05; 5B.07, subdivision 1.

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. 3192:** A bill for an act relating to family law; allowing joint petitions for custody and parenting time to be filed in legal separations and by unmarried parents; amending Minnesota Statutes 2016, section 518.156.

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

Page 4, line 13, delete "subdivision" and insert "section"

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

**Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred**

**S.F. No. 3301:** A bill for an act relating to taxation; income; insurance; establishing a Minnesota housing tax credit contribution fund; providing a tax credit for certain contributions; appropriating money; amending Minnesota Statutes 2016, section 297I.20, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 290; 462A.

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

Page 4, after line 24, insert:

"Subd. 6. **Report.** The commissioner shall report by January 15 each year to the chairs and ranking minority members of the legislative policy and finance committees with jurisdiction over

housing on the tax credits and financing provided in the previous fiscal year. The report shall provide a breakdown of the tax credits, grants, and loans by region of the state. The report shall also include information on planned financing in the current fiscal year."

Amend the title as follows:

Page 1, line 3, after the second semicolon, insert "; requiring a report;"

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

**Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred**

**S.F. No. 3536:** A bill for an act relating to agriculture; making policy and technical changes to various agricultural provisions; amending Minnesota Statutes 2016, sections 17.117, subdivision 11a; 25.33, subdivision 8; 28A.04, subdivision 1; 28A.08, subdivision 3; 29.26; 34A.11, subdivision 7; 41A.15, subdivision 10, by adding a subdivision; 41A.16, subdivisions 1, 4; 41A.17, subdivisions 1, 2, 3; 41A.18, subdivisions 1, 3; 41B.02, subdivision 10a; 41B.047, subdivisions 1, 3; 41B.049, subdivision 5; 41B.055, subdivision 3; 41B.057, subdivision 3; Minnesota Statutes 2017 Supplement, sections 28A.05; 32D.13, by adding a subdivision; 32D.20, subdivision 2; 32D.22; 41B.0391, subdivisions 1, 5; repealing Minnesota Statutes 2016, section 41A.15, subdivisions 2a, 2b.

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 13.643, subdivision 7, is amended to read:

Subd. 7. **Research, monitoring, or assessment data.** (a) Except as provided in paragraph (b), the following data created, collected, ~~and~~ or maintained by the Department of Agriculture or the University of Minnesota during research, monitoring, or the assessment of farm practices and related to natural resources, the environment, agricultural facilities, or agricultural practices are classified as private or nonpublic:

(1) names, addresses, telephone numbers, and e-mail addresses of study participants or cooperators; ~~and~~

(2) location of research, study site, and global positioning system data; and

(3) data created, collected, or maintained by the University of Minnesota for inclusion on an agricultural data analysis platform maintained and hosted by the University of Minnesota that identify or could identify an individual or business.

(b) The following data are public:

(1) location data and unique well numbers for wells and springs unless protected under section 18B.10 or another statute or rule; and

(2) data from samples collected from a public water supply as defined in section 144.382, subdivision 4.

(c) The Department of Agriculture or the University of Minnesota may disclose data collected under paragraph (a) if the Department of Agriculture or the University of Minnesota determines that there is a substantive threat to human health and safety or to the environment, or to aid in the law enforcement process. The Department of Agriculture or the University of Minnesota may also disclose data with written consent of the subject of the data.

Sec. 2. Minnesota Statutes 2016, section 17.494, is amended to read:

**17.494 AQUACULTURE PERMITS; RULES.**

(a) The commissioner shall act as permit or license coordinator for aquatic farmers and shall assist aquatic farmers to obtain licenses or permits.

~~By July 1, 1992,~~ (b) A state agency issuing multiple permits or licenses for aquaculture shall consolidate the permits or licenses required for every aquatic farm location. The Department of Natural Resources transportation permits are exempt from this requirement. State agencies shall adopt rules or issue commissioner's orders that establish permit and license requirements, approval timelines, and compliance standards. Saltwater aquatic farms, as defined in section 17.4982, and processing facilities for saltwater aquatic life, as defined in section 17.4982, must be classified as agricultural operations for purposes of any construction, discharge, or other permit issued by the Pollution Control Agency.

Nothing in this section modifies any state agency's regulatory authority over aquaculture production.

Sec. 3. Minnesota Statutes 2016, section 17.4982, is amended by adding a subdivision to read:

Subd. 20a. **Saltwater aquaculture.** "Saltwater aquaculture" means the commercial propagation and rearing of saltwater aquatic life including, but not limited to, crustaceans, primarily for consumption as human food.

Sec. 4. Minnesota Statutes 2016, section 17.4982, is amended by adding a subdivision to read:

Subd. 20b. **Saltwater aquatic farm.** "Saltwater aquatic farm" means a facility used for saltwater aquaculture including but not limited to artificial ponds, vats, tanks, raceways, and other facilities that an aquatic farmer owns or has exclusive control of for the sole purpose of producing saltwater aquatic life.

Sec. 5. Minnesota Statutes 2016, section 17.4982, is amended by adding a subdivision to read:

Subd. 20c. **Saltwater aquatic life.** "Saltwater aquatic life" means aquatic species that are saltwater obligates or perform optimally when raised in salinities closer to that of natural seawater and need saltwater to survive.

Sec. 6. **[17.499] TRANSPORTATION OR IMPORTATION OF SALTWATER AQUATIC LIFE; QUARANTINE REQUIREMENT.**

Subdivision 1. **Purpose.** The legislature finds that it is in the public interest to increase private saltwater aquaculture production and processing in this state under the coordination of the commissioner of agriculture. Additional private production will reduce dependence on foreign suppliers and benefit the rural economy by creating new jobs and economic activity.

Subd. 2. **Transportation permit.** (a) Notwithstanding the requirements in section 17.4985, saltwater aquatic life transportation and importation requirements are governed by this section. A transportation permit is required prior to any importation or intrastate transportation of saltwater aquatic life not exempted under subdivision 3. A transportation permit may be used for multiple shipments within the 30-day term of the permit if the source and the destination remain the same. Transportation permits must be obtained from the commissioner prior to shipment of saltwater aquatic life.

(b) An application for a transportation permit must be made in the form required by the commissioner. The commissioner may reject an incomplete application.

(c) An application for a transportation permit must be accompanied by satisfactory evidence, as determined by the commissioner, that the shipment is free of any nonindigenous species of animal other than the saltwater aquatic species and either:

(1) the facility from which the saltwater aquatic life originated has provided documentation of 36 or more consecutive months of negative testing by an approved laboratory as free of any disease listed by OIE - the World Organisation for Animal Health for that species following the testing guidelines outlined in the OIE Aquatic Animal Health Code for crustaceans or the AFS Fish Health Blue Book for other species, as appropriate; or

(2) the saltwater aquatic life to be imported or transported includes documentation of negative testing for that specific lot by an approved laboratory as free of any disease listed by OIE - the World Organisation for Animal Health for crustaceans or in the AFS Fish Health Blue Book for other species, as appropriate.

If a shipment authorized by the commissioner under clause (1) includes saltwater aquatic life that originated in a foreign country, the shipment must be quarantined at the receiving facility according to a quarantine plan approved by the commissioner. A shipment authorized by the commissioner under clause (2) must be quarantined at the receiving facility according to a quarantine plan approved by the commissioner.

(d) For purposes of this subdivision, "approved laboratory" means a laboratory approved by the commissioner or the United States Department of Agriculture, Animal and Plant Health Inspection Services.

(e) No later than 14 calendar days after a completed transportation permit application is received, the commissioner must approve or deny the transportation permit application.

