

## NINETY-SEVENTH DAY

St. Paul, Minnesota, Tuesday, May 15, 2018

The Senate met at 10:00 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, Pastor Josh Krehbiel.

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

May 14, 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 132, S.F. No. 3182; Chapter 133, S.F. No. 3596; Chapter 134, S.F. No. 2921; Chapter 136, S.F. No. 2692; Chapter 137, S.F. No. 3004; Chapter 138, S.F. No. 1703; and Chapter 139, S.F. No. 3262.

Sincerely,  
Mark Dayton, Governor

May 14, 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 Acts of the 2018 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2018	Date Filed 2018
	4157	131	11:54 a.m. May 14	May 14
3182		132	11:55 a.m. May 14	May 14
3596		133	11:57 a.m. May 14	May 14
2921		134	11:58 a.m. May 14	May 14
	1876	135	11:59 a.m. May 14	May 14
2692		136	11:59 a.m. May 14	May 14
3004		137	12:00 p.m. May 14	May 14
1703		138	12:01 p.m. May 14	May 14
3262		139	12:02 p.m. May 14	May 14

Sincerely,  
Steve Simon  
Secretary of State

### MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 3245, 3000, and 3461.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 14, 2018

### REPORTS OF COMMITTEES

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

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

**H.F. No. 3422** for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3422	3170				

and that the above Senate File be indefinitely postponed.

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

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

**H.F. No. 3221** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3221	3021				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3221 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3221, the second engrossment; and insert the language after the enacting clause of S.F. No. 3021, the first engrossment; further, delete the title of H.F. No. 3221, the second engrossment; and insert the title of S.F. No. 3021, the first engrossment.

And when so amended H.F. No. 3221 will be identical to S.F. No. 3021, and further recommends that H.F. No. 3221 be given its second reading and substituted for S.F. No. 3021, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 4133** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
4133	3536				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 4133 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 4133, the third engrossment; and insert the language after the enacting clause of S.F. No. 3536, the first engrossment; further, delete the title of H.F. No. 4133, the third engrossment; and insert the title of S.F. No. 3536, the first engrossment.

And when so amended H.F. No. 4133 will be identical to S.F. No. 3536, and further recommends that H.F. No. 4133 be given its second reading and substituted for S.F. No. 3536, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 3666** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3666	2857				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3666 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3666, the first engrossment; and insert the language after the enacting clause of S.F. No. 2857, the second engrossment; further, delete the title of H.F. No. 3666, the first engrossment; and insert the title of S.F. No. 2857, the second engrossment.

And when so amended H.F. No. 3666 will be identical to S.F. No. 2857, and further recommends that H.F. No. 3666 be given its second reading and substituted for S.F. No. 2857, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 3423** for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3423	3167				

and that the above Senate File be indefinitely postponed.

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

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

**H.F. No. 3380** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3380	2937				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3380 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3380, the second engrossment; and insert the language after the enacting clause of S.F. No. 2937, the first engrossment; further, delete the title of H.F. No. 3380, the second engrossment; and insert the title of S.F. No. 2937, the first engrossment.

And when so amended H.F. No. 3380 will be identical to S.F. No. 2937, and further recommends that H.F. No. 3380 be given its second reading and substituted for S.F. No. 2937, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 3799** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3799	3491				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3799 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3799, the second engrossment; and insert the language after the enacting clause of S.F. No. 3491, the first engrossment; further, delete the title of H.F. No. 3799, the second engrossment; and insert the title of S.F. No. 3491, the first engrossment.

And when so amended H.F. No. 3799 will be identical to S.F. No. 3491, and further recommends that H.F. No. 3799 be given its second reading and substituted for S.F. No. 3491, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 3759** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3759	3510				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3759 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3759, the first engrossment; and insert the language after the enacting clause of S.F. No. 3510; further, delete the title of H.F. No. 3759, the first engrossment; and insert the title of S.F. No. 3510.

And when so amended H.F. No. 3759 will be identical to S.F. No. 3510, and further recommends that H.F. No. 3759 be given its second reading and substituted for S.F. No. 3510, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 4404** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
4404	4013				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 4404 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 4404, the third engrossment; and insert the language after the enacting clause of S.F. No. 4013, the second engrossment; further,

delete the title of H.F. No. 4404, the third engrossment; and insert the title of S.F. No. 4013, the second engrossment.

And when so amended H.F. No. 4404 will be identical to S.F. No. 4013, and further recommends that H.F. No. 4404 be given its second reading and substituted for S.F. No. 4013, and that the Senate File be indefinitely postponed.

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

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

**H.F. No. 3421** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CONSENT CALENDAR</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3421	3169				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3421 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3421, the first engrossment; and insert the language after the enacting clause of S.F. No. 3169; further, delete the title of H.F. No. 3421, the first engrossment; and insert the title of S.F. No. 3169.

And when so amended H.F. No. 3421 will be identical to S.F. No. 3169, and further recommends that H.F. No. 3421 be given its second reading and substituted for S.F. No. 3169, and that the Senate File be indefinitely postponed.

