

STATE OF MINNESOTA

# Journal of the Senate

NINETY-FIRST LEGISLATURE

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FIFTY-SIXTH DAY

St. Paul, Minnesota, Friday, May 17, 2019

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, Rev. David Maghakian.

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

## MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 278, and repassed said bill in accordance with the report of the Committee, so adopted.

**S.F. No. 278:** A bill for an act relating to health care; creating licensure and regulations for pharmacy benefit managers; appropriating money; amending Minnesota Statutes 2018, section 151.21, subdivision 7, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 62W; repealing Minnesota Statutes 2018, sections 151.214, subdivision 2; 151.60; 151.61; 151.62; 151.63; 151.64; 151.65; 151.66; 151.67; 151.68; 151.69; 151.70; 151.71.

Senate File No. 278 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 16, 2019

### INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

#### **Senators Senjem, Pappas, and Cohen introduced--**

**S.F. No. 2899:** A bill for an act relating to capital investment; appropriating money for the History Theatre; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

#### **Senators Abeler and Hoffman introduced--**

**S.F. No. 2900:** A bill for an act relating to health occupations; modifying respiratory care practitioner requirements; amending Minnesota Statutes 2018, sections 147.012, as amended; 147C.01, subdivisions 2, 10; 147C.05; 147C.10, subdivisions 1a, 2; 147C.15, subdivisions 1, 2, 7, as amended; 147C.35; 256B.0659, subdivision 27.

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

#### **Senators Simonson, Marty, Eaton, and Dibble introduced--**

**S.F. No. 2901:** A bill for an act relating to health; requiring hospitals to provide registered nurse staffing at levels consistent with nationally accepted standards; requiring reporting of staffing levels; prohibiting retaliation; imposing civil penalties; appropriating money; amending Minnesota Statutes 2018, sections 144.7055; 148.264, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 144.

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

#### **Senators Relph, Klein, and Utke introduced--**

**S.F. No. 2902:** A bill for an act relating to civil commitment; modifying provisions governing civil commitment; establishing engagement services pilot project; appropriating money; amending Minnesota Statutes 2018, sections 253B.02, subdivisions 4b, 7, 8, 9, 10, 12a, 13, 16, 17, 18, 19, 21, 22, 23, by adding subdivisions; 253B.03, subdivisions 1, 2, 3, 4a, 5, 6, 6b, 6d, 7, 10; 253B.04, subdivisions 1, 1a, 2; 253B.045, subdivisions 2, 3, 5, 6; 253B.06, subdivisions 1, 2, 3; 253B.07,

subdivisions 1, 2, 2b, 2d, 3, 4, 5, 7; 253B.08, subdivisions 1, 2a, 5, 5a; 253B.09, subdivisions 1, 2, 3a, 5; 253B.092; 253B.0921; 253B.095, subdivision 3; 253B.097, subdivisions 1, 2, 3, 6; 253B.10; 253B.12, subdivisions 1, 2, 3, 4, 7; 253B.13, subdivision 1; 253B.14; 253B.141; 253B.15, subdivisions 1, 1a, 2, 3, 3a, 3b, 3c, 5, 7, 9, 10, by adding a subdivision; 253B.16; 253B.17; 253B.18, subdivisions 1, 2, 3, 4a, 4b, 4c, 5, 5a, 6, 7, 8, 10, 11, 12, 14, 15; 253B.19, subdivision 2; 253B.20, subdivisions 1, 2, 3, 4, 6; 253B.21, subdivisions 1, 2, 3; 253B.212, subdivisions 1, 1a, 1b, 2; 253B.22, subdivisions 1, 2, 3, 4; 253B.23, subdivisions 1, 1b, 2; 253B.24; 253D.02, subdivision 6; 253D.07, subdivision 2; 253D.10, subdivision 2; 253D.21; 253D.28, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 253B; repealing Minnesota Statutes 2018, sections 253B.02, subdivision 6; 253B.05, subdivisions 1, 2, 2b, 3, 4; 253B.064; 253B.065; 253B.066; 253B.09, subdivision 3; 253B.15, subdivision 11; 253B.20, subdivision 7.