(f) A copy of the transportation permit must accompany a shipment of saltwater aquatic life while in transit and must be available for inspection by the commissioner.

(g) A vehicle used by a licensee for transporting aquatic life must be identified with the license number and the licensee's name and town of residence as it appears on the license. A vehicle used

by a licensee must have identification displayed so that it is readily visible from either side of the vehicle in letters and numbers not less than 2-1/2 inches high and three-eighths inch wide. Identification may be permanently affixed to vehicles or displayed on removable plates or placards placed on opposite doors of the vehicle or on the tanks carried on the vehicle.

(h) An application to license a vehicle for brood stock or larvae transport or for use as a saltwater aquatic life vendor that is received by the commissioner is a temporary license until approved or denied by the commissioner.

Subd. 3. **Exemptions.** (a) A transportation permit is not required to transport or import saltwater aquatic life:

(1) previously processed for use as food or other purposes unrelated to propagation;

(2) transported directly to an outlet for processing as food or for other food purposes if accompanied by shipping documents;

(3) that is being exported if accompanied by shipping documents;

(4) that is being transported through the state if accompanied by shipping documents; or

(5) transported intrastate within or between facilities licensed for saltwater aquaculture by the commissioner if accompanied by shipping documents.

(b) Shipping documents required under paragraph (a) must include the place of origin, owner or consignee, destination, number, species, and satisfactory evidence, as determined by the commissioner, of the disease-free certification required under subdivision 2, paragraph (c), clauses (1) and (2).

Sec. 7. Minnesota Statutes 2016, section 18.83, subdivision 7, is amended to read:

Subd. 7. **Expenses; reimbursements.** A claim for the expense of controlling or eradicating noxious weeds, which may include the costs of serving notices, is a legal charge against the county in which the land is located. The officers having the work done must file with the county auditor a verified and itemized statement of cost for all services rendered on each separate tract or lot of land. The county auditor shall immediately issue proper warrants to the persons named on the statement as having rendered services. To reimburse the county for its expenditure in this regard, the county auditor shall certify the total amount due and, unless an appeal is made in accordance with section 18.84, enter it on the tax roll as a tax upon the land and it must be collected as other real estate taxes are collected.

~~If public publicly owned or managed land is involved, the amount due must be paid from funds provided money appropriated for maintenance of the land or from the general revenue or operating fund of the agency responsible for the land. Each claim for control or eradication of noxious weeds on public lands must first be approved by the commissioner of agriculture.~~

Sec. 8. Minnesota Statutes 2016, section 25.33, subdivision 8, is amended to read:

Subd. 8. **Drug.** "Drug" means (1) any article intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in animals other than humans; and (2) articles other than feed intended to affect the structure or any function of the animal body.

Sec. 9. Minnesota Statutes 2016, section 29.26, is amended to read:

### **29.26 EGGS IN POSSESSION OF RETAILER.**

All eggs sold or offered for sale at retail must have been candled and graded and must be clearly labeled according to Minnesota consumer grades as established by rule under section 29.23. No eggs shall be sold or offered for sale as "ungraded," "unclassified," or by any other name that does not clearly designate the grade. All eggs in possession of the retailer, either in temporary storage or on display, must be held at a temperature not to exceed 45 degrees Fahrenheit (7 degrees Celsius).

~~Candled and graded~~ Grade AA eggs held 31 days past the coded pack date for Grade AA eggs, or Grade A eggs held 46 days past the coded pack date for Grade A eggs, lose their grades and must be removed from sale.

Sec. 10. Minnesota Statutes 2017 Supplement, section 32D.13, is amended by adding a subdivision to read:

Subd. 11. **Milk storage requirement.** (a) A milk hauler may only pick up milk from farms with a bulk tank that is in proper working order.

(b) Milk must not have been stored for longer than 72 hours when the milk is picked up by a milk hauler at a farm for transport to a plant. The commissioner or an agent of the commissioner may waive the 72-hour time limit in the case of hardship, emergency, or natural disaster.

Sec. 11. Minnesota Statutes 2017 Supplement, section 32D.20, subdivision 2, is amended to read:

Subd. 2. **Labels.** (a) Pasteurized milk or fluid milk products offered or exposed for sale or held in possession for sale shall be labeled or otherwise designated as pasteurized milk or pasteurized fluid milk products, and in the case of fluid milk products the label shall also state the name of the specific product.

(b) Milk and dairy products must be labeled (1) with the plant number where the product was produced; or (2) if produced in a state where official plant numbers are not assigned, with the name and address of the manufacturer and the address of the plant where it was manufactured or distributor.

Sec. 12. Minnesota Statutes 2017 Supplement, section 32D.22, is amended to read:

### **32D.22 MANUFACTURE OF CHEESE; REQUIREMENTS IN PROCESS.**

(a) No person, firm, or corporation shall manufacture, transport, sell, offer, or expose for sale or have in possession with intent to sell at retail to a consumer any cheese that has not been (1) manufactured from milk or milk products that have been pasteurized; (2) subjected to a heat treatment equivalent to pasteurization during the process of manufacturing or processing; or (3) subjected to an aging process where it has been kept for at least 60 days after manufacture at a temperature no lower than 35 degrees Fahrenheit.

(b) Any cheese described in paragraph (a), clause (3), that has been made from unpasteurized milk must be labeled with a statement that the cheese is more than 60 days of age.

Sec. 13. Minnesota Statutes 2016, section 34A.11, subdivision 7, is amended to read:

Subd. 7. **Emergency powers.** After an emergency declaration issued under chapter 12, chapter 35, or the federal Stafford Act, the commissioner may restrict the movement of food if the commissioner has probable cause to believe that the movement of food may: threaten the agricultural economy; transport a dangerous, infectious, or communicable disease; or threaten the health of animals. The commissioner may provide for the issuance of permits to allow for the continued movement of food upon meeting the ~~disease~~ control measures established by the commissioner.

Sec. 14. Minnesota Statutes 2016, section 41A.15, is amended by adding a subdivision to read:

Subd. 2e. **Biomass.** "Biomass" means any organic matter that is available on a renewable or recurring basis, including agricultural crops and trees, wood and wood waste and residues, plants including aquatic plants, grasses, residues, fibers, animal waste, and the organic portion of solid wastes.

Sec. 15. Minnesota Statutes 2016, section 41A.15, subdivision 10, is amended to read:

Subd. 10. **Renewable chemical.** "Renewable chemical" means a chemical ~~with biobased content,~~ polymer, monomer, plastic, or composite material that is entirely produced from biomass.

Sec. 16. Minnesota Statutes 2016, section 41A.16, subdivision 1, is amended to read:

Subdivision 1. **Eligibility.** (a) A facility eligible for payment under this section must source at least 80 percent ~~raw materials~~ of biomass from Minnesota-, ~~except that, if a facility is sited 50 miles or less from the state border, raw materials biomass may be sourced from outside of Minnesota, but only if it is sourced from within a 100-mile radius of the facility. Raw materials must be from agricultural or forestry sources or from solid waste.~~ The facility must be located in Minnesota, must begin production at a specific location by June 30, 2025, and must not begin operating above ~~23,750~~ 1,500 MMbtu of quarterly advanced biofuel production before July 1, 2015. Eligible facilities include existing companies and facilities that are adding advanced biofuel production capacity, or retrofitting existing capacity, as well as new companies and facilities. Production of conventional corn ethanol and conventional biodiesel is not eligible. Eligible advanced biofuel facilities must produce at least ~~23,750~~ 1,500 MMbtu of advanced biofuel quarterly.

