

STATE OF MINNESOTA

Journal of the Senate

NINETY-FIRST LEGISLATURE

FIFTY-EIGHTH DAY

St. Paul, Minnesota, Sunday, May 19, 2019

The Senate met at 3:00 p.m. and was called to order by the President.

CALL OF THE SENATE

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

Prayer was offered by Senator Andrew Mathews.

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

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 the adoption by the House of the following House Concurrent Resolution, herewith transmitted: House Concurrent Resolution No. 2.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 18, 2019

House Concurrent Resolution No. 2: A House concurrent resolution relating to adjournment of the House of Representatives and Senate until 2020.

BE IT RESOLVED, by the House of Representatives of the State of Minnesota, the Senate concurring:

1. Upon adjournment on May 20, 2019, the House of Representatives may set its next day of meeting for Tuesday, February 11, 2020, at 12:00 noon and the Senate may set its next day of meeting for Tuesday, February 11, 2020, at 12:00 noon.

2. By the adoption of this resolution, each house consents to adjournment of the other house for more than three days.

Senator Gazelka moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Johnson introduced--

S.F. No. 2914: A bill for an act relating to civil law; modifying certain transfer to minors provisions; amending Minnesota Statutes 2018, sections 527.32; 527.33; 527.40; 527.42.

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

Senators Nelson and Senjem introduced--

S.F. No. 2915: A bill for an act relating to capital investment; appropriating money for a youth shelter in Rochester Township; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Champion introduced--

S.F. No. 2916: A bill for an act relating to capital investment; appropriating money for Phase 2 of Water Works Park in Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Senjem introduced--

S.F. No. 2917: A bill for an act relating to capital investment; appropriating money for the Rural Finance Authority; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

MOTIONS AND RESOLUTIONS

Senator Nelson moved that the name of Senator Limmer be added as a co-author to S.F. No. 495. The motion prevailed.

Senator Hayden moved that the name of Senator Dziejczak be added as a co-author to S.F. No. 2689. The motion prevailed.

Senator Hayden moved that the name of Senator Dziejczak be added as a co-author to S.F. No. 2877. The motion prevailed.

Senator Dibble moved that the name of Senator Dziejczak be added as a co-author to S.F. No. 2910. The motion prevailed.

Senator Gazelka moved that H.F. No. 2311 be taken from the table and given a second reading. The motion prevailed.

H.F. No. 2311: A bill for an act relating to workers' compensation; adopting recommendations from the Workers' Compensation Advisory Council; authorizing the implementation of the workers' compensation Claims Access and Management Platform User System (CAMPUS); amending Minnesota Statutes 2018, sections 176.011, by adding subdivisions; 176.1812, subdivision 2; 176.231; 176.253; 176.2611, subdivisions 2, 5, 6; 176.275; 176.281; 176.285; 176.312; proposing coding for new law in Minnesota Statutes, chapter 176.

H.F. No. 2311 was read the second time.

Senator Gazelka moved that H.F. No. 2311 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**CONFIRMATION**

Senator Limmer moved that the appointment of notaries public, received May 15, 2019, be taken from the table. The motion prevailed.

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

The motion prevailed. So the appointments were confirmed.

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:

H.F. Nos. 2097, 637, S.F. No. 111, H.F. Nos. 1065, and 1960.

SPECIAL ORDER

H.F. No. 2097: A bill for an act relating to local government; modifying Hennepin County library director qualifications; amending Minnesota Statutes 2018, section 383B.241.

Senator Anderson, P. moved that the amendment made to H.F. No. 2097 by the Committee on Rules and Administration in the report adopted May 15, 2019, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 2097 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 57 and nays 9, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Abeler	Carlson	Eaton	Newton	Wiger
Bakk	Clausen	Klein	Pratt	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 637: A bill for an act relating to health; modifying temporary license suspensions and background checks for certain health-related professions; amending Minnesota Statutes 2018,

sections 214.075, subdivisions 1, 4, 5, 6; 214.077; 214.10, subdivision 8; repealing Minnesota Statutes 2018, section 214.075, subdivision 8.