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

**Senator Latz introduced--**

**S.F. No. 2903:** A bill for an act relating to legislative enactments; providing for the expiration of policy provisions in appropriation bills; amending Minnesota Statutes 2018, section 16A.28, subdivision 3.

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

**Senators Marty, Abeler, Carlson, Newton, and Cwodzinski introduced--**

**S.F. No. 2904:** A bill for an act relating to education finance; increasing funding and modifying provisions for gifted and talented programs; amending Minnesota Statutes 2018, sections 120B.11, subdivision 5; 120B.15; 120B.20; 126C.10, subdivision 2b; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on E-12 Finance and Policy.

**Senator Klein introduced--**

**S.F. No. 2905:** A bill for an act relating to health; allowing transfer of personal identifiers in the cancer reporting system under certain circumstances; amending Minnesota Statutes 2018, section 144.69; proposing coding for new law in Minnesota Statutes, chapter 144.

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

**Senator Franzen introduced--**

**S.F. No. 2906:** A bill for an act relating to crime; enacting the Uniform Criminal Records Accuracy Act proposed for adoption by the National Conference of Commissioners on Uniform State Laws; proposing coding for new law as Minnesota Statutes, chapter 609C.

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

**Senator Senjem introduced--**

**S.F. No. 2907:** A bill for an act relating to aeronautics; regulating certain towers; imposing a fee; establishing a penalty; proposing coding for new law in Minnesota Statutes, chapters 216F; 360.

Referred to the Committee on Energy and Utilities Finance and Policy.

**Senator Relph introduced--**

**S.F. No. 2908:** A bill for an act relating to real property; making technical and clarifying changes to various title provisions; amending Minnesota Statutes 2018, sections 462.352, subdivision 12; 508.08, subdivision 2; 508.11; 508.13; 508A.06; 508A.10; 508A.11, subdivisions 2, 3; 508A.13, subdivision 1.

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

**Senators Simonson, Cohen, and Eken introduced--**

**S.F. No. 2909:** A bill for an act relating to public safety; establishing a temporary subcommittee of the Minnesota Recovers Task Force; requiring reports; appropriating money.

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

**MOTIONS AND RESOLUTIONS**

Senator Limmer moved that the name of Senator Latz be added as a co-author to S.F. No. 2883. The motion prevailed.

Senator Dziejdzic moved that the name of Senator Wiger be added as a co-author to S.F. No. 2891. The motion prevailed.

**Senator Isaacson introduced --**

**Senate Resolution No. 111:** A Senate resolution honoring the memory of Julie Campbell of the Office of the Revisor of Statutes.

Referred to the Committee on Rules and Administration.

**Senators Clausen, Bakk, Housley, Dziejdzic, and Cohen introduced --**

**Senate Resolution No. 112:** A Senate resolution commending John Kaul for 48 years of service at the Minnesota State Capitol.

Referred to the Committee on Rules and Administration.

**Senator Westrom introduced --**

**Senate Resolution No. 113:** A Senate resolution congratulating Micah Andrew Aanerud of Donnelly, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

**Senator Sparks introduced --**

**Senate Resolution No. 114:** A Senate resolution honoring the Nation of Patriots.

Referred to the Committee on Rules and Administration.

Senator Gazelka moved that H.F. No. 359 be taken from the table and given a second reading. The motion prevailed.

**H.F. No. 359:** A bill for an act relating to health; prohibiting the use of certain flame-retardant chemicals in certain products; allowing certain exemptions; amending Minnesota Statutes 2018, section 325F.071; proposing coding for new law in Minnesota Statutes, chapter 325F.

H.F. No. 359 was read the second time.

Senator Gazelka moved that H.F. No. 359 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 Benson imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

**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**

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 328 and 1100.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 17, 2019

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 148, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 148 is herewith transmitted to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 17, 2019

**CONFERENCE COMMITTEE REPORT ON H. F. No. 148**

A bill for an act relating to health; permitting a community emergency medical technician to be a member of a basic life support ambulance service; modifying an occupational title of certain emergency medical technicians; amending Minnesota Statutes 2018, sections 144E.001, subdivision 5h; 144E.275, subdivision 7; 256B.0625, subdivision 60a.