(b) No payments shall be made for advanced biofuel production that occurs after June 30, 2035, for those eligible biofuel producers under paragraph (a).

(c) An eligible producer of advanced biofuel shall not transfer the producer's eligibility for payments under this section to an advanced biofuel facility at a different location.

(d) A producer that ceases production for any reason is ineligible to receive payments under this section until the producer resumes production.

(e) Renewable chemical production for which payment has been received under section 41A.17, and biomass thermal production for which payment has been received under section 41A.18, are not eligible for payment under this section.

(f) Biobutanol is eligible under this section.

Sec. 17. Minnesota Statutes 2016, section 41A.16, subdivision 2, is amended to read:

Subd. 2. **Payment amounts; limits.** (a) The commissioner shall make payments to eligible producers of advanced biofuel. The amount of the payment for each eligible producer's annual production is \$2.1053 per MMBtu for advanced biofuel production from cellulosic biomass, and \$1.053 per MMBtu for advanced biofuel production from sugar, starch, oil, or animal fat at a specific location for ten years after the start of production.

(b) Total payments under this section to an eligible biofuel producer in a fiscal year may not exceed the amount necessary for 2,850,000 MMBtu of biofuel production. Total payments under this section to all eligible biofuel producers in a fiscal year may not exceed the amount necessary for 17,100,000 MMBtu of biofuel production. The commissioner shall award payments on a first-come, first-served basis within the limits of available funding.

(c) For purposes of this section, an entity that holds a controlling interest in more than one advanced biofuel facility is considered a single eligible producer.

Sec. 18. Minnesota Statutes 2016, section 41A.16, subdivision 4, is amended to read:

Subd. 4. **Cellulosic forestry biomass requirements.** All forestry-derived cellulosic biomass must be produced using Minnesota ~~state forest~~ biomass harvesting guidelines or the equivalent. All cellulosic biomass from brushlands must be produced using Minnesota brushland ~~harvesting~~ biomass ~~harvest~~ harvesting guidelines or the equivalent. Forestry-derived cellulosic biomass that comes from land parcels greater than 160 acres must be certified by the Forest Stewardship Council, the Sustainable Forestry Initiative, or the American Tree Farm System. Uncertified land from parcels of 160 acres or less and federal land must be harvested by a logger who has completed training for biomass harvesting from the Minnesota logger education program or the equivalent and have a forest stewardship management plan, as defined in section 290C.02, subdivision 7, or its equivalent.

Sec. 19. Minnesota Statutes 2016, section 41A.17, subdivision 1, is amended to read:

Subdivision 1. **Eligibility.** (a) A facility eligible for payment under this ~~program~~ section must source at least 80 percent ~~biobased content~~ of the biomass used to produce a renewable chemical from the state of Minnesota; except that if a facility is sited 50 miles or less from the state border, the facility must source at least 80 percent of the biobased content must be sourced used to produce a renewable chemical from within a 100-mile radius of the facility. Biobased content must be from agricultural or forestry sources or from solid waste. The facility must be located in Minnesota, must begin production at a specific location by June 30, 2025, and must not begin production of ~~750,000~~ 250,000 pounds of chemicals quarterly before January 1, 2015. Eligible facilities include existing companies and facilities that are adding production capacity, or retrofitting existing capacity, as well as new companies and facilities. Eligible renewable chemical facilities must produce at least ~~750,000~~ 250,000 pounds of renewable chemicals quarterly. Renewable chemicals produced through processes that are fully commercial before January 1, 2000, are not eligible.



(b) No payments shall be made for renewable chemical production that occurs after June 30, 2035, for those eligible renewable chemical producers under paragraph (a).

(c) An eligible producer of renewable chemicals shall not transfer the producer's eligibility for payments under this section to a renewable chemical facility at a different location.

(d) A producer that ceases production for any reason is ineligible to receive payments under this section until the producer resumes production.

(e) Advanced biofuel production for which payment has been received under section 41A.16, and biomass thermal production for which payment has been received under section 41A.18, are not eligible for payment under this section.

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

Sec. 20. Minnesota Statutes 2016, section 41A.17, subdivision 2, is amended to read:

Subd. 2. **Payment amounts; bonus; limits.** (a) The commissioner shall make payments to eligible producers of renewable chemicals located in the state. The amount of the payment for each producer's annual production is \$0.03 per pound of sugar-derived renewable chemical, \$0.03 per pound of cellulosic sugar, and \$0.06 per pound of cellulosic-derived renewable chemical produced at a specific location for ten years after the start of production.

(b) An eligible facility producing renewable chemicals using agricultural cellulosic biomass is eligible for a 20 percent bonus payment for each pound produced from agricultural biomass that is derived from perennial crop or cover crop biomass.

(c) Total payments under this section to an eligible renewable chemical producer in a fiscal year may not exceed the amount necessary for 99,999,999 pounds of renewable chemical production. Total payments under this section to all eligible renewable chemical producers in a fiscal year may not exceed the amount necessary for 599,999,999 pounds of renewable chemical production. The commissioner shall award payments on a first-come, first-served basis within the limits of available funding.

(d) An eligible facility may blend renewable chemicals with other chemicals that are not renewable chemicals, but only the percentage attributable to renewable chemicals in the blended product is eligible to receive payment.

~~(d)~~ (e) For purposes of this section, an entity that holds a controlling interest in more than one renewable chemical production facility is considered a single eligible producer.

Sec. 21. Minnesota Statutes 2016, section 41A.17, subdivision 3, is amended to read:

Subd. 3. **Cellulosic forestry biomass requirements.** All forestry-derived cellulosic biomass must be produced using Minnesota ~~state forest~~ biomass harvesting guidelines or the equivalent. All cellulosic biomass from brushlands must be produced using Minnesota brushland ~~harvesting~~ biomass ~~harvest~~ harvesting guidelines or the equivalent. Forestry-derived cellulosic biomass that comes from land parcels greater than 160 acres must be certified by the Forest Stewardship Council, the Sustainable Forestry Initiative, or the American Tree Farm System. Uncertified land from parcels

of 160 acres or less and federal land must be harvested by a logger who has completed training for biomass harvesting from the Minnesota logger education program or the equivalent and have a forest stewardship management plan, as defined in section 290C.02, subdivision 7, or its equivalent.

Sec. 22. Minnesota Statutes 2016, section 41A.18, subdivision 1, is amended to read:

Subdivision 1. **Eligibility.** (a) A facility eligible for payment under this section must source at least 80 percent ~~raw materials~~ of biomass from Minnesota, ~~except that, if a facility is sited 50 miles or less from the state border, raw materials should~~ biomass may be sourced from outside of Minnesota, ~~but only if it is sourced from~~ within a 100-mile radius of the facility. ~~Raw materials~~ Biomass must be from agricultural or forestry sources. The facility must be located in Minnesota, must have begun production at a specific location by June 30, 2025, and must not begin before July 1, 2015. Eligible facilities include existing companies and facilities that are adding production capacity, or retrofitting existing capacity, as well as new companies and facilities. Eligible biomass thermal production facilities must produce at least 250 MMBtu of biomass thermal quarterly.

(b) No payments shall be made for biomass thermal production that occurs after June 30, 2035, for those eligible biomass thermal producers under paragraph (a).

(c) An eligible producer of biomass thermal production shall not transfer the producer's eligibility for payments under this section to a biomass thermal production facility at a different location.

(d) A producer that ceases production for any reason is ineligible to receive payments under this section until the producer resumes production.