Senator Johnson moved that the amendment made to H.F. No. 637 by the Committee on Rules and Administration in the report adopted April 11, 2019, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 637 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 111: A bill for an act relating to public safety; requiring written justification for court-imposed stays of adjudication for sex offenses; eliminating the exclusion from fifth degree criminal sexual conduct for nonconsensual, intentional touching of another person's clothed buttock; requiring law enforcement agencies to adopt policies for sexual assaults; allowing sexual assault crimes to be reported to any law enforcement agency; amending various provisions related to predatory offender registration; requiring law enforcement to notify public when predatory offender is no longer found in area; amending Minnesota Statutes 2018, sections 171.07, subdivision 1a; 243.166, subdivisions 1a, 1b, 2, 4, 4a, 4b, 4c, 5, 7; 244.052, subdivision 4; 299C.093; 609.095; 609.3451, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 609; 626.

S.F. No. 111 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1065: A bill for an act relating to legislative enactments; making miscellaneous technical corrections to laws and statutes; correcting erroneous, obsolete, and omitted text and references; removing redundant, conflicting, and superseded provisions; amending Minnesota Statutes 2018, sections 5.001, subdivision 1a; 10A.022, subdivision 3b; 10A.08, subdivision 3; 10A.173; 10A.177; 13.7191, subdivision 19; 13.7905, by adding a subdivision; 15B.36, subdivision 8; 16A.28, subdivision 3; 16D.11, subdivision 3; 16E.03, subdivisions 9, 10; 28A.08, subdivision 3; 28A.151, subdivision 5; 47.58, subdivision 7; 60A.11, subdivision 10; 62D.02, subdivision 12; 79.251, subdivision 2a; 84D.11, subdivision 1; 84D.14; 97A.055, subdivision 2; 97B.621, subdivision 2; 97C.505, subdivision 2; 103B.201; 103B.255, subdivision 3; 103C.321, subdivision 2; 103C.625; 103D.641; 103E.202, subdivision 2; 103H.151, subdivision 4; 122A.31, subdivision 2; 123B.42, subdivision 3; 126C.48, subdivision 8; 127A.49, subdivisions 2, 3; 136A.1276, subdivision 1; 144.441, subdivision 1; 144.55, subdivision 2; 144A.04, subdivision 7; 144A.073, subdivision 1; 145.365, subdivision 4; 146A.09, subdivision 7; 146B.02, subdivision 8; 147.111, subdivision 10; 147E.01, subdivision 3; 148.6402, subdivisions 14, 16; 148.6420, subdivision 1; 148.6443, subdivision 2; 148.6448, subdivision 1; 148.7802, subdivision 3; 148F.11, subdivision 1; 150A.25, subdivision 1; 151.21, subdivision 8; 155A.30, subdivision 12; 168.33, subdivision 8a; 169.81, subdivision 3; 169.86, subdivision 5; 171.05, subdivision 2a; 176.102, subdivision 2; 214.072; 214.073; 245A.065; 245A.07, subdivision 3; 245A.22, subdivision 4; 245D.22, subdivision 2; 252A.01, subdivision 1; 253D.27, subdivision 3; 254B.04, subdivision 1; 254B.05, subdivision 5; 254B.13, subdivision 2a; 256B.0659, subdivision 11; 256B.0755, subdivision 4; 256B.15, subdivision 1k; 256B.49, subdivision 26; 256B.4914, subdivisions 3, 5, 6, 7, 8, 9; 256D.051, subdivision 6b; 256I.01; 256J.95, subdivision 17; 256N.02, subdivision 10; 256N.23, subdivision 11; 256N.26, subdivisions 4, 8, 9; 260.011, subdivision 1; 260B.198, subdivision 1; 260C.139, subdivisions 1, 3; 270B.12, subdivision 7; 289A.18, subdivision 2a; 290.06, subdivision 2h; 290.0674, subdivision 1; 290.0677, subdivision 1; 290.0684, subdivision 1; 290A.03, subdivisions 8, 12; 290A.19; 297A.68, subdivision 9; 297F.08, subdivision 8; 298.296, subdivision 2; 299L.09, subdivision 1; 309.515, subdivision 1; 319B.02, subdivision 3; 321.1116, subdivision 2; 326B.986, subdivision 8; 349.12, subdivision 25; 352.22, subdivision 8; 352D.02, subdivision 3; 352D.04, subdivision 2; 353.37; 353.6511, subdivision 7; 353.6512, subdivision 7; 353G.01, subdivision 8b; 354.46, subdivision 6; 354.50, subdivision 4; 354A.35, subdivision 2; 354B.20, subdivision 10; 356.65, subdivision 2; 360.0752, subdivision 5; 383D.41, subdivision 11; 473.4052, subdivision 2; 473.517, subdivision 3; 475.55, subdivision 7; 501C.0105; 576.25, subdivision 5; 604A.11, subdivision 1; 626.556, subdivisions 2, 3e; 626.557, subdivision 4; repealing Minnesota Statutes 2018, sections 13.411, subdivision 2; 116J.8737, subdivision 10; 127A.05, subdivision 6; 148.6402, subdivisions 11, 12,

17, 24, 26; 148E.0555; 148E.0556; 148E.0557; 161.36, subdivision 7; 174.37; 609B.105; Laws 2018, chapter 211, article 11, section 16; Minnesota Rules, part 2782.0100.