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

**SECOND READING OF HOUSE BILLS**

H.F. Nos. 3422, 3221, 4133, 3666, 3423, 3380, 3799, 3759, 4404, and 3421 were read the second time.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

**Senator Hayden introduced--**

**S.F. No. 4081:** A bill for an act relating to capital investment; appropriating money for Cedar Avenue public safety improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Champion introduced--**

**S.F. No. 4082:** A bill for an act relating to environment; requiring analysis of cumulative pollution when issuing permits in certain areas; amending Minnesota Statutes 2016, section 116.07, subdivision 4a.

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

**Senators Klein, Bakk, Simonson, Kent, and Tomassoni introduced--**

**S.F. No. 4083:** A bill for an act relating to collective bargaining; proposing an amendment to the Minnesota Constitution.

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

**MOTIONS AND RESOLUTIONS**

Senator Clausen moved that the name of Senator Cwodzinski be added as a co-author to S.F. No. 1444. The motion prevailed.

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

Senator Weber moved that the name of Senator Nelson be added as a co-author to S.F. No. 3960. The motion prevailed.

Senator Gazelka moved that H.F. No. 3660 be taken from the table and given a second reading. The motion prevailed.

**H.F. No. 3660:** A bill for an act relating to environment; implementing terms of recent settlement between state and 3M Company; requiring a report of well testing; appropriating money; amending Minnesota Statutes 2016, section 116.155, subdivision 1, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 115B.

H.F. No. 3660 was read the second time.

Senator Gazelka moved that H.F. No. 3660 be laid on the table. The motion prevailed.

Senator Gazelka moved that H.F. No. 4225 be taken from the table and given a second reading. The motion prevailed.

**H.F. No. 4225:** A bill for an act relating to capital investment; appropriating money for the Rural Finance Authority; authorizing the sale and issuance of state bonds.

H.F. No. 4225 was read the second time.

Senator Gazelka moved that H.F. No. 4225 be laid on the table. The motion prevailed.



**RECESS**

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

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

**CALL OF THE SENATE**

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

**CONFERENCE COMMITTEE EXCUSED**

Pursuant to Rule 12.5, Senator Rosen moved that the following members be excused for a Conference Committee on S.F. No. 3656 at 12:45 p.m.:

Senators Rosen, Benson, Kiffmeyer, Limmer, and Newman. The motion prevailed.

**CONFERENCE COMMITTEE EXCUSED**

Pursuant to Rule 12.5, Senator Chamberlain moved that the following members be excused for a Conference Committee on H.F. No. 4385 at 12:45 p.m.:

Senators Chamberlain; Dahms; Anderson, P; Pratt; and Johnson. The motion prevailed.

**MOTIONS AND RESOLUTIONS - CONTINUED**

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees and Second Reading of Senate Bills.

**REPORTS OF COMMITTEES**

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

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

**S.F. No. 2934:** A bill for an act relating to natural resources; appropriating money from environment and natural resources trust fund; correcting previous appropriations; modifying requirements for receipt of fund money; amending Minnesota Statutes 2016, sections 116P.08, subdivision 2; 116P.12, subdivision 1; Laws 2015, chapter 76, section 2, subdivision 9; Laws 2017, chapter 96, section 2, subdivision 8.

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

Page 1, after line 7, insert:

**"ARTICLE 1****ENVIRONMENT AND NATURAL RESOURCES TRUST FUND APPROPRIATIONS"**

Page 1, line 21, delete "45,739,000" and insert "44,329,000"

Page 2, line 13, delete "7,293,000" and insert "4,233,000"

Page 2, line 15, delete "\$2,500,000" and insert "\$1,240,000"

Page 2, delete lines 29 to 35

Page 3, delete lines 1 to 8

Page 3, line 9, delete "(c)" and insert "(b)"

Page 3, line 21, delete "(d)" and insert "(c)"

Page 3, line 34, delete "(e)" and insert "(d)"

Page 4, line 10, delete "(f)" and insert "(e)"

Page 4, line 21, delete "(g)" and insert "(f)"

Page 4, line 30, delete "(h)" and insert "(g)"

Page 5, line 5, delete "(i)" and insert "(h)"

Page 5, line 19, delete "(j)" and insert "(i)"

Page 5, delete lines 32 to 36

Page 6, delete lines 1 to 8

Page 6, line 9, delete "(l)" and insert "(j)"

Page 6, line 21, delete "5,186,000" and insert "5,786,000"

Page 10, after line 15, insert:

**"(I) Lake Agnes Treatment**

\$600,000 the second year is to the Board of Water and Soil Resources for a grant to the Alexandria Lake Area Sanitary District for lake management activities, including, but not limited to, alum treatment in Lake Agnes, carp removal in Lake Winona, and related management and reassessment measures that are intended to achieve and maintain compliance with water quality standards for

phosphorus and the total maximum daily load for Lake Winona."