(e) Biofuel production for which payment has been received under section 41A.16, and renewable chemical production for which payment has been received under section 41A.17, are not eligible for payment under this section.

Sec. 23. Minnesota Statutes 2016, section 41A.18, subdivision 3, is amended to read:

Subd. 3. **Cellulosic forestry biomass requirements.** All forestry-derived cellulosic biomass must be produced using Minnesota ~~state forest~~ biomass harvesting guidelines or the equivalent. All cellulosic biomass from ~~brushland~~ brushlands must be produced using Minnesota brushland ~~harvesting~~ biomass harvesting guidelines or the equivalent. Forestry-derived cellulosic biomass that comes from land parcels greater than 160 acres must be certified by the Forest Stewardship Council, the Sustainable Forestry Initiative, or the American Tree Farm System. Uncertified land from parcels of 160 acres or less and federal land must be harvested by a logger who has completed training for biomass harvesting from the Minnesota logger education program or the equivalent and have a forest stewardship management plan, as defined in section 290C.02, subdivision 7, or its equivalent.

Sec. 24. Minnesota Statutes 2016, section 41B.02, subdivision 10a, is amended to read:

Subd. 10a. **Livestock expansion.** "Livestock expansion" means the purchase of a livestock farm or improvements to a livestock operation, including the purchase and construction or installation of improvements to land, buildings, and other permanent structures, including equipment incorporated in or permanently affixed to the land, buildings, or structures, which are useful for and intended to be used for the purpose of raising livestock.

Sec. 25. Minnesota Statutes 2017 Supplement, section 41B.0391, subdivision 1, is amended to read:

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

(b) "Agricultural assets" means agricultural land, livestock, facilities, buildings, and machinery used for farming in Minnesota.

(c) "Beginning farmer" means an individual who:

(1) is a resident of Minnesota;

(2) is seeking entry, or has entered within the last ten years, into farming;

(3) intends to farm land located within the state borders of Minnesota; and

~~(4) is not and whose spouse is not a family member of the owner of the agricultural assets from whom the beginning farmer is seeking to purchase or rent agricultural assets;~~

~~(5) is not and whose spouse is not a family member of a partner, member, shareholder, or trustee of the owner of agricultural assets from whom the beginning farmer is seeking to purchase or rent agricultural assets; and~~

~~(6)~~ (4) meets the following eligibility requirements as determined by the authority:

(i) has a net worth that does not exceed the limit provided under section 41B.03, subdivision 3, paragraph (a), clause (2);

(ii) provides the majority of the day-to-day physical labor and management of the farm;

(iii) has, by the judgment of the authority, adequate farming experience or demonstrates knowledge in the type of farming for which the beginning farmer seeks assistance from the authority;

~~(iv) demonstrates to the authority a profit potential by submitting projected earnings statements;~~

~~(v)~~ (iv) asserts to the satisfaction of the authority that farming will be a significant source of income for the beginning farmer;

~~(vi) participates in~~ (v) is enrolled in or has completed within ten years of their first year of farming a financial management program approved by the authority or the commissioner of agriculture;

~~(vii)~~ (vi) agrees to notify the authority if the beginning farmer no longer meets the eligibility requirements within the three-year certification period, in which case the beginning farmer is no longer eligible for credits under this section; and

~~(viii)~~ (vii) has other qualifications as specified by the authority. The commissioner may waive the requirement in clause (4), item (v), if the participant requests a waiver and has a four-year degree

in an agricultural program or related field, reasonable agricultural job-related experience, or certification as an adult farm management instructor.

~~(d)~~ "Family member" means a family member within the meaning of the Internal Revenue Code, section 267(e)(4).

~~(e)~~ (d) "Farm product" means plants and animals useful to humans and includes, but is not limited to, forage and sod crops, oilseeds, grain and feed crops, dairy and dairy products, poultry and poultry products, livestock, fruits, and vegetables.

~~(f)~~ (e) "Farming" means the active use, management, and operation of real and personal property for the production of a farm product.

~~(g)~~ (f) "Owner of agricultural assets" means an individual, trust, or pass-through entity that is the owner in fee of agricultural land or has legal title to any other agricultural asset. Owner of agricultural assets does not mean an equipment dealer, livestock dealer defined in section 17A.03, subdivision 7, or comparable entity that is engaged in the business of selling agricultural assets for profit and that is not engaged in farming as its primary business activity. An owner of agricultural assets approved and certified by the authority under subdivision 4 must notify the authority if the owner no longer meets the definition in this paragraph within the three year certification period and is then no longer eligible for credits under this section.

~~(h)~~ (g) "Resident" has the meaning given in section 290.01, subdivision 7.

~~(i)~~ (h) "Share rent agreement" means a rental agreement in which the principal consideration given to the owner of agricultural assets is a predetermined portion of the production of farm products produced from the rented agricultural assets and which provides for sharing production costs or risk of loss, or both.

**EFFECTIVE DATE.** This section is effective January 1, 2019.

Sec. 26. Minnesota Statutes 2016, section 41B.047, subdivision 1, is amended to read:

Subdivision 1. **Establishment.** The authority shall establish and implement a disaster recovery loan program to help farmers:

(1) clean up, repair, or replace farm structures and septic and water systems, as well as replace seed, other crop inputs, feed, and livestock, ~~when damaged by high winds, hail, tornado, or flood;~~

(2) purchase watering systems, irrigation systems, and other drought mitigation systems and practices when drought is the cause of the purchase;

(3) restore farmland; or

(4) replace flocks, make building improvements, or cover the loss of revenue when the replacement, improvements, or loss of revenue is due to the confirmed presence of the highly pathogenic avian influenza in a commercial poultry or game flock located in Minnesota.

Sec. 27. Minnesota Statutes 2016, section 41B.047, subdivision 3, is amended to read:

Subd. 3. **Eligibility.** To be eligible for this program, a borrower must:

(1) meet the requirements of section 41B.03, subdivision 1;

(2) certify that the damage or loss was (i) sustained within a county that was the subject of a state or federal disaster declaration or (ii) due to ~~the confirmed presence of the highly pathogenic avian influenza in a commercial poultry or game flock located in Minnesota~~ a market disaster or emergency as determined by the authority;

(3) demonstrate an ability to repay the loan; and

(4) have received at least 50 percent of average annual gross income from farming for the past three years.

Sec. 28. Minnesota Statutes 2016, section 41B.049, subdivision 5, is amended to read:

Subd. 5. **Loan criteria.** (a) To be eligible, a borrower must be a resident of Minnesota or an entity that is not prohibited from owning agricultural land under section 500.24.

(b) State participation in a participation loan is limited to 45 percent of the principal amount of the loan. A direct loan or loan participation may not exceed \$250,000.

(c) Loans under this program may be used as a match for federal loans or grants.

~~(d) A borrower who has previously received a loan under subdivision 1 is prohibited from receiving another methane digester loan under subdivision 1.~~

Sec. 29. Minnesota Statutes 2016, section 41B.055, subdivision 3, is amended to read:

Subd. 3. **Loans.** (a) The authority may participate in a livestock equipment loan equal to 90 percent of the purchased equipment value with an eligible lender to a farmer who is eligible under subdivision 2. Participation is limited to 45 percent of the principal amount of the loan or ~~\$40,000~~ \$100,000, whichever is less. The interest rates and repayment terms of the authority's participation interest may differ from the interest rates and repayment terms of the lender's retained portion of the loan, but the authority's interest rate must not exceed three percent. The authority may review the interest annually and make adjustments as necessary.