Senator Latz moved that the amendment made to H.F. No. 1065 by the Committee on Rules and Administration in the report adopted May 16, 2019, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 1065 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 1960: A bill for an act relating to commerce; making technical changes to various provisions administered by the Department of Commerce; amending Minnesota Statutes 2018, sections 45A.01, subdivision 7; 58A.03, subdivision 2; 72B.03, subdivision 2; 80A.84; 82B.195, subdivision 2; 115C.11; 332.37; 332A.07, subdivision 1; 332B.04, by adding a subdivision.

Senator Utke moved to amend H.F. No. 1960, as amended pursuant to Rule 45, adopted by the Senate April 11, 2019, as follows:

(The text of the amended House File is identical to S.F. No. 2310.)

Page 10, line 7, delete "collect or attempt" and insert "commence legal action"

The motion prevailed. So the amendment was adopted.

Senator Dahms moved to amend H.F. No. 1960, as amended pursuant to Rule 45, adopted by the Senate April 11, 2019, as follows:

(The text of the amended House File is identical to S.F. No. 2310.)

Page 10, after line 17, insert:

"Sec. 10. Minnesota Statutes 2018, section 340A.410, subdivision 10, is amended to read:

Subd. 10. **Temporary licenses; restrictions.** (a) A municipality may not issue more than three four-day, four three-day, six two-day, or 12 one-day temporary licenses, in any combination not to exceed 12 days per year, under section 340A.404, subdivision 10, for the sale of alcoholic beverages to any one organization or registered political committee, or for any one location, within a 12-month period.

(b) A municipality may not issue more than one temporary license under section 340A.404, subdivision 10, for the sale of alcoholic beverages to any one organization or registered political committee, or for any one location, within any 30-day period unless the licenses are issued in connection with an event officially designated a community festival by the municipality.

This restriction does not apply to a municipality with a population of ~~5,000~~ 10,000 or fewer people.

(c) A municipality that issues separate temporary wine and liquor licenses may separately apply the limitations contained in paragraphs (a) and (b) to the issuance of such licenses to any one organization or registered political committee, or for any one location.

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

Sec. 11. Minnesota Statutes 2018, section 340A.5041, is amended to read:

340A.5041 AIRPORT COMMISSION; EXTENDED HOURS.

Notwithstanding any law, rule, or ordinance to the contrary, the Metropolitan Airports Commission may ~~allow extended hours of sale~~ set the hours of sale at on-sale locations within the security areas of the Lindbergh and Humphrey Terminals. ~~Extended hours are allowed for sales during the hours between 6:00 a.m. and 2:00 a.m. Monday through Sunday.~~

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

Sec. 12. Minnesota Statutes 2018, section 340A.602, is amended to read:

340A.602 CONTINUATION.

In any city in which the report of the operations of a municipal liquor store has shown a net loss prior to interfund transfer and without regard to costs related to pension obligations of store employees, as required by Statement 68 of the Governmental Accounting Standards Board, in any two of three consecutive years, the city council shall, not more than 45 days prior to the end of the fiscal year following the three-year period, hold a public hearing on the question of whether the city shall continue to operate a municipal liquor store. Two weeks' notice, written in clear and easily understandable language, of the hearing must be printed in the city's official newspaper. Following the hearing the city council may on its own motion or shall upon petition of five percent or more of the registered voters of the city, submit to the voters at a general or special municipal election the question of whether the city shall continue or discontinue municipal liquor store operations by a date which the city council shall designate. The date designated by the city council must not be more

than 30 months following the date of the election. The form of the question shall be: "Shall the city of (name) discontinue operating the municipal liquor store on (Month xx, 2xxx)?"

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

Sec. 13. Laws 1999, chapter 202, section 13, as amended by Laws 2013, chapter 42, section 8, and Laws 2017, First Special Session chapter 4, article 5, section 10, is amended to read:

Sec. 13. CITY OF ST. PAUL; LICENSES AUTHORIZED.