Page 18, line 6, delete "3,119,000" and insert "4,169,000"

Page 19, line 12, delete "\$550,000" and insert "\$1,600,000"

Page 37, after line 29, insert:

**"Subd. 21. Fiscal Year 2020 Recommendations**

For fiscal year 2020, the commission shall consider recommending funding for the Pollution Control Agency to clean up a closed landfill in Burnsville for the protection of the state's air, water, land, fish, and wildlife from significant contamination. Any deadlines established by the commission for submission of proposals for the commission's fiscal year 2020 recommendations are waived until July 15, 2018, for proposals authorized under this subdivision."

Page 50, after line 28, insert:

**"Sec. 7. LAKE WINONA MANAGEMENT; USING OFFSET, ADAPTIVE PLANNING.**

(a) To facilitate implementation of the Lake Winona total maximum daily load, the Alexandria Lake Area Sanitary District may fund or perform lake management activities in Lake Winona and in Lake Agnes. Lake management activities may include, but are not limited to, carp removal and alum treatment. If the district agrees to fund or perform lake management activities in Lake Winona and in Lake Agnes, the commissioner of the Pollution Control Agency shall do one of the following unless the district chooses another path to compliance that conforms to state and federal law, such as facility construction:

(1) approve an offset of the phosphorous loading proportional to the reduction achievable through lake management activities in Lake Winona and Lake Agnes creditable to the Alexandria Lake Area Sanitary District's wastewater treatment facility and issue or amend the district's NPDES permit MN004738 to include the offset. The approved offset may be related to the lake eutrophication response variable chlorophyll-a, but shall ensure the district can achieve compliance with phosphorus effluent limits through wastewater optimization techniques without performing capital upgrades to the wastewater treatment facility. The lake management activities contemplated under this paragraph need not be completed before the commissioner approves the offset and related discharge limits or issues the permit, but the permit may include a schedule of compliance outlining the required lake management activities and requiring that lake management activities in Lake Winona and Lake Agnes begin immediately upon permit issuance. The approved offset and related permit language must be consistent with Clean Water Act requirements and Minnesota Statutes, section 115.03, subdivision 10; or

(2) amend the district's NPDES permit MN004738 in a manner consistent with state and federal law to include an integrated and adaptive lake management plan and to extend the final compliance deadline for the final phosphorus concentration effluent limit related to the site specific standard for Lake Winona contained in the district's permit until the time that the adaptive lake management plan, including carp removal in Lake Winona, can be completed and the lake can be reassessed. The permit may include a schedule of compliance outlining the required lake management activities and requiring that lake management activities in Lake Winona and Lake Agnes begin immediately upon permit issuance.

(b) If the district agrees to fund or perform the lake management activities identified in paragraph (a), the district may cooperate with the city of Alexandria in those efforts. The district's responsibility for lake management activities in Lake Winona and Lake Agnes terminates upon completion of the lake management activities identified in the schedule of compliance contemplated under paragraph (a).

**EFFECTIVE DATE.** This section is effective the day after the governing body of the Alexandria Lake Area Sanitary District and its chief clerical officer timely complete their compliance with Minnesota Statutes, section 645.021, subdivisions 2 and 3.

## ARTICLE 2

### ENVIRONMENT AND NATURAL RESOURCES TRUST FUND APPROPRIATION BONDS

#### Section 1. [16A.969] ENVIRONMENT AND NATURAL RESOURCES TRUST FUND APPROPRIATION BONDS.

Subdivision 1. **Definitions.** (a) The definitions in this subdivision apply to this section.

(b) "Appropriation bond" or "bond" means a bond, note, or other similar instrument of the state payable during a biennium from one or more of the following sources:

(1) money appropriated by law from the environment and natural resources trust fund in any biennium for debt service due with respect to obligations described in subdivision 2;

(2) proceeds of the sale of obligations described in subdivision 2;

(3) payments received for that purpose under agreements and ancillary arrangements described in subdivision 2, paragraph (d); and

(4) investment earnings on amounts in clauses (1) to (3).

(c) "Debt service" means the amount payable in any biennium of principal, premium, if any, and interest on appropriation bonds.

(d) "Environment and natural resources trust fund" or "trust fund" means the fund established under the Minnesota Constitution, article XI, section 14, and governed by that section and chapter 116P.

Subd. 2. **Authorization to issue appropriation bonds; accounts.** (a) Subject to the limitations of this subdivision, the commissioner may sell and issue appropriation bonds of the state under this section for public purposes and in amounts as provided by law. This authorization meets the public purposes established by the Minnesota Constitution, article XI, section 14 and chapter 116P, and shall be a supplement to the traditional sources of funding for environment and natural resources activities.

(b) The special appropriation trust fund bond proceeds fund is established in the state treasury. Proceeds of the appropriation bonds issued and sold must be credited to the special appropriation trust fund bond proceeds fund. A bond payments account is established in the special appropriation trust fund bond proceeds fund. All income from investment of the bond proceeds, as estimated by the commissioner, must be deposited into the account and is appropriated to the commissioner for the payment of principal and interest on the appropriation bonds.