(b) Standards for loan amortization must be set by the Rural Finance Authority and must not exceed ten years.

(c) Security for a livestock equipment loan must be a personal note executed by the borrower and whatever other security is required by the eligible lender or the authority.

(d) Refinancing of existing debt is not an eligible purpose.

(e) The authority may impose a reasonable, nonrefundable application fee for a livestock equipment loan. The authority may review the fee annually and make adjustments as necessary. The initial application fee is \$50. Application fees received by the authority must be deposited in the Rural Finance Authority administrative account established in section 41B.03.

(f) Loans under this program must be made using money in the revolving loan account established in section 41B.06.

Sec. 30. Minnesota Statutes 2016, section 41B.057, subdivision 3, is amended to read:

Subd. 3. **Loan participation.** The authority may participate in a farm opportunity loan with an eligible lender, as defined in section 41B.02, subdivision 8, to a farmer or a group of farmers on joint projects who are eligible under subdivision 2, paragraph (c), and who are actively engaged in farming. Participation is limited to 45 percent of the principal amount of the loan or ~~\$45,000~~ \$100,000 per individual, whichever is less. For loans to a group made up of four or more individuals, participation is limited to 45 percent of the principal amount of the loan or ~~\$180,000~~ \$250,000, whichever is less. The interest rate on the loans must not exceed six percent.

Sec. 31. Minnesota Statutes 2016, section 103H.275, subdivision 1, is amended to read:

Subdivision 1. **Areas where groundwater pollution is detected.** (a) If groundwater pollution is detected, a state agency or political subdivision that regulates an activity causing or potentially causing a contribution to the pollution identified shall promote implementation of best management practices to prevent or minimize the source of pollution to the extent practicable.

(b) The Pollution Control Agency, or for agricultural chemicals and practices, the commissioner of agriculture may adopt water source protection requirements under subdivision 2 that are consistent with the goal of section 103H.001 and are commensurate with the groundwater pollution if the implementation of best management practices has proven to be ineffective.

(c) The water resources protection requirements must be:

(1) designed to prevent and minimize the pollution to the extent practicable;

(2) designed to prevent the pollution from exceeding the health risk limits; and

(3) submitted to the house of representatives and senate committees with jurisdiction over the environment, natural resources, and agriculture.

(d) The commissioner of agriculture shall not adopt water resource protection requirements under subdivision 2 for nitrogen fertilizer unless the water resource protection requirements are specifically approved by law.

Sec. 32. **REPEALER.**

Minnesota Statutes 2016, section 41A.15, subdivisions 2a and 2b, are repealed."

Amend the title as follows:

Page 1, line 3, after the first semicolon, insert "classifying agricultural research data maintained by the University of Minnesota;"

Amend the title numbers accordingly

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

**SECOND READING OF SENATE BILLS**

S.F. Nos. 3554, 3327, 3098, 3367, 2746, 2892, 3019, 2465, 2937, 2885, 3198, 3192, and 3536 were read the second time.

**SECOND READING OF HOUSE BILLS**

H.F. No. 1243 was read the second time.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senators Dzedzic, Champion, and Pappas introduced--**

**S.F. No. 3795:** A bill for an act relating to capital investment; appropriating money for Mississippi River habitat restoration and public water access in the city of Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Dzedzic introduced--**

**S.F. No. 3796:** A bill for an act relating to taxation; property tax refund; allowing for a dependent exemption from household income; amending Minnesota Statutes 2016, section 290A.04, subdivision 4; Minnesota Statutes 2017 Supplement, section 290A.03, subdivisions 3, 15.

Referred to the Committee on Taxes.

**Senators Senjem, Rest, Pappas, Limmer, and Nelson introduced--**

**S.F. No. 3797:** A bill for an act relating to state government; requiring approval of the Capitol Preservation Commission for the display of works of art in certain areas of the Capitol; establishing a Capitol Art Advisory Committee; amending Minnesota Statutes 2016, sections 15B.32, subdivision 6; 138.67, subdivisions 2, 4; 138.68; 138.70; Minnesota Statutes 2017 Supplement, section 138.69; proposing coding for new law in Minnesota Statutes, chapter 15B.

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

**Senator Simonson introduced--**

**S.F. No. 3798:** A bill for an act relating to capital investment; appropriating money for renovation of the historic Glensheen estate; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Simonson introduced--**

**S.F. No. 3799:** A bill for an act relating to capital investment; appropriating money for solar panels and other energy efficient improvements to the community recreation center in Warren; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Anderson, P. introduced--**

**S.F. No. 3800:** A bill for an act relating to education; modifying contract requirements for milk for school lunches and vocational training programs; amending Minnesota Statutes 2017 Supplement, section 123B.52, subdivision 1.

Referred to the Committee on E-12 Policy.

**Senator Dahms introduced--**

**S.F. No. 3801:** A bill for an act relating to education; establishing the STEM Education Center with a focus on agriculture; requiring a report; appropriating money.

Referred to the Committee on E-12 Policy.

**Senators Johnson, Simonson, and Westrom introduced--**

**S.F. No. 3802:** A bill for an act relating to capital investment; appropriating money for systemwide academic and student experience investments on University of Minnesota campuses; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Lourey introduced--**

**S.F. No. 3803:** A bill for an act relating to health care; adding a member to the Rural Health Advisory Committee who is a licensed dentist; amending Minnesota Statutes 2016, section 144.1481, subdivision 1.

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

**Senator Osmeck introduced--**

**S.F. No. 3804:** A bill for an act relating to transportation; directing revision of the statewide highway investment plan to prioritize certain mobility investments.

Referred to the Committee on Transportation Finance and Policy.



**Senators Johnson and Eichorn introduced--**

**S.F. No. 3805:** A bill for an act relating to property taxation; providing a school building bond agricultural property tax credit; providing that school district bonded debt authorizations approved after June 30, 2021, be levied against referendum market value; modifying the debt service equalization aid program; appropriating money; amending Minnesota Statutes 2016, sections 123A.44; 123A.441; 123A.442; 123A.443; 123A.446; 123B.53, subdivisions 1, 4, 5, 6, by adding subdivisions; 123B.55; 126C.01, subdivision 3; 127A.45, subdivisions 10, 13; 273.1392; 273.1393; 275.065, subdivision 3; 275.07, subdivision 2; 275.08, subdivision 1b; 275.61; 276.04, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 273.

Referred to the Committee on Taxes.

**Senator Newman introduced--**

**S.F. No. 3806:** A bill for an act relating to public safety; creating a fund in the state treasury; making technical and conforming changes; amending Minnesota Statutes 2016, sections 168A.29, subdivision 1; 299A.705; Minnesota Statutes 2017 Supplement, section 171.06, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 299A; repealing Minnesota Statutes 2016, section 168.013, subdivision 21.

Referred to the Committee on Transportation Finance and Policy.

**Senators Dzedzic, Wiger, and Simonson introduced--**

**S.F. No. 3807:** A bill for an act relating to education finance; creating a state fund to pay for unreimbursed special education costs; requiring a report; appropriating money; amending Minnesota Statutes 2016, sections 126C.20; 127A.47, subdivision 7, by adding subdivisions; Minnesota Statutes 2017 Supplement, section 125A.11, subdivision 1.

Referred to the Committee on E-12 Policy.

**Senators Torres Ray and Hayden introduced--**

**S.F. No. 3808:** A bill for an act relating to education finance; making permanent the authority for certain students with interrupted formal education to participate in an early middle college program for one additional year; amending Minnesota Statutes 2017 Supplement, section 124D.68, subdivision 2.