(a) The city of St. Paul may issue temporary intoxicating liquor licenses under Minnesota Statutes, section 340A.404, subdivision 10, to Macalester college for the Macalester Scottish fair, Springfest, and for the annual alumni reunion weekend without regard to the limitation in Minnesota Statutes, section 340A.410, subdivision 10, paragraph (b).

(b) Notwithstanding Minnesota Statutes, section 340A.412, subdivision 4, the city of St. Paul may issue a temporary on-sale intoxicating liquor license to Twin Cities in Motion, or its successor organization, if any. The license may authorize the sale of intoxicating liquor on the grounds of the state capitol on both days of the ~~day~~ weekend of the Twin Cities Marathon. Any malt liquor and 3.2 percent malt liquor sold must be produced by a Minnesota brewery. All provisions of Minnesota Statutes, section 340A.404, subdivision 10, not inconsistent with this section, apply to the license authorized by this section.

EFFECTIVE DATE. This section is effective upon approval by the St. Paul City Council and compliance with Minnesota Statutes, section 645.021.

Sec. 14. CITY OF AUSTIN; ON-SALE LICENSE.

Notwithstanding any law or ordinance to the contrary, in addition to the number of licenses authorized, the city of Austin may issue an on-sale wine license and an on-sale malt liquor license to a person who is the owner of a junior hockey league team or to a person holding a concessions or management contract with the city or the team owner, for beverage sales at the Riverside Arena. The licenses must authorize the dispensing of wine or malt liquor only to persons attending events at the arena for consumption on the premises. A license issued under this section authorizes sales on all days of the week to persons attending junior hockey league games at the arena.

EFFECTIVE DATE. This section is effective upon approval by the Austin city council and compliance with Minnesota Statutes, section 645.021.

Sec. 15. CITY OF ROCHESTER; ON-SALE LICENSE.

Notwithstanding any law or ordinance to the contrary, in addition to the number of licenses authorized, the city of Rochester may issue an on-sale wine license and an on-sale malt liquor license to a person who is the owner of a junior hockey league team or to a person holding a concessions or management contract with the city or the team owner, for beverage sales at the Rochester Recreation Center. The licenses must authorize the dispensing of wine or malt liquor only to persons attending events at the arena for consumption on the premises. A license issued under this section authorizes sales on all days of the week to persons attending junior hockey league games at the arena.

EFFECTIVE DATE. This section is effective upon approval by the Rochester city council and compliance with Minnesota Statutes, section 645.021.

Sec. 16. **ROSEVILLE; GOLF COURSE LIQUOR LICENSE.**

Notwithstanding any law or ordinance to the contrary, the city of Roseville may issue an on-sale intoxicating liquor license for the Roseville Cedarholm Golf Course that is located at 2323 Hamline Avenue North and is owned by the city. The provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the license issued under this section. The city of Roseville is deemed the licensee under this section, and the provisions of Minnesota Statutes, sections 340A.603 and 340A.604, apply to the license as if the establishment were a municipal liquor store.

EFFECTIVE DATE. This section is effective upon approval by the Roseville city council and compliance with Minnesota Statutes, section 645.021.

Sec. 17. **SPECIAL LICENSE; CITY OF PEMBERTON.**

The city of Pemberton may issue an on-sale intoxicating liquor license, an on-sale wine license, or an on-sale malt liquor license for the city-owned facility known as the Pemberton Community Center, notwithstanding any law, local ordinance, or charter provision. The license issued under this section authorizes sales on all days of the week to persons attending events at the Pemberton Community Center. The provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the license issued under this section. The city of Pemberton is deemed the licensee under this section, and the provisions of Minnesota Statutes, sections 340A.603 and 340A.604, apply to the license as if the facility was a municipal liquor store.

EFFECTIVE DATE. This section is effective upon approval by the Pemberton city council and compliance with Minnesota Statutes, section 645.021.

Sec. 18. **SPECIAL LICENSE; CITY OF PIERZ.**

The city of Pierz may issue an on-sale intoxicating liquor license, an on-sale wine license, or an on-sale malt liquor license for the city-owned Pierz Golf Course, notwithstanding any law, local ordinance, or charter provision. The provisions of Minnesota Statutes, chapter 340A, not inconsistent with this section, apply to the license issued under this section. The city of Pierz is deemed the licensee under this section, and the provisions of Minnesota Statutes, sections 340A.603 and 340A.604, apply to the license as if the facility was a municipal liquor store.