May 16, 2019

The Honorable Melissa Hortman  
Speaker of the House of Representatives

The Honorable Jeremy R. Miller  
President of the Senate

We, the undersigned conferees for H. F. No. 148 report that we have agreed upon the items in dispute and recommend as follows:

That the House concur in the Senate amendment.

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

House Conferees: John Huot, Mike Freiberg, Jeff Backer

Senate Conferees: Julie A. Rosen, Rich Draheim, Karla Bigham

Senator Rosen moved that the foregoing recommendations and Conference Committee Report on H.F. No. 148 be now adopted, and that the bill be repassed as amended by the Conference

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

H.F. No. 148 was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

## MOTIONS AND RESOLUTIONS - CONTINUED

### SPECIAL ORDERS

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

S.F. No. 1229, H.F. No. 873, and S.F. No. 1263.

### SPECIAL ORDER

**S.F. No. 1229:** A bill for an act relating to insurance; requiring parity between mental health benefits and other medical benefits; requiring accountability from the commissioners of health and commerce; amending Minnesota Statutes 2018, sections 62Q.01, by adding a subdivision; 62Q.47.

S.F. No. 1229 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

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

Those who voted in the affirmative were:

Abeler	Bakk	Carlson	Clausen	Dahms
Anderson, B.	Benson	Chamberlain	Cohen	Dibble
Anderson, P.	Bigham	Champion	Cwodzinski	Draheim

Dziedzic	Hoffman	Klein	Nelson	Simonson
Eaton	Housley	Koran	Newman	Sparks
Eichorn	Howe	Laine	Newton	Tomassoni
Eken	Ingebrigtsen	Lang	Pappas	Torres Ray
Franzen	Isaacson	Latz	Rarick	Utke
Frentz	Jasinski	Limmer	Relph	Weber
Gazelka	Jensen	Little	Rest	Westrom
Goggin	Johnson	Marty	Rosen	Wiger
Hall	Kent	Mathews	Ruud	Wiklund
Hawj	Kiffmeyer	Miller	Senjem	

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**H.F. No. 873:** A bill for an act relating to local government; eliminating crime of unauthorized use of the name and mark "portorama"; repealing Minnesota Statutes 2018, sections 333.50; 333.51; 333.52.

H.F. No. 873 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

**S.F. No. 1263:** A bill for an act relating to privacy; delaying expiration of the legislative commission on data practices; expanding rideshare data classification to include all government entities; providing unredacted information to the parties in a closed case under certain circumstances; enabling reporting of information related to use of electronic device location tracking warrants; requiring a government entity to obtain a search warrant before accessing electronic communication information; restricting the sharing of location information on ignition interlock devices in certain circumstances; regulating the use of unmanned aerial vehicles by law enforcement agencies; amending Minnesota Statutes 2018, sections 3.8843, subdivision 7; 13.201; 13.72, subdivision 19; 171.306, subdivision 2; 363A.35, subdivision 3; 465.719, subdivision 14; 626A.08, subdivision 2; 626A.26, subdivision 3; 626A.27, subdivision 2; 626A.28, subdivisions 3, 4, 5; 626A.31, subdivision 1;



626A.37, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 626; repealing Minnesota Statutes 2018, sections 13.72, subdivision 9; 626A.28, subdivisions 1, 2; 626A.29; 626A.30.

Senator Howe moved to amend S.F. No. 1263 as follows:

Page 5, line 13, delete "access" and insert "require disclosure of"

Page 5, line 15, delete "access" and insert "request disclosure of"

The motion prevailed. So the amendment was adopted.

S.F. No. 1263 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

## RECESS

Senator Benson 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.

## MEMBERS EXCUSED

Senator Pratt was excused from the Session of today. Senators Abeler, Jensen, and Limmer were excused from the Session of today from 3:25 to 3:35 p.m. Senator Osmek was excused from the Session of today from 3:25 to 3:50 p.m. Senator Hayden was excused from the Session of today from 3:25 to 4:00 p.m. Senator Gazelka was excused from the Session of today from 3:40 to 4:00 p.m. Senator Westrom was excused from the Session of today from 3:45 to 4:00 p.m.

**ADJOURNMENT**

Senator Rosen moved that the Senate do now adjourn until 10:00 a.m., Saturday, May 18, 2019.  
The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

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