(c) Appropriation bonds may be issued in one or more issues or series on the terms and conditions the commissioner determines to be in the best interests of the state, but the term on any series of appropriation bonds may not exceed 20 years. The appropriation bonds of each issue and series thereof shall be dated and bear interest, and may be includable in or excludable from the gross income of the owners for federal income tax purposes.

(d) At the time of, or in anticipation of, issuing the appropriation bonds, and at any time thereafter, so long as the appropriation bonds are outstanding, the commissioner may enter into agreements and ancillary arrangements relating to the appropriation bonds, including but not limited to trust indentures, grant agreements, lease or use agreements, operating agreements, management agreements, liquidity facilities, remarketing or dealer agreements, letter of credit agreements, insurance policies, guaranty agreements, reimbursement agreements, indexing agreements, or interest exchange agreements. Any payments made or received according to the agreement or ancillary arrangement shall be made from or deposited as provided in the agreement or ancillary arrangement. The determination of the commissioner included in an interest exchange agreement that the agreement relates to an appropriation bond shall be conclusive.

(e) The commissioner may enter into written agreements or contracts relating to the continuing disclosure of information necessary to comply with or facilitate the issuance of appropriation bonds in accordance with federal securities laws, rules, and regulations, including Securities and Exchange Commission rules and regulations in Code of Federal Regulations, title 17, section 240.15c2-12. An agreement may be in the form of covenants with purchasers and holders of appropriation bonds set forth in the order or resolution authorizing the issuance of the appropriation bonds, or a separate document authorized by the order or resolution.

(f) The appropriation bonds are not subject to chapter 16C.

Subd. 3. **Form; procedure.** (a) Appropriation bonds may be issued in the form of bonds, notes, or other similar instruments, and in the manner provided in section 16A.672. In the event that any provision of section 16A.672 conflicts with this section, this section shall control.

(b) Every appropriation bond shall include a conspicuous statement of the limitation established in subdivision 6.

(c) Appropriation bonds may be sold at either public or private sale upon such terms as the commissioner shall determine are not inconsistent with this section and may be sold at any price or percentage of par value. Any bid received may be rejected.

(d) Appropriation bonds must bear interest at a fixed or variable rate.

(e) Notwithstanding any other law, appropriation bonds issued under this section shall be fully negotiable.

Subd. 4. **Refunding bonds.** The commissioner may issue appropriation bonds for the purpose of refunding any appropriation bonds then outstanding, including the payment of any redemption premiums on the bonds, any interest accrued or to accrue to the redemption date, and costs related to the issuance and sale of the refunding bonds. The proceeds of any refunding bonds may, in the discretion of the commissioner, be applied to the purchase or payment at maturity of the appropriation bonds to be refunded, to the redemption of the outstanding appropriation bonds on any redemption date, or to pay interest on the refunding bonds and may, pending application, be placed in escrow to be applied to the purchase, payment, retirement, or redemption. Any escrowed proceeds, pending such use, may be invested and reinvested in obligations that are authorized investments under section 11A.24. The income earned or realized on the investment may also be applied to the payment of the appropriation bonds to be refunded or interest or premiums on the refunded appropriation bonds, or to pay interest on the refunding bonds. After the terms of the escrow have been fully satisfied, any balance of the proceeds and any investment income may be returned to the trust fund or, if applicable, the special appropriation trust fund bond proceeds fund for use in any lawful manner. All refunding bonds issued under this subdivision must be prepared, executed, delivered, and secured by appropriations in the same manner as the appropriation bonds to be refunded.

Subd. 5. **Appropriation bonds as legal investments.** Any of the following entities may legally invest any sinking funds, money, or other funds belonging to them or under their control in any appropriation bonds issued under this section:

(1) the state, the investment board, public officers, municipal corporations, political subdivisions, and public bodies;

(2) banks and bankers, savings and loan associations, credit unions, trust companies, savings banks and institutions, investment companies, insurance companies, insurance associations, and other persons carrying on a banking or insurance business; and

(3) personal representatives, guardians, trustees, and other fiduciaries.

Subd. 6. **No full faith and credit; state not required to make appropriations.** The appropriation bonds are not public debt of the state, and the full faith, credit, and taxing powers of the state are not pledged to the payment of the appropriation bonds or to any payment that the state agrees to make under this section. Appropriation bonds shall not be obligations paid directly, in whole or in part, from a tax of statewide application on any class of property, income, transaction, or privilege. Appropriation bonds shall be payable in each fiscal year only from amounts that the legislature may appropriate for debt service for any fiscal year, provided that nothing in this section shall be construed to require the state to appropriate money sufficient to make debt service payments with respect to the appropriation bonds in any fiscal year. Appropriation bonds shall be canceled and shall no longer be outstanding on the earlier of (1) the first day of a fiscal year for which the legislature shall not

have appropriated amounts sufficient for debt service, or (2) the date of final payment of the principal of and interest on the appropriation bonds.