EFFECTIVE DATE. This section is effective upon approval by the Pierz City Council and compliance with Minnesota Statutes, section 645.021.

Sec. 19. **TEMPORARY LICENSE; ALEXANDRIA.**

The city of Alexandria may issue temporary licenses pursuant to law to the Minnesota Lakes Maritime Society, doing business as the Legacy of the Lakes Museum, without regard to the restriction set forth in Minnesota Statutes, section 340A.410, subdivision 10, paragraph (b).

EFFECTIVE DATE. This section is effective upon approval by the Alexandria city council and compliance with Minnesota Statutes, section 645.021."

Amend the title accordingly

Senator Pappas questioned whether the amendment was germane.

Pursuant to Rule 35.4, the President put the germaneness question to the body.

The question was taken on the germaneness of the Dahms amendment.

The roll was called, and there were yeas 32 and nays 33, as follows:

Those who voted that the amendment was germane were:

Abeler	Eken	Jensen	Osmek	Tomassoni
Anderson, B.	Goggin	Koran	Pratt	Utke
Anderson, P.	Hoffman	Lang	Rarick	Weber
Chamberlain	Howe	Limmer	Relph	Westrom
Dahms	Ingebrigtsen	Miller	Rosen	
Dibble	Isaacson	Nelson	Senjem	
Draheim	Jasinski	Newman	Sparks	

Those who voted that the amendment was not germane were:

Bakk	Cwodzinski	Hawj	Laine	Ruud
Benson	Dziedzic	Hayden	Latz	Simonson
Bigham	Eaton	Housley	Little	Torres Ray
Carlson	Eichorn	Johnson	Marty	Wiger
Champion	Franzen	Kent	Newton	Wiklund
Clausen	Frentz	Kiffmeyer	Pappas	
Cohen	Hall	Klein	Rest	

By a vote of the body, the amendment was ruled not germane.

H.F. No. 1960 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Benson moved that H.F. No. 359 be taken from the table. The motion prevailed.

Pursuant to Rule 26, Senator Benson, designee of the Chair of the Committee on Rules and Administration, designated H.F. No. 359 a Special Order to be heard immediately.

SPECIAL ORDER

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 third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 66 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill 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.

CALL OF THE SENATE

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

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. Nos. 2697, 90, 1262, and 129.

SPECIAL ORDER

H.F. No. 2697: A bill for an act relating to claims against the state; providing for settlement of certain claims; appropriating money.

H.F. No. 2697 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	Dziedzic	Howe	Limmer	Rosen
Anderson, B.	Eaton	Ingebrigtsen	Little	Senjem
Benson	Eichorn	Isaacson	Marty	Simonson
Bigham	Eken	Jasinski	Mathews	Sparks
Carlson	Franzen	Jensen	Miller	Tomassoni
Chamberlain	Frentz	Johnson	Nelson	Torres Ray
Champion	Gazelka	Kent	Newton	Utke
Clausen	Goggin	Kiffmeyer	Osmek	Weber
Cohen	Hall	Klein	Pappas	Westrom
Cwodzinski	Hawj	Koran	Pratt	Wiger
Dahms	Hayden	Laine	Rarick	Wiklund
Dibble	Hoffman	Lang	Relph	
Draheim	Housley	Latz	Rest	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 90: A bill for an act relating to health; establishing consumer protections for residents of assisted living establishments; prohibiting deceptive marketing and business practices; establishing provisions for independent senior living facilities; establishing an assisted living establishment license; changing the name for Board of Examiners for Nursing Home Administrators; imposing fees; establishing a health services executive license; making certain conforming changes; providing penalties; granting rulemaking authority; requiring reports; appropriating money; amending Minnesota Statutes 2018, sections 144.051, subdivisions 4, 5, 6; 144.057, subdivision 1; 144.122; 144A.04, subdivision 5; 144A.19, subdivision 1; 144A.20, subdivision 1, by adding subdivisions; 144A.21; 144A.23; 144A.24; 144A.251; 144A.2511; 144A.26; 144A.44, subdivision 1; 144A.471, subdivisions 7, 9; 144A.472, subdivision 7; 144A.474, subdivisions 9, 11; 144A.475, subdivisions 3b, 5; 144A.476, subdivision 1; 144A.4791, subdivision 10; 144A.4799; 256.9741, subdivision 1; 256I.03, subdivision 15; 256I.04, subdivision 2a; 325F.72, subdivisions 1, 2, 4; 626.5572, subdivision 6; proposing coding for new law in Minnesota Statutes, chapters 144; 144A; 144G; proposing coding for new law as Minnesota Statutes, chapters 144I; 144J; 144K; repealing Minnesota Statutes 2018, sections