Referred to the Committee on E-12 Policy.

**Senator Torres Ray introduced--**

**S.F. No. 3809:** A bill for an act relating to capital investment; appropriating money for the East Phillips Neighborhood Institute indoor urban farming project.

Referred to the Committee on Capital Investment.

**Senators Torres Ray and Eichorn introduced--**

**S.F. No. 3810:** A bill for an act relating to education finance; appropriating money for students in alternative programs.

Referred to the Committee on E-12 Finance.

**Senator Dzedzic introduced--**

**S.F. No. 3811:** A bill for an act relating to transportation; regulating highway right-of-way moving practices; providing for pollinator habitat management; amending Minnesota Statutes 2016, sections 160.23; 160.232; 160.2715.

Referred to the Committee on Transportation Finance and Policy.

**Senator Sparks introduced--**

**S.F. No. 3812:** A bill for an act relating to taxation; exempting medical facilities in underserved areas from certain sales and property taxes; amending Minnesota Statutes 2016, sections 275.025, by adding a subdivision; 297A.70, subdivision 7; 297A.71, by adding a subdivision; 469.1812, subdivision 1, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 469.

Referred to the Committee on Taxes.

**Senator Isaacson introduced--**

**S.F. No. 3813:** A bill for an act relating to redistricting; proposing a constitutional amendment to establish a redistricting commission to adopt congressional and legislative district boundaries following each federal decennial census.

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

**Senators Utke and Eichorn introduced--**

**S.F. No. 3814:** A bill for an act relating to children; establishing a process for transferring certain child welfare and child protection responsibility from Beltrami and Clearwater Counties to the Red Lake Nation; requiring a report; appropriating money.

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

**Senator Sparks introduced--**

**S.F. No. 3815:** A bill for an act relating to workforce development; appropriating money for the job training incentive program.

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

**Senator Sparks introduced--**

**S.F. No. 3816:** A bill for an act relating to economic development; appropriating money for the workforce housing program.

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

**Senator Kiffmeyer introduced--**

**S.F. No. 3817:** A bill for an act relating to campaign finance; modifying the state elections campaign account; expanding access to the public subsidy program; eliminating political party designations on state income and property tax return forms; amending Minnesota Statutes 2016, sections 10A.31, subdivisions 1, 3, 4, 5, 7, 10, 10b; 10A.315; 10A.321, subdivision 1; 290.06, subdivision 23; repealing Minnesota Statutes 2016, sections 10A.30, subdivision 2; 10A.31, subdivisions 3a, 5a, 6, 6a; Minnesota Statutes 2017 Supplement, section 10A.323.

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

**Senators Miller, Pappas, Ingebrigtsen, Eken, and Goggin introduced--**

**S.F. No. 3818:** A bill for an act relating to human services; increasing payment rates for direct support services; appropriating money.

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

**Senators Koran and Tomassoni introduced--**

**S.F. No. 3819:** A bill for an act relating to lawful gambling; authorizing a lessor employee to participate as a player in electronic pull-tabs and linked bingo; amending Minnesota Statutes 2016, section 349.181, subdivision 3.

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

**Senator Tomassoni introduced--**

**S.F. No. 3820:** A bill for an act relating to transportation; designating the bridge over U.S. Highway 53 in the city of Eveleth as Specialist Noah Pierce Bridge; amending Minnesota Statutes 2016, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation Finance and Policy.

**Senators Hoffman, Draheim, Eichorn, Dziedzic, and Abeler introduced--**

**S.F. No. 3821:** A bill for an act relating to education finance; modifying the education partnership program; establishing a priority for future grants; amending Minnesota Statutes 2017 Supplement, section 124D.99, subdivision 3; Laws 2017, First Special Session chapter 5, article 9, section 2, subdivision 7.

Referred to the Committee on E-12 Policy.

**Senators Abeler and Marty introduced--**

**S.F. No. 3822:** A bill for an act relating to health; modifying the maximum supply of medical cannabis that may be distributed to patients; amending Minnesota Statutes 2016, section 152.29, subdivision 3.

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

**Senators Abeler and Marty introduced--**

**S.F. No. 3823:** A bill for an act relating to health; clarifying the ability of registered designated caregivers to be enrolled in the medical cannabis registry program as patients; amending Minnesota Statutes 2016, section 152.27, subdivision 4.

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

**Senators Abeler and Hoffman introduced--**

**S.F. No. 3824:** A bill for an act relating to human services; removing certain organizations from a reporting requirement regarding programs and services for people with disabilities; amending Minnesota Statutes 2016, section 256.4825.

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

**Senator Rosen introduced--**

**S.F. No. 3825:** A bill for an act relating to local government; modifying the cap on loans to certain local units of government from a rural electric cooperative or the USDA; making a technical change; amending Minnesota Statutes 2016, section 465.73.

Referred to the Committee on Local Government.

**Senator Tomassoni introduced--**

**S.F. No. 3826:** A bill for an act relating to natural resources; establishing management requirements for Hill-Annex Mine State Park; appropriating money.

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

**Senator Hawj introduced--**

**S.F. No. 3827:** A bill for an act relating to economic development; appropriating money for small business development in East St. Paul.

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

**Senator Hawj introduced--**

**S.F. No. 3828:** A bill for an act relating to agriculture; modifying identification requirements for farmed Cervidae; amending Minnesota Statutes 2016, section 35.155, subdivision 6.

Referred to the Committee on Agriculture, Rural Development, and Housing Policy.

**Senator Hawj introduced--**

**S.F. No. 3829:** A bill for an act relating to elections; allowing school boards to give school credit for serving as a trainee election judge; requiring appointing authorities to recruit bilingual high school students to serve as trainee election judges; amending Minnesota Statutes 2016, section 204B.19, subdivision 6; Minnesota Statutes 2017 Supplement, section 204B.21, subdivision 2.

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

**Senator Bigham introduced--**

**S.F. No. 3830:** A bill for an act relating to public safety; increasing the maximum penalties for criminal vehicular injury crimes committed by an offender with a qualified prior driving offense; expanding the definition of qualified prior driving offense; amending Minnesota Statutes 2016, sections 609.2111; 609.2113, subdivisions 1, 2, 3; 609.2114, subdivision 2.

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

**Senator Kent introduced--**

**S.F. No. 3831:** A bill for an act relating to education; prohibiting school lunch providers from shaming students; requiring meals policies to be posted to school Web sites; creating a supplementary reserve fund; amending Minnesota Statutes 2016, sections 119A.03, subdivision 2; 124D.111; 270A.03, subdivision 2.

Referred to the Committee on E-12 Policy.

**Senators Senjem, Torres Ray, Ingebrigtsen, and Pappas introduced--**

**S.F. No. 3832:** A bill for an act relating to capital investment; appropriating money for improvements at Historic Fort Snelling; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Abeler and Hoffman introduced--**

**S.F. No. 3833:** A bill for an act relating to human services; modifying the placement of certain state-operated services clients who exhibit violent behavior; proposing coding for new law in Minnesota Statutes, chapter 246.

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

**Senator Goggin introduced--**

**S.F. No. 3834:** A bill for an act relating to natural resources; allowing certain mixed uses in Welch in Goodhue County; proposing coding for new law in Minnesota Statutes, chapter 103F.

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

**Senator Goggin introduced--**

**S.F. No. 3835:** A bill for an act relating to game and fish; modifying requirements for certain deer licenses and permits; amending Minnesota Statutes 2016, sections 97A.441, subdivision 7; 97B.301, subdivision 4.