Subd. 7. **Appropriation for debt service and other purposes.** Notwithstanding section 116P.05, subdivision 2, paragraph (b), the amount needed to pay principal and interest on appropriation bonds issued under this section and as authorized by other law is appropriated each fiscal year from legally available amounts in the environment and natural resources trust fund to the commissioner, subject to repeal, unallotment under section 16A.152, or cancellation, otherwise pursuant to subdivision 6, for deposit into the bond payments account established for such purpose in the special appropriation trust fund bond proceeds fund. Investment income earned on proceeds of the appropriation bonds issued under this section shall be deposited in the bond payments account and is appropriated to the commissioner.

Subd. 8. **Waiver of immunity.** The waiver of immunity by the state provided for by section 3.751, subdivision 1, shall be applicable to the appropriation bonds and any ancillary contracts to which the commissioner is a party.

Sec. 2. Minnesota Statutes 2017 Supplement, section 116P.08, subdivision 1, is amended to read:

Subdivision 1. **Expenditures.** (a) Money in the trust fund may be spent only for:

- (1) the reinvest in Minnesota program as provided in section 84.95, subdivision 2;
- (2) research that contributes to increasing the effectiveness of protecting or managing the state's environment or natural resources;
- (3) collection and analysis of information that assists in developing the state's environmental and natural resources policies;
- (4) enhancement of public education, awareness, and understanding necessary for the protection, conservation, restoration, and enhancement of air, land, water, forests, fish, wildlife, and other natural resources;
- (5) capital projects for the preservation and protection of unique natural resources;
- (6) activities that preserve or enhance fish, wildlife, land, air, water, and other natural resources that otherwise may be substantially impaired or destroyed in any area of the state;
- (7) administrative and investment expenses incurred by the State Board of Investment in investing deposits to the trust fund; ~~and~~
- (8) administrative expenses subject to the limits in section 116P.09-; and
- (9) to pay principal and interest on special appropriation trust fund bonds issued pursuant to section 16A.969 and other law.

(b) In making recommendations for expenditures from the trust fund, the commission shall give priority to funding programs and projects under paragraph (a), clauses (1) and (6). Any requests for proposals issued by the commission shall clearly indicate these priorities.

Sec. 3. Minnesota Statutes 2017 Supplement, section 446A.073, is amended by adding a subdivision to read:

Subd. 6. **Supplemental grant award.** (a) A supplemental grant may not be awarded under this subdivision unless an amount has been specifically appropriated for this purpose by an act of the legislature. An appropriation for the purposes of this section generally does not include supplemental grant awards under this subdivision.

(b) For purposes of this subdivision:

(1) "total project costs" means total costs associated with building, operating, and maintaining the wastewater system, including existing wastewater debt service, debt service costs for the proposed project, and operation and maintenance costs; and

(2) "metropolitan area" has the meaning given under section 473.121, subdivision 2.

(c) Notwithstanding subdivision 1, if the combined total of grant amounts awarded to a governmental unit under this section, section 446A.072, and any other state or federal grant program for a single project is less than an amount listed under clause (1) or (2), the grant amount awarded under this section must be increased so that the combined total is at least the greater of:

(1) 50 percent of the total project costs; or

(2) the amount needed to reduce the annual cost per household for the wastewater system in the project service area to no more than three times the annual Twin Cities metropolitan area weighted average retail charge per household as determined in the most recent Survey of Municipal Residential Wastewater Rates prepared by Metropolitan Council Environmental Services.

(d) A grant amount awarded to a governmental unit under this subdivision in combination with other state or federal grant programs for a single project may not exceed 75 percent of total project cost. A governmental unit must pay for at least 25 percent of the total project cost as a local match.

Sec. 4. **[446A.076] ESTIMATED FUNDING NEEDS.**

By February 1 each year, the Public Facilities Authority must submit to the legislative committees with jurisdiction over capital investment and environment and natural resources finance an estimate of the amount necessary to fund grants under sections 446A.072 and 446A.073, subdivisions 4 and 6.

Sec. 5. **SPECIAL APPROPRIATION TRUST FUND BONDS; AUTHORIZATION; APPROPRIATIONS.**

Subdivision 1. **Appropriations; general.** The sums shown in the column under "Appropriations" are appropriated from the special appropriation trust fund bond proceeds fund to the state agencies or officials indicated, to be spent for public purposes. Money appropriated in this section must be spent as authorized by the Minnesota Constitution, article XI, section 14, Minnesota Statutes, section 16A.969, and unless otherwise specified, as authorized by and subject to the requirements of Minnesota Statutes, chapter 116P. Unless otherwise specified, money appropriated in this section is available until June 30, 2022. Money remaining from an appropriation for a project that is



completed or abandoned cancels to the bond payments account established for such purpose in the special appropriation trust fund bond proceeds fund, or if not needed for debt service, to the environment and natural resources trust fund.

Subd. 2. **Legislative findings; appropriations supplement other sources of funding for projects.** The legislature finds that the appropriations in this section are consistent with the requirement in Minnesota Statutes, section 116P.03, that expenditures of money from the environment and natural resources trust fund supplement traditional sources of money to pay for expenditures authorized by Minnesota Statutes, section 116P.08, subdivision 1. Further, the legislature finds that notwithstanding any limitation on use of trust fund money in Minnesota Statutes, chapter 116P, the appropriations in this section supplement other sources of money to help pay for projects that are consistent with the purposes of the trust fund.