144A.441; 144A.442; 144A.472, subdivision 4; 144D.01; 144D.015; 144D.02; 144D.025; 144D.03; 144D.04; 144D.045; 144D.05; 144D.06; 144D.065; 144D.066; 144D.07; 144D.08; 144D.09; 144D.10; 144D.11; 144G.01; 144G.02; 144G.03; 144G.04; 144G.05; 144G.06.

Senator Marty moved to amend H.F. No. 90, the unofficial engrossment, as follows:

Page 7, line 5, after the semicolon, insert "and"

Page 7, delete line 6

Page 7, line 7, delete "(14)" and insert "(13)"

Page 13, line 23, delete "or"

Page 13, line 24, delete the period and insert "; or"

Page 13, after line 24, insert:

"(6) 'I'm okay' check services."

The motion prevailed. So the amendment was adopted.

Senator Housley moved to amend H.F. No. 90, the unofficial engrossment, as follows:

Page 148, delete section 26

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Benson moved to amend H.F. No. 90, the unofficial engrossment, as follows:

Page 152, after line 18, insert:

"Sec. 31. [256M.42] ADULT PROTECTION GRANT ALLOCATIONS.

Subdivision 1. **Formula.** (a) The commissioner shall allocate state money appropriated under this section to each county board and tribal government approved by the commissioner to assume county agency duties for adult protective services or as a lead investigative agency under section 626.557 on an annual basis in an amount determined according to the following formula:

(1) 25 percent must be allocated on the basis of the number of reports of suspected vulnerable adult maltreatment under sections 626.557 and 626.5572, when the county or tribe is responsible as determined by the most recent data of the commissioner; and

(2) 75 percent must be allocated on the basis of the number of screened-in reports for adult protective services or vulnerable adult maltreatment investigations under sections 626.557 and 626.5572, when the county or tribe is responsible as determined by the most recent data of the commissioner.

(b) The commissioner is precluded from changing the formula under this subdivision or recommending a change to the legislature without public review and input.

Subd. 2. **Payment.** The commissioner shall make allocations for the state fiscal year starting July 1, 2019, and to each county board or tribal government on or before October 10, 2019. The commissioner shall make allocations under subdivision 1 to each county board or tribal government each year thereafter on or before July 10.

Subd. 3. **Prohibition on supplanting existing money.** Money received under this section must be used for staffing for protection of vulnerable adults or to expand adult protective services. Money must not be used to supplant current county or tribe expenditures for these purposes.

EFFECTIVE DATE. This section is effective July 1, 2019."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 90 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 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Westrom

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

SPECIAL ORDER

H.F. No. 1262: A bill for an act relating to health occupations; modifying provisions related to marriage and family therapists; making technical and clarifying changes; amending Minnesota Statutes 2018, sections 148B.29, subdivision 1, by adding a subdivision; 148B.31; 148B.32; 148B.33, subdivision 2; 148B.35; 148B.37, subdivision 1, by adding a subdivision; 148B.38, subdivisions 1,

2; 148B.39; proposing coding for new law in Minnesota Statutes, chapter 148B; repealing Minnesota Statutes 2018, sections 148B.01, subdivisions 1, 4, 7; 148B.03; 148B.04, subdivisions 2, 3, 4, 5, 6; 148B.05, subdivision 1; 148B.06, subdivision 1; 148B.07; 148B.08; 148B.09; 148B.10; 148B.11; 148B.12; 148B.13; 148B.14; 148B.15; 148B.17; 148B.175; 148B.1751; 148B.30, subdivision 2.

H.F. No. 1262 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 129: A bill for an act relating to state government; requiring compensation and expense reimbursement for public members of the Governor's Council on Developmental Disabilities; amending Minnesota Statutes 2018, section 16B.054.

H.F. No. 129 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Senator Gazelka was excused from the Session of today from 4:20 to 5:35 p.m. Senators Anderson, P.; Bakk; Newman; and Ruud were excused from the Session of today from 9:10 to 9:25 p.m.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 10:00 a.m., Monday, May 20, 2019. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

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