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

**Senators Newman and Jasinski introduced--**

**S.F. No. 3836:** A bill for an act relating to transportation; appropriating money for certain reimbursements to deputy registrars.

Referred to the Committee on Transportation Finance and Policy.

**Senator Newman introduced--**

**S.F. No. 3837:** A bill for an act relating to transportation; governing transportation finance; proposing a constitutional amendment to the Minnesota Constitution, article XIV, to allocate state general sales tax revenue related to motor vehicle repair and replacement parts exclusively to fund roads; amending Minnesota Statutes 2017 Supplement, section 297A.94.

Referred to the Committee on Transportation Finance and Policy.

**Senators Dziedzic and Latz introduced--**

**S.F. No. 3838:** A bill for an act relating to public safety; providing for immunity from prosecution for certain controlled substance and alcohol violations for sexual assault victim and persons assisting the victim; proposing coding for new law in Minnesota Statutes, chapter 604A.

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

**MOTIONS AND RESOLUTIONS**

Senator Housley moved that the name of Senator Marty be added as a co-author to S.F. No. 1167. The motion prevailed.

Senator Bakk moved that the name of Senator Tomassoni be added as a co-author to S.F. No. 1739. The motion prevailed.

Senator Nelson moved that the name of Senator Frentz be added as a co-author to S.F. No. 2370. The motion prevailed.

Senator Hawj moved that the name of Senator Relph be added as a co-author to S.F. No. 2631. The motion prevailed.

Senator Abeler moved that the name of Senator Jensen be added as a co-author to S.F. No. 2725. The motion prevailed.

Senator Pratt moved that the names of Senators Hoffman, Newton, and Jensen be added as co-authors to S.F. No. 2809. The motion prevailed.

Senator Bigham moved that the name of Senator Champion be added as a co-author to S.F. No. 2962. The motion prevailed.

Senator Nelson moved that the name of Senator Frentz be added as a co-author to S.F. No. 3006. The motion prevailed.

Senator Anderson, P. moved that the name of Senator Hoffman be added as a co-author to S.F. No. 3049. The motion prevailed.

Senator Newman moved that the name of Senator Rosen be added as a co-author to S.F. No. 3057. The motion prevailed.

Senator Ingebrigtsen moved that the name of Senator Johnson be added as a co-author to S.F. No. 3063. The motion prevailed.

Senator Hall moved that the name of Senator Housley be added as a co-author to S.F. No. 3262. The motion prevailed.

Senator Weber moved that the name of Senator Abeler be added as a co-author to S.F. No. 3310. The motion prevailed.

Senator Hawj moved that the name of Senator Pappas be added as a co-author to S.F. No. 3342. The motion prevailed.

Senator Franzen moved that the name of Senator Dziejczic be added as a co-author to S.F. No. 3353. The motion prevailed.

Senator Abeler moved that the name of Senator Housley be added as a co-author to S.F. No. 3367. The motion prevailed.

Senator Abeler moved that the name of Senator Hoffman be added as a co-author to S.F. No. 3468. The motion prevailed.

Senator Weber moved that the name of Senator Rosen be added as a co-author to S.F. No. 3596. The motion prevailed.

Senator Johnson moved that the name of Senator Utke be added as a co-author to S.F. No. 3611. The motion prevailed.

Senator Dibble moved that the name of Senator Dziejczic be added as a co-author to S.F. No. 3628. The motion prevailed.

Senator Senjem moved that the names of Senators Jasinski and Rosen be added as co-authors to S.F. No. 3716. The motion prevailed.

Senator Champion moved that the name of Senator Dziezic be added as a co-author to S.F. No. 3736. The motion prevailed.

Senator Nelson moved that the name of Senator Cwodzinski be added as a co-author to S.F. No. 3742. The motion prevailed.

Senator Koran moved that the names of Senators Jensen and Draheim be added as co-authors to S.F. No. 3748. The motion prevailed.

Senator Hayden moved that the name of Senator Pappas be added as a co-author to S.F. No. 3776. The motion prevailed.

Senator Clausen moved that the name of Senator Wiger be added as a co-author to S.F. No. 3784. The motion prevailed.

Senator Bakk moved that the name of Senator Tomassoni be added as a co-author to S.F. No. 1274. The motion prevailed.

Senator Abeler moved that S.F. No. 2995 be withdrawn from the Committee on Human Services Reform Finance and Policy and re-referred to the Committee on Health and Human Services Finance and Policy. The motion prevailed.

Senator Wiger moved that S.F. No. 3585 be withdrawn from the Committee on State Government Finance and Policy and Elections and returned to its author. The motion prevailed.

**Senator Westrom introduced --**

**Senate Resolution No. 194:** A Senate resolution congratulating the Sauk Centre High School girls basketball team on winning the 2018 State High School Class AA girls basketball championship.

Referred to the Committee on Rules and Administration.

Senator Miller moved that the appointment withdrawn from the Committee on Jobs and Economic Growth Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 21, 2018, be returned to the committee from which it was withdrawn.

**WORKERS' COMPENSATION COURT OF APPEALS**  
Patricia Milun

The motion prevailed.

Senator Miller moved that the appointments withdrawn from the Committee on Jobs and Economic Growth Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 26, 2018, be returned to the committee from which they were withdrawn.



DESTINATION MEDICAL CENTER CORPORATION  
Susan Park Rani  
R.T. Rybak

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. Nos. 2620 and 3154.

**SPECIAL ORDER**

**S.F. No. 2620:** A bill for an act relating to retirement; benefit and contribution changes for Minnesota statewide and major local public employee retirement plans; increasing contribution rates; reducing certain postretirement adjustment rates; modifying investment return assumptions; extending amortization target dates; reducing deferred annuities augmentation; requiring a study on postretirement adjustments; making administrative changes to the Minnesota State Retirement System, Teachers Retirement Association, Public Employees Retirement Association, and St. Paul Teachers Retirement Fund Association; clarifying refund repayment procedures; modifying executive director credentials; clarifying service requirements; revising appeal procedures; modifying service credit purchase procedures; establishing new procedures for disability applications due to private disability insurance requirements; clarifying disability benefit payment provisions; modifying annual benefit limitations for federal tax code compliance; authorizing use of IRS correction procedures; clarifying benefit offsets for certain refund payments; clarifying police and fire plan coverage for certain Hennepin Healthcare System supervisors; modifying various economic actuarial assumptions; authorizing the transfer of assets and members from the voluntary statewide volunteer firefighter retirement plan to a volunteer firefighter relief association; adopting recommendations of the Volunteer Firefighter Relief Association working group; increasing the lump-sum service pension maximum and lowering certain vesting requirements for the Eden Prairie Volunteer Firefighters Relief Association; modifying the Brook Park volunteer firefighters service pension level; permitting alternative allocation of fire state aid for the city of Austin; establishing a fire state aid work group; extending a reporting deadline for the Clearbrook Fire Department Relief Association; clarifying a 1992 session law for the Swift County-Benson Hospital; modifying various Department of Human Services and Department of Corrections employment classifications eligible for correctional retirement coverage; revising augmentation interest rates for certain terminated privatized employees; adopting definition of the Hometown Heroes Act related to public safety officer death benefits; modifying defined contribution plans to allow certain distributions; allowing service credit purchase and rule of 90 eligibility for certain Minnesota Department of Transportation employees; expanding investment authority for the Hennepin County Supplemental Retirement Plan; authorizing certain MnSCU employees to elect retroactive and prospective TRA coverage; authorizing a MnSCU employee to transfer past service from IRAP to PERA; increasing maximum employer contribution to a supplemental laborers pension fund; exempting certain laborers groups from coverage; authorizing certain additional sources of retirement plan funding; making technical and conforming changes; authorizing direct state aid to the public employees police and fire retirement plan and the St. Paul