Subd. 3. **Bond sale authorization.** To provide the money appropriated in this section, and to pay debt service including capitalized interest, costs of issuance, costs of credit enhancement, or make payments under other agreements entered into under Minnesota Statutes, section 16A.969, the commissioner of management and budget shall sell and issue up to \$47,000,000, net of costs of issuance, of special appropriation trust fund bonds, in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, section 16A.969.

Subd. 4. **Management and Budget; bond sale expenses; annual debt service.** Up to \$1,410,000 is appropriated in fiscal year 2019 and up to \$3,760,000 is appropriated each fiscal year beginning in fiscal year 2020 and through fiscal year 2039, from the environment and natural resources trust fund to the commissioner of management and budget to pay principal and interest on appropriation bonds issued under this section, as provided in Minnesota Statutes, section 16A.969, subdivision 7.

Subd. 5. **Public Facilities Authority** **\$ 47,000,000**

To the Public Facilities Authority for the purposes specified in this subdivision.

**(1) Small cities wastewater infrastructure grants**

\$30,000,000 is for grants to towns and statutory and home rule charter cities with a population of fewer than 5,000 under Minnesota Statutes, section 446A.072.

**(2) Supplemental grant awards**

\$17,000,000 for supplemental grants of up to \$2,000,000 to statutory and home rule cities with a population of fewer than 5,000 under Minnesota Statutes, section 446A.073, subdivision 6."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "authorizing the issuance of appropriation bonds for certain wastewater treatment projects; modifying wastewater treatment grant funding provisions;"

Amend the title numbers accordingly

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

## SECOND READING OF SENATE BILLS

S.F. No. 2934 was read the second time.

## MOTIONS AND RESOLUTIONS - CONTINUED

### 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:

H.F. No. 3833, S.F. No. 3062, H.F. Nos. 3196, 3819, 2835, and S.F. No. 3297.

### SPECIAL ORDER

**H.F. No. 3833:** A bill for an act relating to commerce; providing financial exploitation protections for older adults and vulnerable adults; proposing coding for new law as Minnesota Statutes, chapter 45A.

Senator Housley moved that the amendment made to H.F. No. 3833 by the Committee on Rules and Administration in the report adopted April 26, 2018, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 3833 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

**S.F. No. 3062:** A bill for an act relating to higher education; making clarifying and technical changes to loan forgiveness programs; amending Minnesota Statutes 2016, sections 136A.1791, subdivision 8; 136A.1795, subdivision 2; Minnesota Statutes 2017 Supplement, section 136A.1789, subdivision 2; Laws 2017, chapter 89, article 1, section 2, subdivisions 31, 32, 33, 34.

Senator Fischbach moved to amend S.F. No. 3062 as follows:

Page 1, line 15, strike "Appropriations made to" and insert "Money in" and strike "do" and insert "is appropriated to the commissioner for purposes of this section, does not cancel, and is"

Page 1, line 16, strike everything before "available"

Page 1, line 20, strike "fund shall not" and insert "account is appropriated to the commissioner, does not cancel,"

Page 1, strike line 21

Page 1, line 22, strike "repayment fund"

Page 2, line 8, delete "The commissioner must use money from the account" and insert "Money in the account is appropriated to the commissioner"

Page 2, line 10, delete "fund" and insert "account"

Page 2, line 11, delete "(c)" and strike "made to the program" and insert "from the account"

Page 2, after line 11, insert:

"Sec. 4. Minnesota Statutes 2016, section 136A.901, subdivision 1, is amended to read:

Subdivision 1. **Grant program.** (a) The commissioner shall establish a grant program to award grants to institutions in Minnesota for research into spinal cord injuries and traumatic brain injuries. Grants shall be awarded to conduct research into new and innovative treatments and rehabilitative efforts for the functional improvement of people with spinal cord and traumatic brain injuries. Research topics may include, but are not limited to, pharmaceutical, medical device, brain stimulus, and rehabilitative approaches and techniques. The commissioner, in consultation with the advisory council established under section 136A.902, shall award 50 percent of the grant funds for research involving spinal cord injuries and 50 percent to research involving traumatic brain injuries. In addition to the amounts appropriated by law, the commissioner may accept additional funds from private and public sources. Amounts received from these sources are appropriated to the commissioner for the purposes of issuing grants under this section.

(b) A spinal cord and traumatic brain injury grant account is established in the special revenue fund. Money in the account is appropriated to the commissioner to make grants and to administer the grant program under this section. Appropriations to the commissioner for the program are for transfer to the account. Appropriations from the account do not cancel and are available until expended.

Sec. 5. Laws 2017, chapter 89, article 1, section 2, subdivision 20, is amended to read:

Subd. 20. <b>Spinal Cord Injury and Traumatic Brain Injury Research Grant Program</b>	3,000,000	3,000,000
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~~For spinal cord injury and traumatic brain injury research grants authorized under Minnesota Statutes, section 136A.901.~~

For transfer to the spinal cord and traumatic brain injury grant account in the special revenue fund under Minnesota Statutes, section 136A.901, subdivision 1.

The commissioner may use no more than three percent of ~~this appropriation~~ the amount transferred under this subdivision to administer the grant program ~~under this subdivision.~~"

Page 2, line 19, strike "this appropriation" and insert "the amount transferred under this subdivision"

Page 2, line 20, strike "under this subdivision"

Page 3, delete section 8

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

### CALL OF THE SENATE

Senator Lang imposed a call of the Senate for the balance of today's proceedings. The Sergeant at Arms was instructed to bring in the absent members.

Senator Fischbach moved to amend S.F. No. 3062 as follows:

Page 3, after line 11, insert:

"Sec. 8. **LABOR AGREEMENTS.**

Subdivision 1. **Minnesota State College Faculty.** The labor agreement between the state of Minnesota and the Minnesota State College Faculty, submitted to the Legislative Coordinating Commission Subcommittee on Employee Relations on April 20, 2018, is ratified.

Subd. 2. **Minnesota State University Association of Administrative and Service Faculty.** The labor agreement between the state of Minnesota and the Minnesota State University Association

of Administrative and Service Faculty, submitted to the Legislative Coordinating Commission Subcommittee on Employee Relations on April 20, 2018, is ratified.

**EFFECTIVE DATE.** This section is effective June 30, 2018."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 3062 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

### **SPECIAL ORDER**

**H.F. No. 3196:** A bill for an act relating to health insurance; establishing a step therapy protocol and override for prescription drug coverage; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Senator Utke moved that the amendment made to H.F. No. 3196 by the Committee on Rules and Administration in the report adopted May 9, 2018, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 3196 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 0, as follows:

Those who voted in the affirmative were:

Abeler	Carlson	Cwodzinski	Eaton	Franzen
Anderson, B.	Champion	Dibble	Eichorn	Frentz
Bakk	Clausen	Draheim	Eken	Gazelka
Bigham	Cohen	Dziedzic	Fischbach	Goggin

Hall	Jensen	Lourey	Rest	Weber
Hawj	Kent	Marty	Ruud	Westrom
Hayden	Klein	Mathews	Senjem	Wiger
Hoffman	Koran	Miller	Simonson	Wiklund
Housley	Laine	Newton	Sparks	
Ingebrigtsen	Lang	Osmek	Tomassoni	
Isaacson	Latz	Pappas	Torres Ray	
Jasinski	Little	Relph	Utke	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 3819:** A bill for an act relating to local government; discontinuing Ramsey Soil and Water Conservation District; transferring duties; proposing coding for new law in Minnesota Statutes, chapter 383A.

Senator Laine moved that the amendment made to H.F. No. 3819 by the Committee on Rules and Administration in the report adopted May 10, 2018, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 3819 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 39 and nays 20, as follows:

Those who voted in the affirmative were:

Abeler	Cohen	Frentz	Klein	Pappas
Anderson, B.	Cwodzinski	Hall	Koran	Relph
Anderson, P.	Dibble	Hawj	Laine	Rest
Bakk	Draheim	Hoffman	Latz	Ruud
Bigham	Dziedzic	Housley	Little	Simonson
Carlson	Eaton	Isaacson	Lourey	Torres Ray
Champion	Fischbach	Jensen	Marty	Weber
Clausen	Franzen	Kent	Newton	

Those who voted in the negative were:

Eichorn	Hayden	Lang	Newman	Tomassoni
Eken	Ingebrigtsen	Limmer	Osmek	Utke
Gazelka	Jasinski	Mathews	Senjem	Westrom
Goggin	Johnson	Miller	Sparks	Wiger

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 2835:** A bill for an act relating to transportation; appropriating money for certain reimbursements to deputy registrars.

Senator Klein moved to amend H.F. No. 2835, the unofficial engrossment, as follows:

Page 1, line 6, delete "special revenue" and insert "general"

Page 1, line 8, delete everything after the period

Page 1, line 9, delete everything before "This"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 33, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Little	Sparks
Bigham	Dziedzic	Hoffman	Lourey	Tomassoni
Carlson	Eaton	Isaacson	Marty	Torres Ray
Champion	Eken	Kent	Newton	Wiger
Clausen	Franzen	Klein	Pappas	Wiklund
Cohen	Frentz	Laine	Rest	
Cwodzinski	Hawj	Latz	Simonson	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Ruud
Anderson, B.	Fischbach	Jensen	Miller	Senjem
Anderson, P.	Gazelka	Johnson	Newman	Utke
Benson	Goggin	Kiffmeyer	Osmek	Weber
Chamberlain	Hall	Koran	Pratt	Westrom
Dahms	Housley	Lang	Relph	
Draheim	Ingebrigtsen	Limmer	Rosen	

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

H.F. No. 2835 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 46 and nays 20, as follows:

Those who voted in the affirmative were:

Abeler	Fischbach	Jensen	Miller	Sparks
Anderson, B.	Frentz	Johnson	Newman	Tomassoni
Anderson, P.	Gazelka	Kiffmeyer	Newton	Utke
Benson	Goggin	Klein	Osmek	Weber
Chamberlain	Hall	Koran	Pratt	Westrom
Clausen	Hoffman	Lang	Relph	Wiger
Dahms	Housley	Limmer	Rosen	
Draheim	Ingebrigtsen	Little	Ruud	
Eichorn	Isaacson	Lourey	Senjem	
Eken	Jasinski	Mathews	Simonson	

Those who voted in the negative were:

Bakk	Cohen	Eaton	Kent	Pappas
Bigham	Cwodzinski	Franzen	Laine	Rest
Carlson	Dibble	Hawj	Latz	Torres Ray
Champion	Dziedzic	Hayden	Marty	Wiklund

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

**S.F. No. 3297:** A bill for an act relating to local government; authorizing the city of St. Paul to use a design-build process for a public works project.

Senator Relph moved to amend S.F. No. 3297 as follows:

Page 1, line 9, after the period, insert "The city or board must consider at least three proposals when awarding a design-build contract under this section."

The motion prevailed. So the amendment was adopted.

S.F. No. 3297 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	Draheim	Housley	Little	Senjem
Anderson, B.	Dziedzic	Ingebrigtsen	Lourey	Simonson
Anderson, P.	Eaton	Isaacson	Marty	Sparks
Bakk	Eichorn	Jasinski	Mathews	Tomassoni
Benson	Eken	Jensen	Miller	Torres Ray
Bigham	Fischbach	Johnson	Newman	Utke
Carlson	Franzen	Kent	Newton	Weber
Chamberlain	Frentz	Kiffmeyer	Osmek	Westrom
Champion	Gazelka	Klein	Pappas	Wiger
Clausen	Goggin	Koran	Pratt	Wiklund
Cohen	Hall	Laine	Relph	
Cwodzinski	Hawj	Lang	Rest	
Dahms	Hayden	Latz	Rosen	
Dibble	Hoffman	Limmer	Ruud	

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

**MOTIONS AND RESOLUTIONS - CONTINUED**

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

**MESSAGES FROM THE HOUSE**

Madam President:

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

**S.F. No. 2809:** A bill for an act relating to the Metropolitan Council; modifying governance of the Metropolitan Council; eliminating the Transportation Advisory Board; amending Minnesota Statutes 2016, sections 3.8841, subdivision 9; 473.123; 473.146, subdivisions 3, 4; Minnesota



Statutes 2017 Supplement, section 15A.0815, subdivision 3; repealing Laws 1994, chapter 628, article 1, section 8.

Senate File No. 2809 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 15, 2018

Senator Pratt moved that the Senate do not concur in the amendments by the House to S.F. No. 2809, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

### **RECESS**

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

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

### **APPOINTMENTS**

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

H.F. No. 3763: Senators Eichorn, Ruud, and Tomassoni.

S.F. No. 2809: Senators Pratt, Newton, and Jensen.

S.F. No. 2578: Senators Anderson, P; Limmer; and Latz.

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

### **RECESS**

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

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

### **MOTIONS AND RESOLUTIONS - CONTINUED**

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

**MESSAGES FROM THE HOUSE**

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 3232:

**H.F. No. 3232:** A bill for an act relating to energy; modifying the solar energy incentive program; amending Minnesota Statutes 2017 Supplement, sections 116C.7792; 216B.1691, subdivision 2f.

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

O'Neill, West and Bahr, C., have been appointed as such committee on the part of the House.

House File No. 3232 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 15, 2018

Senator Osmek moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 3232, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 3873.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 15, 2018

**FIRST READING OF HOUSE BILLS**

The following bill was read the first time.

**H.F. No. 3873:** A bill for an act relating to workers' compensation; adopting recommendations of the Workers' Compensation Advisory Council; modifying workers' compensation provisions; modifying hospital outpatient fee schedules; modifying billing, payment, and dispute resolution; defining ambulatory surgical center payments; modifying covered benefits; amending Minnesota Statutes 2016, sections 175A.05; 176.011, subdivision 15; 176.101, subdivisions 2, 2a, 4; 176.102, subdivision 11; 176.136, subdivision 1b; 176.231, subdivision 9; 176.83, subdivision 5; Minnesota Statutes 2017 Supplement, section 15A.083, subdivision 7; Laws 2017, chapter 94, article 1, section 6; proposing coding for new law in Minnesota Statutes, chapter 176.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3420, now on General Orders.

### **MEMBERS EXCUSED**

Senator Nelson was excused from the Session of today. Senator Bakk was excused from the Session of today from 12:45 to 1:00 p.m. Senator Isaacson was excused from the Session of today from 12:45 to 1:10 p.m. Senator Wiklund was excused from the Session of today from 1:15 to 1:45 p.m.

### **ADJOURNMENT**

Senator Gazelka moved that the Senate do now adjourn until 10:00 a.m., Wednesday, May 16, 2018. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