Teachers Retirement Fund Association; modifying pension adjustment revenue provisions; appropriating money; amending Minnesota Statutes 2016, sections 3A.02, subdivision 4; 3A.03, subdivisions 2, 3; 16A.14, subdivision 2a; 126C.10, subdivision 37; 352.01, subdivisions 2a, 13a; 352.017, subdivision 2; 352.03, subdivisions 5, 6; 352.04, subdivisions 2, 3, 8, 9; 352.113, subdivisions 2, 4, 14; 352.116, subdivision 1a; 352.22, subdivisions 2, 3, by adding subdivisions; 352.23; 352.27; 352.91, subdivisions 3f, 3g, by adding a subdivision; 352.92, subdivisions 1, 2, by adding a subdivision; 352.955, subdivision 3; 352B.013, subdivision 2; 352B.02, subdivisions 1a, 1c; 352B.08, by adding a subdivision; 352B.085; 352B.086; 352B.11, subdivision 4; 352D.02, subdivisions 1, 3; 352D.04, subdivision 2; 352D.05, subdivision 4; 352D.085, subdivision 1; 352D.11, subdivision 2; 352D.12; 352F.04, subdivisions 1, 2, by adding a subdivision; 353.01, subdivisions 2b, 10, 16, 43, 47; 353.012; 353.0162; 353.03, subdivision 3; 353.27, subdivisions 7a, 12, 12a, 12b; 353.28, subdivision 5; 353.29, subdivisions 4, 7; 353.30, subdivisions 3c, 5; 353.32, subdivisions 1, 4; 353.34, subdivisions 2, 3; 353.35, subdivision 1; 353.37, subdivision 1; 353.64, subdivision 10; 353.65, subdivisions 2, 3, by adding a subdivision; 353D.07; 353F.02, subdivision 5a; 353F.025, subdivision 2; 353F.04, subdivision 2; 353F.05; 353F.057; 353F.06; 353F.07; 353G.01, subdivision 9, by adding a subdivision; 353G.02, subdivision 6; 353G.03, subdivision 3; 353G.08, subdivision 3; 353G.11, subdivision 1; 354.05, subdivision 2, by adding a subdivision; 354.06, subdivisions 2, 2a; 354.095; 354.42, subdivisions 2, 3; 354.435, subdivision 4; 354.436, subdivision 3; 354.44, subdivisions 3, 6, 9; 354.45, by adding a subdivision; 354.46, subdivision 6; 354.48, subdivision 1; 354.49, subdivision 2; 354.50, subdivision 2; 354.51, subdivision 5; 354.512; 354.52, subdivisions 4, 4d; 354.53, subdivision 5; 354.55, subdivision 11; 354.66, subdivision 2; 354.72, subdivisions 1, 2; 354A.011, subdivisions 3a, 29; 354A.093, subdivisions 4, 6; 354A.095; 354A.096; 354A.12, subdivisions 1, 1a, 2a, 3a, 3c, 7; 354A.29, subdivision 7; 354A.31, subdivisions 3, 5, 6, 7; 354A.34; 354A.35, subdivision 2; 354A.36, subdivision 4; 354A.37, subdivisions 2, 3; 354A.38; 356.195, subdivision 2; 356.215, subdivisions 9, 11; 356.24, subdivision 1; 356.30, subdivision 1; 356.32, subdivision 2; 356.415, subdivisions 1, 1a, 1b, 1c, 1d, 1e, 1f, by adding a subdivision; 356.44; 356.47, subdivisions 1, 3; 356.50, subdivision 2; 356.551, subdivision 2; 356.635, subdivision 10, by adding subdivisions; 356.645; 356.96, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13; 356A.06, subdivision 7; 383B.47; 383B.48; 383B.49; 383B.50; 423A.02, subdivisions 3, 5; 423A.022, subdivision 5; 424A.001, subdivisions 2, 3, 10, by adding a subdivision; 424A.002, subdivision 1; 424A.01, subdivisions 1, 5, 6, by adding subdivisions; 424A.015, subdivision 1, by adding a subdivision; 424A.016, subdivision 2; 424A.02, subdivisions 1, 3a, 7; 424A.04, subdivision 1; 424A.07; 424A.091, subdivision 3; 424A.094, subdivision 3; 424A.10, subdivision 1; 424B.20, subdivision 4; 490.121, subdivisions 4, 25, 26; 490.1211; 490.123, by adding a subdivision; 490.124, subdivision 12; Minnesota Statutes 2017 Supplement, sections 353.27, subdivision 3c; 356.215, subdivision 8; Laws 1992, chapter 534, section 10, subdivision 3; proposing coding for new law in Minnesota Statutes, chapters 353F; 353G; 356; 424A; repealing Minnesota Statutes 2016, sections 3A.12; 352.04, subdivision 11; 352.045; 352.72; 352B.30; 353.0161; 353.27, subdivision 3b; 353.34, subdivision 6; 353.71; 354.42, subdivisions 4a, 4b, 4c, 4d; 354.60; 354A.12, subdivision 2c; 354A.29, subdivisions 8, 9; 354A.39; 356.611, subdivisions 3, 3a, 4, 5; 356.96, subdivisions 14, 15; 424A.02, subdivision 13; Laws 2008, chapter 349, article 8, section 4.

Senator Rosen moved to amend S.F. No. 2620 as follows:

Page 139, delete line 30 and insert:

"(a) Sections 1 to 4; 5, paragraphs (b) and (c); and 6 to 16 are effective June 30, 2018.

(b) Section 5, paragraph (a), is effective June 30, 2019."

The motion prevailed. So the amendment was adopted.

S.F. No. 2620 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 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

### SPECIAL ORDER

**S.F. No. 3154:** A bill for an act relating to state government; ratifying certain labor agreements and compensation plans.

S.F. No. 3154 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 56 and nays 10, as follows:

Those who voted in the affirmative were:

Abeler	Dziedzic	Housley	Little	Simonson
Anderson, P.	Eaton	Ingebrigtsen	Lourey	Sparks
Bigham	Eichorn	Isaacson	Marty	Tomassoni
Carlson	Eken	Jasinski	Miller	Torres Ray
Chamberlain	Fischbach	Jensen	Newton	Utke
Champion	Franzen	Johnson	Pappas	Weber
Clausen	Frentz	Kent	Pratt	Wiger
Cohen	Gazelka	Klein	Relph	Wiklund
Cwodzinski	Goggin	Koran	Rest	
Dahms	Hawj	Laine	Rosen	
Dibble	Hayden	Lang	Ruud	
Draheim	Hoffman	Latz	Senjem	

Those who voted in the negative were:

Anderson, B.	Hall	Limmer	Nelson	Osmek
Benson	Kiffmeyer	Mathews	Newman	Westrom

So the bill passed and its title was agreed to.

**MOTIONS AND RESOLUTIONS - CONTINUED**

Senator Gazelka moved that his name be stricken as a co-author to S.F. No. 3319. The motion prevailed.

**MEMBERS EXCUSED**

Senator Bakk was excused from the Session of today.

**ADJOURNMENT**

Senator Gazelka moved that the Senate do now adjourn until 12:15 p.m., Tuesday, March 27, 2018. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate