

FORTY-SECOND DAY

St. Paul, Minnesota, Monday, April 18, 2011

The Senate met at 12:00 noon and was called to order by the President.

CALL OF THE SENATE

Senator Michel 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. Grady St. Dennis.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America, led by military service veteran, Mr. Maynard Kaderlik.

OATH OF OFFICE

Senator-elect Mary Jo McGuire, from the Sixty-Sixth District, presented her certificate of election and subscribed to the oath of office as administered by the Honorable Paul H. Anderson, Associate Justice of the Supreme Court.

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

Bakk	Dibble	Kelash	Nelson	Skoe
Benson	Fischbach	Koch	Newman	Sparks
Berglin	Gazelka	Kruse	Olson	Stumpf
Bonoff	Gerlach	Kubly	Parry	Thompson
Brown	Gimse	Langseth	Pederson	Torres Ray
Carlson	Goodwin	Limmer	Pogemiller	Vandever
Chamberlain	Hall	Marty	Rest	Wiger
Cohen	Hann	McGuire	Robling	Wolf
Dahms	Higgins	Metzen	Senjem	
Daley	Howe	Michel	Sheran	
DeKruif	Jungbauer	Miller	Sieben	

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

March 23, 2011

The Honorable Michelle L. Fischbach
President of the Senate

Dear Senator Fischbach:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

PUBLIC UTILITIES COMMISSION

Ellen Anderson, 905 Lakeview Ave., Saint Paul, in the county of Ramsey, effective March 28, 2011, for a term expiring on January 2, 2017.

(Referred to the Committee on Energy, Utilities and Telecommunications.)

April 7, 2011

The Honorable Michelle L. Fischbach
President of the Senate

Dear Senator Fischbach:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

BOARD OF THE ARTS

Ardell Brede, 653 - 16th St. S.W., Rochester, in the county of Olmsted, effective April 5, 2011, for a term expiring on January 5, 2015.

(Referred to the Committee on State Government Innovation and Veterans.)

Sincerely,
Mark Dayton, Governor

April 14, 2011

The Honorable Michelle L. Fischbach
President of the Senate

Dear Senator Fischbach:

As the Chair of the Health and Human Services Committee, I am hereby making the following appointment:

Pursuant to Minnesota Laws 2010

Chapter 4: Advisory Committee on Nonemergency Transportation Services - Senator Hoffman to

serve at the pleasure of the appointing authority.

Sincerely,
David Hann, Chair
Senate Health and Human Services Committee

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 551.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 14, 2011

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. 626: A bill for an act relating to human services; modifying certain nursing facility provisions; amending Minnesota Statutes 2010, sections 12A.10, by adding a subdivision; 144A.071, subdivisions 3, 4a; 144A.073, subdivision 3c, by adding a subdivision; 256B.431, subdivision 26; 256B.437, subdivision 4; 256B.441, by adding a subdivision; repealing Minnesota Statutes 2010, section 144A.073, subdivisions 4, 5.

Senate File No. 626 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 14, 2011

Senator Koch moved that S.F. No. 626 be laid on the table. The motion prevailed.

Madam President:

I have the honor to announce that the House has acceded to the request of the Senate for the appointment of a Conference Committee, consisting of 5 members of the House, on the amendments adopted by the House to the following Senate File:

S.F. No. 887: A bill for an act relating to state government; appropriating money for jobs, economic development, and housing; modifying certain programs; modifying fees and licensing, registration, and continuing education provisions; amending Minnesota Statutes 2010, sections 116J.035, by adding a subdivision; 116J.8737, subdivisions 1, 2, 4; 116L.04, subdivision 1; 181.723, subdivision 5; 182.6553, subdivision 6; 326B.04, subdivision 2; 326B.091; 326B.098; 326B.13, subdivision 8; 326B.148, subdivision 1; 326B.42, subdivisions 8, 9, 10, by adding subdivisions; 326B.435, subdivision 2; 326B.438; 326B.46, subdivisions 1a, 1b, 2, 3; 326B.47, subdivisions 1, 3; 326B.49, subdivision 1; 326B.56, subdivision 1; 326B.58; 326B.82, subdivisions

2, 3, 7, 9; 326B.821, subdivisions 1, 5, 5a, 6, 7, 8, 9, 10, 11, 12, 15, 16, 18, 19, 20, 22, 23; 326B.865; 326B.89, subdivisions 6, 8; 327.32, subdivisions 1a, 1b, 1e; 327.33, subdivisions 1, 2; 341.321; Laws 2009, chapter 78, article 1, section 18; proposing coding for new law in Minnesota Statutes, chapter 326B; repealing Minnesota Statutes 2010, sections 326B.82, subdivisions 4, 6; 326B.821, subdivision 3.

There has been appointed as such committee on the part of the House:

Gunther, Hoppe, Kieffer, McFarlane and Sanders.

Senate File No. 887 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 14, 2011

Madam President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 1016, and repassed said bill in accordance with the report of the Committee, so adopted.

S.F. No. 1016: A bill for an act relating to agriculture; appropriating money for agriculture, the Board of Animal Health, and the Agricultural Utilization Research Institute; changing certain agriculture-related provisions, requirements, and programs; amending Minnesota Statutes 2010, sections 17.135; 18B.03, subdivision 1; 18C.005, by adding a subdivision; 18C.111, by adding a subdivision; 18D.201, by adding a subdivision; 18E.03, subdivision 4; 27.041, by adding a subdivision; 38.01; 373.01, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 35; repealing Minnesota Statutes 2010, section 41A.09, subdivisions 1a, 2a, 3a, 4, 10.

Senate File No. 1016 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 14, 2011

REPORTS OF COMMITTEES

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

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

S.F. No. 952: A bill for an act relating to public defenders; modifying provisions providing for representation by a public defender; amending Minnesota Statutes 2010, sections 609.131, subdivision 1; 611.17; 611.20, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 611; repealing Minnesota Statutes 2010, section 611.20, subdivision 6.

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

Page 2, line 12, delete the new language and insert "is charged with a misdemeanor and has an annual household income not greater than 125 percent of the poverty guidelines updated periodically in the Federal Register by the United States Department of Health and Human Services under the authority of United States Code, title 42, section 9902(2);"

Page 2, delete lines 13 to 15 and insert:

"(2) the defendant is charged with a gross misdemeanor and has an annual household income not greater than 150 percent of the poverty guidelines updated periodically in the Federal Register by the United States Department of Health and Human Services under the authority of United States Code, title 42, section 9902(2);

(3) the defendant is charged with a felony and has an annual household income not greater than 175 percent of the poverty guidelines updated periodically in the Federal Register by the United States Department of Health and Human Services under the authority of United States Code, title 42, section 9902(2); or"

Page 2, line 16, strike "(2)" and insert "(4) the court determines that"

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

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

S.F. No. 875: A bill for an act relating to courts; modifying failure to provide vehicle insurance for drivers and owners; modifying service of petition for certain election errors; requiring corrections agent to provide form regarding predatory offender duty to register; clarifying certain fees and surcharges; modifying certain notary provisions; modifying certain appeals of referee orders; modifying certain lien filing and records; modifying certain service procedures and documents for domestic abuse; clarifying document copies for probate records; amending Minnesota Statutes 2010, sections 169.797, subdivision 4; 204B.44; 243.166, subdivision 2; 279.37, subdivision 8; 357.021, subdivision 6; 359.061, subdivisions 1, 2; 484.013, subdivisions 3, 6; 514.69; 514.70; 518B.01, subdivision 8; 525.091, subdivisions 1, 3; repealing Minnesota Statutes 2010, sections 359.061, subdivision 3; 525.091, subdivision 4; 626A.17.

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

Page 2, line 4, after the period, insert "The driver may send" and delete "may be sent"

Page 2, line 5, delete "to the driver"

Page 5, line 26, after the period, insert "A surcharge imposed under this paragraph shall be imposed only once per case."

Page 6, delete sections 8 and 9

Page 10, line 4, before "525.091" insert "and" and delete the second semicolon

Page 10, line 5, delete "and 626A.17"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 6, delete "modifying certain appeals of referee orders;"

Amend the title numbers accordingly

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

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

S.F. No. 506: A bill for an act relating to courts; increasing conciliation court civil claim limit; amending Minnesota Statutes 2010, section 491A.01, subdivision 3.

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

Page 1, line 10, delete "\$15,000 or \$7,500" and insert "\$20,000 or \$10,000"

Page 2, line 12, delete "August" and insert "July"

Page 2, after line 13, insert:

"Sec. 2. **APPROPRIATION.**

\$158,000 is appropriated for the fiscal year ending June 30, 2012, and \$158,000 is appropriated for the fiscal year ending June 30, 2013, from the general fund to the district courts for general operations."

Amend the title as follows:

Page 1, line 2, after the second semicolon, insert "appropriating money;"

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

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

S.F. No. 874: A bill for an act relating to courts; authorizing the court to seek partial payment or reimbursement of costs from a party proceeding in forma pauperis; amending Minnesota Statutes 2010, section 563.01, subdivision 3.

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

Page 1, delete lines 21 to 24

Page 2, delete lines 1 to 3 and insert:

"(c) If, at or following commencement of the action, the party is or becomes able to pay all or a portion of the fees, costs, and security for costs, the court may order payment of a fee of \$75 or

reimbursement or partial payment of all or a portion of the fees, costs, and security for costs, to be paid as directed by the court."

Page 2, line 5, delete "them"

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

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

S.F. No. 846: A bill for an act relating to corrections; requiring inmates to co-pay a set minimum amount for healthcare provider visits; amending Minnesota Statutes 2010, section 243.212.

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

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

S.F. No. 855: A bill for an act relating to environment; modifying landfill cleanup program; amending Minnesota Statutes 2010, section 115B.412, subdivision 8, by adding subdivisions.

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

Senator Olson from the Committee on Education, to which was referred

S.F. No. 768: A bill for an act relating to education; clarifying requirements governing probationary teacher and principal status; amending Minnesota Statutes 2010, sections 122A.40, subdivisions 5, 11, by adding a subdivision; 122A.41, subdivisions 2, 5a.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 122A.40, subdivision 5, is amended to read:

Subd. 5. Probationary period. (a) The first three consecutive years of a teacher's first teaching experience in Minnesota in a single district is deemed to be a probationary period of employment, and ~~after completion thereof,~~ the probationary period in each district in which the teacher is thereafter employed also shall be one year three consecutive years of teaching experience except that for purposes of this provision, the probationary period for principals and assistant principals shall be two consecutive years. The school board must adopt a plan for written evaluation of teachers during the probationary period. Evaluation must occur at least three times periodically throughout each school year for a teacher performing services on 120 or more school days, at least two times each year for a teacher performing services on 60 to 119 school days, and at least one time each year for a teacher performing services on fewer than 60 school days during that school year. Days devoted to parent-teacher conferences, teachers' workshops, and other staff development opportunities and days on which a teacher is absent from school must not be included in determining the number of school days on which a teacher performs services. Except

as otherwise provided in paragraph (b), during the probationary period any annual contract with any teacher may or may not be renewed as the school board shall see fit. However, the board must give any such teacher whose contract it declines to renew for the following school year written notice to that effect before ~~July~~ June 1. If the teacher requests reasons for any nonrenewal of a teaching contract, the board must give the teacher its reason in writing, including a statement that appropriate supervision was furnished describing the nature and the extent of such supervision furnished the teacher during the employment by the board, within ten days after receiving such request. The school board may, after a hearing held upon due notice, discharge a teacher during the probationary period for cause, effective immediately, under section 122A.44.

(b) A board must discharge a probationary teacher, effective immediately, upon receipt of notice under section 122A.20, subdivision 1, paragraph (b), that the teacher's license has been revoked due to a conviction for child abuse or sexual abuse.

(c) A probationary teacher whose first three years of consecutive employment in a district are interrupted for active military service and who promptly resumes teaching consistent with federal reemployment timelines for uniformed service personnel under United States Code, title 38, section 4312(e), is considered to have a consecutive teaching experience for purposes of paragraph (a).

(d) A probationary teacher must complete ~~at least 60~~ 120 days of teaching service each year during the probationary period. Days devoted to parent-teacher conferences, teachers' workshops, and other staff development opportunities and days on which a teacher is absent from school do not count as days of teaching service under this paragraph.

EFFECTIVE DATE. This section is effective June 30, 2011, and applies to all probationary teacher employment contracts ratified or modified after that date.

Sec. 2. Minnesota Statutes 2010, section 122A.40, is amended by adding a subdivision to read:

Subd. 8a. Probationary period for principals hired internally. A probationary period of two school years is required for a licensed teacher employed by the board who is subsequently employed by the board as a licensed school principal or assistant principal and an additional probationary period of two years is required for a licensed assistant principal employed by the board who is subsequently employed by the board as a licensed principal. A licensed teacher subsequently employed by the board as a licensed school principal or assistant principal retains the teacher's continuing contract status as a licensed teacher during the probationary period under this subdivision and has the right to return to his or her previous position or an equivalent position, if available, if the teacher is not promoted.

EFFECTIVE DATE. This section is effective June 30, 2011, and applies to all contracts for internally hired licensed school principals and assistant principals ratified or modified after that date.

Sec. 3. Minnesota Statutes 2010, section 122A.40, subdivision 11, is amended to read:

Subd. 11. Unrequested leave of absence. (a) The board may place on unrequested leave of absence, without pay or fringe benefits, as many teachers as may be necessary because of discontinuance of position, lack of pupils, financial limitations, or merger of classes caused by consolidation of districts. The unrequested leave is effective at the close of the school year. In placing teachers on unrequested leave, the board may exempt from the effects of paragraphs (b) to (g) those teachers who teach in a Montessori or a language immersion program, provide instruction

in an advanced placement course, or hold a kindergarten through grade 12 instrumental vocal classroom music license and currently serve as a choir, band or orchestra director and who, in the superintendent's judgment, meet a unique need in delivering curriculum. However, within the Montessori or language immersion program, a teacher must be placed on unrequested leave of absence consistent with paragraphs (b) to (g). the board is governed by the following provisions:

~~(a)~~ (b) The board may place probationary teachers on unrequested leave first in the inverse order of their employment. A teacher who has acquired continuing contract rights must not be placed on unrequested leave of absence while probationary teachers are retained in positions for which the teacher who has acquired continuing contract rights is licensed;

~~(b)~~ (c) Teachers who have acquired continuing contract rights shall be placed on unrequested leave of absence in fields in which they are licensed in the inverse order in which they were employed by the school district. In the case of equal seniority, the order in which teachers who have acquired continuing contract rights shall be placed on unrequested leave of absence in fields in which they are licensed is negotiable;

~~(e)~~ (d) Notwithstanding the provisions of ~~clause (b)~~ paragraph (c), a teacher is not entitled to exercise any seniority when that exercise results in that teacher being retained by the district in a field for which the teacher holds only a provisional license, as defined by the board of teaching, unless that exercise of seniority results in the placement on unrequested leave of absence of another teacher who also holds a provisional license in the same field. The provisions of this clause do not apply to vocational education licenses;

~~(d)~~ (e) Notwithstanding ~~clauses (a), (b) and (e)~~ paragraphs (b), (c), and (d), if the placing of a probationary teacher on unrequested leave before a teacher who has acquired continuing rights, the placing of a teacher who has acquired continuing contract rights on unrequested leave before another teacher who has acquired continuing contract rights but who has greater seniority, or the restriction imposed by the provisions of ~~clause (e)~~ paragraph (d) would place the district in violation of its affirmative action program, the district may retain the probationary teacher, the teacher with less seniority, or the provisionally licensed teacher;

~~(e)~~ (f) Teachers placed on unrequested leave of absence must be reinstated to the positions from which they have been given leaves of absence or, if not available, to other available positions in the school district in fields in which they are licensed. Reinstatement must be in the inverse order of placement on leave of absence. A teacher must not be reinstated to a position in a field in which the teacher holds only a provisional license, other than a vocational education license, while another teacher who holds a nonprovisional license in the same field remains on unrequested leave. The order of reinstatement of teachers who have equal seniority and who are placed on unrequested leave in the same school year is negotiable;

~~(f)~~ (g) Appointment of a new teacher must not be made while there is available, on unrequested leave, a teacher who is properly licensed to fill such vacancy, unless the teacher fails to advise the school board within 30 days of the date of notification that a position is available to that teacher who may return to employment and assume the duties of the position to which appointed on a future date determined by the board;

~~(g)~~ (h) A teacher placed on unrequested leave of absence may engage in teaching or any other occupation during the period of this leave;

~~(h)~~ (i) The unrequested leave of absence must not impair the continuing contract rights of a teacher or result in a loss of credit for previous years of service.

~~(i)~~ (j) The unrequested leave of absence of a teacher who is placed on unrequested leave of absence and who is not reinstated shall continue for a period of five years, after which the right to reinstatement shall terminate. The teacher's right to reinstatement shall also terminate if the teacher fails to file with the board by April 1 of any year a written statement requesting reinstatement.

~~(j)~~ (k) The same provisions applicable to terminations of probationary or continuing contracts in subdivisions 5 and 7 must apply to placement on unrequested leave of absence.

~~(k)~~ (l) Nothing in this subdivision shall be construed to impair the rights of teachers placed on unrequested leave of absence to receive unemployment benefits if otherwise eligible.

EFFECTIVE DATE. This section is effective June 30, 2011, and applies to all collective bargaining agreements ratified or modified after that date.

Sec. 4. Minnesota Statutes 2010, section 122A.41, subdivision 1, is amended to read:

Subdivision 1. **Words, terms, and phrases.** Unless the language or context clearly indicates that a different meaning is intended, the following words, terms, and phrases, for the purposes of the following subdivisions in this section shall be defined as follows:

(a) **Teachers.** The term "teacher" includes every person regularly employed, as a principal, or to give instruction in a classroom, or to superintend or supervise classroom instruction, or as placement teacher and visiting teacher. Persons regularly employed as counselors and school librarians shall be covered by these sections as teachers if licensed as teachers or as school librarians.

(b) **School board.** The term "school board" includes a majority in membership of any and all boards or official bodies having the care, management, or control over public schools.

(c) **Demote.** The word "demote" means to reduce ~~in rank or to transfer to a lower branch of the service or to a position carrying a lower salary or~~ the compensation a person actually receives in the new position.

(d) **Nonprovisional license.** For purposes of this section, "nonprovisional license" shall mean an entrance, continuing, or life license.

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

Sec. 5. Minnesota Statutes 2010, section 122A.41, subdivision 2, is amended to read:

Subd. 2. **Probationary period; discharge or demotion.** (a) All teachers in the public schools in cities of the first class during the first three years of consecutive employment shall be deemed to be in a probationary period of employment during which period any annual contract with any teacher may, or may not, be renewed as the school board, after consulting with the peer review committee charged with evaluating the probationary teachers under subdivision 3, shall see fit. The school site management team or the school board if there is no school site management team, shall adopt a plan for a written evaluation of teachers during the probationary period according to subdivision 3. Evaluation by the peer review committee charged with evaluating probationary teachers under subdivision 3 shall occur at least three times periodically throughout each school year for a teacher performing services on 120 or more school days, at least two times each year for a teacher performing

services on ~~60 to 119~~ school days, and at least one time each year for a teacher performing services on fewer than ~~60~~ school days. Days devoted to parent-teacher conferences, teachers' workshops, and other staff development opportunities and days on which a teacher is absent from school shall not be included in determining the number of school days on which a teacher performs services. The school board may, during such probationary period, discharge or demote a teacher for any of the causes as specified in this code. A written statement of the cause of such discharge or demotion shall be given to the teacher by the school board at least 30 days before such removal or demotion shall become effective, and the teacher so notified shall have no right of appeal therefrom.

(b) A probationary teacher whose first three years of consecutive employment are interrupted for active military service and who promptly resumes teaching consistent with federal reemployment timelines for uniformed service personnel under United States Code, title 38, section 4312(e), is considered to have a consecutive teaching experience for purposes of paragraph (a).

(c) A probationary teacher must complete ~~at least 60~~ 120 days of teaching service each year during the probationary period. Days devoted to parent-teacher conferences, teachers' workshops, and other staff development opportunities and days on which a teacher is absent from school do not count as days of teaching service under this paragraph.

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

Sec. 6. Minnesota Statutes 2010, section 122A.41, subdivision 5a, is amended to read:

Subd. 5a. **Probationary period for principals hired internally.** ~~A board and the exclusive representative of the school principals in the district may negotiate a plan for~~ A probationary period of ~~up to~~ two school years is required for licensed teachers employed by the board who are subsequently employed by the board as a licensed school principal or assistant principal and an additional probationary period of ~~up to~~ two years is required for licensed assistant principals employed by the board who are subsequently employed by the board as a licensed school principal. A licensed teacher subsequently employed by the board as a licensed school principal or assistant principal retains his or her continuing contract status as a licensed teacher during the probationary period under this subdivision and has the right to return to his or her previous position or an equivalent position, if available, if the teacher is not promoted.

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

Sec. 7. Minnesota Statutes 2010, section 122A.41, subdivision 10, is amended to read:

Subd. 10. **Decision, when rendered.** The hearing must be concluded and a decision in writing, stating the grounds on which it is based, rendered within 25 days after giving of such notice. Where the hearing is before a school board the teacher may be discharged or demoted upon the affirmative vote of a majority of the members of the board. If the charges, or any of such, are found to be true, the board conducting the hearing must discharge, demote, or suspend the teacher, as seems to be for the best interest of the school. ~~A teacher must not be discharged for either of the causes specified in subdivision 6, clause (3), except during the school year, and then only upon charges filed at least four months before the close of the school sessions of such school year.~~

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

Sec. 8. Minnesota Statutes 2010, section 122A.41, subdivision 14, is amended to read:

Subd. 14. **Services terminated by discontinuance or lack of pupils; preference given.** (a) ~~A teacher whose services are terminated on account of discontinuance of position or lack of pupils must receive first consideration for other positions in the district for which that teacher is qualified.~~ In the event it becomes necessary to discontinue one or more positions, in making such discontinuance, teachers must receive first consideration for other positions in the district for which that teacher is qualified and must be discontinued in any department in the inverse order in which they were employed, unless a board and the exclusive representative of teachers in the district negotiate a plan providing otherwise.

(b) The board may exempt from the effects of paragraph (a) those teachers who teach in a Montessori or a language immersion program or provide instruction in an advanced placement course and who, in the superintendent's judgment, meet a unique need in delivering curriculum. However, within the Montessori or language immersion program, a teacher shall be discontinued based on the inverse order in which the teacher was employed.

~~(b)~~ (c) Notwithstanding the provisions of clause (a), a teacher is not entitled to exercise any seniority when that exercise results in that teacher being retained by the district in a field for which the teacher holds only a provisional license, as defined by the Board of Teaching, unless that exercise of seniority results in the termination of services, on account of discontinuance of position or lack of pupils, of another teacher who also holds a provisional license in the same field. The provisions of this clause do not apply to vocational education licenses.

~~(e)~~ (d) Notwithstanding the provisions of clause (a), a teacher must not be reinstated to a position in a field in which the teacher holds only a provisional license, other than a vocational education license, while another teacher who holds a nonprovisional license in the same field is available for reinstatement."

Amend the title numbers accordingly

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

Senator Olson from the Committee on Education, to which was referred

S.F. No. 1022: A bill for an act relating to education; establishing annual evaluations for principals; convening a group of experts and stakeholders to recommend a performance-based system model for these evaluations; amending Minnesota Statutes 2010, sections 123B.143, subdivision 1; 123B.147, subdivision 3.

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

Page 1, after line 6, insert:

"Section 1. [122A.73] SCHOOL ADMINISTRATOR DEVELOPMENT.

A school board and the school administrators in a district must collaboratively establish a professional development model for school administrators that uses the district's professional development resources and plans. The model must be designed to improve teaching and learning by supporting administrators in shaping the school's professional environment and developing teacher quality, performance, and effectiveness. The model must, at a minimum:

(1) support and improve administrators' instructional leadership and organizational,

management, and professional development; and strengthen their capacity in instruction and supervision and in teacher evaluation and development;

(2) provide professional development that emphasizes improved teaching and learning, curriculum and instruction, student learning, and a collaborative professional culture;

(3) make appropriate recommendations for administrators to participate in development opportunities, including the Principals' Leadership Institute under section 122A.74 and other statewide development programs that support administrators' leadership behaviors and practices, rigorous curriculum, school performance, and high quality instruction; and

(4) use formative and summative assessments, on-the-job evaluations, surveys, and longitudinal data on student academic growth as evaluation components; and provide professional development opportunities targeted at identifying systemic strengths and weaknesses and administrators' strengths and weaknesses in exercising leadership in pursuit of school success.

The provisions of this section are intended to provide districts with sufficient flexibility to accommodate district needs and goals for teacher evaluation and development.

EFFECTIVE DATE. This section is effective July 1, 2012."

Page 2, line 15, delete everything after "section" and insert "122A.73;"

Page 2, delete line 16

Page 2, line 20, delete everything after "effective" and insert "July 1, 2012."

Page 2, delete line 21

Page 2, delete section 2

Page 3, line 25, after "sections" insert "122A.73 and"

Page 3, line 26, delete "and 123B.147, subdivision 3, paragraph (b),"

Page 4, lines 13 and 15, delete "2013" and insert "2012"

Page 4, line 17, delete "2013-2014" and insert "2012-2013"

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Olson from the Committee on Education, to which was referred

S.F. No. 781: A bill for an act relating to education; modifying the Teacher Tenure Act for school districts located in a city of the first class; amending Minnesota Statutes 2010, section 122A.41, subdivision 10.

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

Page 1, after line 5, insert:

"Section 1. Minnesota Statutes 2010, section 122A.41, subdivision 1, is amended to read:

Subdivision 1. **Words, terms, and phrases.** Unless the language or context clearly indicates that a different meaning is intended, the following words, terms, and phrases, for the purposes of the following subdivisions in this section shall be defined as follows:

(a) **Teachers.** The term "teacher" includes every person regularly employed, as a principal, or to give instruction in a classroom, or to superintend or supervise classroom instruction, or as placement teacher and visiting teacher. Persons regularly employed as counselors and school librarians shall be covered by these sections as teachers if licensed as teachers or as school librarians.

(b) **School board.** The term "school board" includes a majority in membership of any and all boards or official bodies having the care, management, or control over public schools.

(c) **Demote.** The word "demote" means to reduce ~~in rank or to transfer to a lower branch of the service or to a position carrying a lower salary or~~ the compensation a person actually receives in the new position.

(d) **Nonprovisional license.** For purposes of this section, "nonprovisional license" shall mean an entrance, continuing, or life license.

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

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 160: A bill for an act relating to civil actions; prohibiting actions against certain persons for weight gain as a result of consuming certain foods; proposing coding for new law in Minnesota Statutes, chapter 604.

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

Page 1, after line 11, insert:

"(b) "Food" has the meaning given in United States Code, title 21, section 321(f), but does not include a "dietary supplement" as defined in United States Code, title 21, section 321(ff)."

Page 1, line 12, delete "(b)" and insert "(c)"

Page 1, line 14, delete "(c)" and insert "(d)"

Page 2, line 8, delete everything before "claimed"

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

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

S.F. No. 799: A bill for an act relating to higher education; providing for the use of student data; proposing coding for new law in Minnesota Statutes, chapter 136A.

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

Delete everything after the enacting clause and insert:

"Section 1. **[136A.051] STUDENT RECORDS AND DATA.**

When a nonpublic institution of higher education provides the Office of Higher Education student data or records pursuant to section 136A.05, subdivision 1; 136A.121, subdivision 18; or 136A.1701, subdivision 11, the institution of higher education is not liable for a breach of confidentiality, disclosure, use, retention, or destruction of the student data or records, if the breach, disclosure, use, retention, or destruction results from actions or omissions of:

(1) the Office of Higher Education; or

(2) persons provided access to the data or records by the Office of Higher Education."

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

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

S.F. No. 509: A bill for an act relating to elections; requiring voters to provide picture identification before receiving a ballot in most situations; providing for the issuance of voter identification cards at no charge; establishing a procedure for provisional balloting; creating challenged voter eligibility list; specifying other election administration procedures; allowing use of electronic polling place rosters; setting standards for use of electronic polling place rosters; creating legislative task force on electronic roster implementation; enacting procedures related to recounts; appropriating money; amending Minnesota Statutes 2010, sections 13.69, subdivision 1; 135A.17, subdivision 2; 171.01, by adding a subdivision; 171.06, subdivisions 1, 2, 3, by adding a subdivision; 171.061, subdivisions 1, 3, 4; 171.07, subdivisions 1a, 4, 9, 14, by adding a subdivision; 171.071; 171.11; 171.14; 200.02, by adding a subdivision; 201.021; 201.022, subdivision 1; 201.061, subdivisions 3, 4, 7; 201.071, subdivision 3; 201.081; 201.121, subdivisions 1, 3; 201.171; 201.221, subdivision 3; 203B.04, subdivisions 1, 2; 203B.06, subdivision 5; 203B.121, subdivision 1; 204B.14, subdivision 2; 204B.40; 204C.10; 204C.12, subdivisions 3, 4; 204C.14; 204C.20, subdivisions 1, 2, 4, by adding a subdivision; 204C.23; 204C.24, subdivision 1; 204C.32; 204C.33, subdivision 1; 204C.37; 204C.38; 204D.24, subdivision 2; 205.065, subdivision 5; 205.185, subdivision 3; 205A.03, subdivision 4; 205A.10, subdivision 3; 206.86, subdivisions 1, 2; 209.021, subdivision 1; 209.06, subdivision 1; 211B.11, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 200; 201; 204C; 299A; proposing coding for new law as Minnesota Statutes, chapters 204E; 206A; repealing Minnesota Statutes 2010, sections 203B.04, subdivision 3; 204C.34; 204C.35; 204C.36; 204C.361.

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

Page 6, line 6, before "residence" insert "and" and delete ", and" and insert a semicolon

Page 6, delete line 7

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 12.10, upon the request of three members, a roll call was taken on the motion that S.F. No. 509 be recommended to pass.

There were yeas 8 and nays 1, as follows:

Those who voted in the affirmative were:

Senators Hall, Hoffman, Ingebrigtsen, Jungbauer, Limmer, Newman, Ortman and Thompson.

Those who voted in the negative were:

Senator Marty.

The bill was recommended to pass.

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

S.F. No. 735: A bill for an act relating to civil law; extending civil immunity to municipalities that donate public safety equipment; amending Minnesota Statutes 2010, section 466.03, by adding a subdivision.

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

Page 1, line 9, after "municipality" insert "to another municipality"

Page 1, line 11, delete "any equipment"

Page 1, delete lines 12 and 13 and insert "vehicles and equipment used in firefighter, ambulance and emergency medical treatment services, rescue, and hazardous material response."

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

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

S.F. No. 1068: A bill for an act relating to civil actions; providing immunity in certain cases involving the use of school facilities for recreational activities; amending Minnesota Statutes 2010, section 466.03, subdivision 6e, by adding a subdivision.

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

Page 1, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 2010, section 466.03, is amended by adding a subdivision to read:

Subd. 23. Recreational use of school property and facilities. (a) Any claim for a loss or injury arising from the use of school property or a school facility that is made available for public

recreational activity, including, but not limited to, a playground, sports field, gym, fitness room, or any other indoor or outdoor area.

(b) Nothing in this subdivision:

(1) limits the liability of a school district for conduct by the district or an officer, employee, or agent of the district that would entitle a trespasser to damages against a private person or for negligent maintenance of equipment; or

(2) reduces any existing duty owed by the school district to students, staff, or other individuals authorized to be present on school property."

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

SECOND READING OF SENATE BILLS

S.F. Nos. 952, 855, 768, 1022, 781, 160, 799 and 735 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Sieben and Marty introduced–

S.F. No. 1206: A bill for an act relating to solid waste; requiring a refund to be placed on recyclable beverage containers; requiring labeling of beverage containers; establishing an account; providing reports; appropriating money; amending Minnesota Statutes 2010, section 13.7411, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 115A.

Referred to the Committee on Environment and Natural Resources.

Senators Carlson, Gazelka, Skoe, Saxhaug and Dahms introduced–

S.F. No. 1207: A bill for an act relating to appropriations; appropriating money for Minnesota Public Television Association.

Referred to the Committee on Environment and Natural Resources.

Senators Sparks and Gerlach introduced–

S.F. No. 1208: A bill for an act relating to insurance; modifying a definition; regulating life insurance and title insurance reserves; regulating certain accounts and funding agreements; repealing obsolete and conflicting provisions; making conforming changes; amending Minnesota Statutes 2010, sections 60A.60, subdivision 9; 60C.03, subdivision 6; 61A.25, subdivision 4; 61A.282, subdivision 2; 68A.03, subdivision 3; 72A.31, subdivision 1; repealing Minnesota Statutes 2010, sections 61A.275; 61A.276, subdivision 4; 67A.27; 67A.28; 67A.29; 67A.30, subdivisions 1, 3; 67A.31; 67A.32; 67A.34; 67A.35; 67A.36; 67A.37; 67A.38; 67A.39.

Referred to the Committee on Commerce and Consumer Protection.

Senators Carlson and Skoe introduced—

S.F. No. 1209: A bill for an act relating to capital improvements; appropriating money to establish a veterans facility in the city of Bemidji; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Nienow and Olson introduced—

S.F. No. 1210: A bill for an act relating to education; adopting a response to intervention model; requiring rulemaking; requiring a report; repealing Minnesota Rules, parts 3525.1329, subpart 3; 3525.1341, subpart 2, item B.

Referred to the Committee on Education.

Senator Benson introduced—

S.F. No. 1211: A bill for an act relating to human services; modifying family day care requirements; amending Minnesota Statutes 2010, section 245A.14, subdivisions 1, 4.

Referred to the Committee on Health and Human Services.

Senators Brown and Magnus introduced—

S.F. No. 1212: A bill for an act relating to health records; adding adult children of a deceased patient to the definition of patient; amending Minnesota Statutes 2010, section 144.291, subdivision 2.

Referred to the Committee on Health and Human Services.

Senators Nelson, Wolf and Bonoff introduced—

S.F. No. 1213: A bill for an act relating to education; modifying adult education tracking system; amending Minnesota Statutes 2010, section 124D.52, subdivision 7.

Referred to the Committee on Education.

Senators Limmer, Hall, Harrington and Latz introduced—

S.F. No. 1214: A bill for an act relating to data practices; adding a provision to the safe at home program; providing for protective orders; proposing coding for new law in Minnesota Statutes, chapter 5B.

Referred to the Committee on Judiciary and Public Safety.

Senator Gimse introduced—

S.F. No. 1215: A bill for an act relating to drivers' license; providing for acceptable methods of

payment; imposing surcharge; amending Minnesota Statutes 2010, section 171.061, subdivision 4.

Referred to the Committee on Transportation.

Senator Kruse introduced–

S.F. No. 1216: A bill for an act relating to commerce; eliminating fees for license technology, automobile theft prevention, and the real estate recovery fund; amending Minnesota Statutes 2010, sections 45.24; 60K.55, subdivision 2; 65B.84, subdivision 1; 82.57, subdivisions 1, 3, 4; 82B.09, subdivision 1; repealing Minnesota Statutes 2010, sections 82.86, subdivisions 3, 4; 168A.40, subdivisions 3, 4.

Referred to the Committee on Commerce and Consumer Protection.

Senator Stumpf introduced–

S.F. No. 1217: A bill for an act relating to counties; providing a process for making certain county offices appointive in Marshall County.

Referred to the Committee on Local Government and Elections.

Senator Hoffman introduced–

S.F. No. 1218: A bill for an act relating to public safety; establishing Emily's law; lowering the age of extended jurisdiction juvenile prosecution for violent offenses; amending Minnesota Statutes 2010, sections 242.44; 260B.007, by adding a subdivision; 260B.130; 260B.141, subdivision 4; 260B.193, subdivision 5; 260B.198, subdivision 6; 260B.199; 260B.201, subdivision 2; 609.055.

Referred to the Committee on Judiciary and Public Safety.

Senators Latz, Dibble and Rest introduced–

S.F. No. 1219: A bill for an act relating to transportation; granting subpoena power to commissioner of transportation; amending Minnesota Statutes 2010, section 174.02, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Miller, Carlson, Saxhaug, Higgins and Pederson introduced–

S.F. No. 1220: A bill for an act relating to appropriations; appropriating money for educational radio.

Referred to the Committee on Environment and Natural Resources.

Senators Rest, Gerlach, Gazelka, Chamberlain and Bonoff introduced–

S.F. No. 1221: A bill for an act relating to insurance; regulating statutory premium reserves for title insurers; amending Minnesota Statutes 2010, section 68A.03, subdivision 3.

Referred to the Committee on Commerce and Consumer Protection.

Senators Goodwin, Pappas, Torres Ray, Bakk and Rest introduced—

S.F. No. 1222: A bill for an act relating to education; making nonpublic schools that receive state aid, materials, services, or other publicly funded support subject to certain requirements; proposing coding for new law in Minnesota Statutes, chapter 123B.

Referred to the Committee on Education.

Senators Benson, Koch, Saxhaug, Kubly and Magnus introduced—

S.F. No. 1223: A bill for an act relating to energy; modifying provisions related to exemptions from conservation improvement programs; amending Minnesota Statutes 2010, sections 216B.2401; 216B.241, subdivisions 1, 1a, 1b, 2.

Referred to the Committee on Energy, Utilities and Telecommunications.

Senators Hall, Gazelka, Hoffman, Benson and Nienow introduced—

S.F. No. 1224: A bill for an act relating to health; limiting use of family planning grant funds; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Health and Human Services.

Senator Robling introduced—

S.F. No. 1225: A bill for an act relating to campaign finance; changing certain procedures and requirements of the Campaign Finance and Public Disclosure Board; amending Minnesota Statutes 2010, sections 10A.01, by adding subdivisions; 10A.02, subdivisions 9, 10, 11, 12, 13, by adding a subdivision; 10A.105, subdivision 1; 10A.12, subdivisions 1, 1a, 2; 10A.121, subdivision 1; 10A.14, subdivision 1, by adding a subdivision; 10A.20, subdivisions 1, 2, 3, 4, 5, 6, 12, by adding a subdivision; 10A.24, by adding a subdivision; 10A.27, subdivisions 14, 15; 10A.31, subdivision 7; 10A.315; repealing Minnesota Rules, parts 4501.0500, subpart 2, item A; 4503.0200, subpart 6; 4503.0500, subpart 8; 4503.1700; 4512.0100, subparts 2, 4.

Referred to the Committee on Local Government and Elections.

Senators DeKruif, Magnus and Koch introduced—

S.F. No. 1226: A bill for an act relating to motor vehicles; establishing Start Seeing Motorcycles special license plates; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 168.

Referred to the Committee on Transportation.

Senators Saxhaug, Higgins and Kelash introduced—

S.F. No. 1227: A bill for an act relating to game and fish; modifying disposition of certain

revenue; modifying license requirements and fees; appropriating money; amending Minnesota Statutes 2010, sections 97A.071, subdivision 2; 97A.075; 97A.411, subdivision 1; 97A.435, subdivision 2; 97A.451, subdivisions 2, 3, 4, 5, by adding a subdivision; 97A.473, subdivisions 2, 2b, 3, 4, 5, 5a; 97A.474, subdivision 2; 97A.475, subdivisions 2, 3, 4, 6, 7, 8, 11, 12, 20, 43, 44, 45; 97A.485, subdivision 7; 97B.715, subdivision 1; 97B.801; 97C.301, subdivision 3; 97C.305, subdivisions 1, 2; repealing Minnesota Statutes 2010, section 97A.451, subdivision 3a.

Referred to the Committee on Environment and Natural Resources.

Senators Cohen, Miller, Gazelka, Bonoff and Olson introduced—

S.F. No. 1228: A bill for an act relating to cultural heritage; creating a reimbursement program for Minnesota film projects; proposing coding for new law in Minnesota Statutes, chapter 129D.

Referred to the Committee on Environment and Natural Resources.

Senator Pederson introduced—

S.F. No. 1229: A bill for an act relating to unemployment compensation; modifying definition of suitable employment related to staffing services; modifying payments that delay benefits; modifying penalty relating to offers of suitable employment; amending Minnesota Statutes 2010, sections 268.035, subdivision 23a; 268.085, subdivisions 3, 13c.

Referred to the Committee on Jobs and Economic Growth.

Senators Pederson, Miller, Gazelka, Dahms and Carlson introduced—

S.F. No. 1230: A bill for an act relating to natural resources; specifying the allocation of money in the parks and trails fund; amending Minnesota Statutes 2010, sections 85.53, subdivision 1; 85.535, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senator Rosen introduced—

S.F. No. 1231: A bill for an act relating to energy; providing for payment of wholesale energy rate for qualifying facility; amending Minnesota Statutes 2010, section 216B.164, subdivision 3.

Referred to the Committee on Energy, Utilities and Telecommunications.

Senators Miller, Nelson and Sparks introduced—

S.F. No. 1232: A bill for an act relating to capital investment; appropriating money for the Chatfield Center for the Arts; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Parry, Gimse, Chamberlain, Gazelka and Hall introduced—

S.F. No. 1233: A bill for an act relating to campaign finance; broadening the definition

of "corporation"; prohibiting certain government contributions; imposing a penalty; amending Minnesota Statutes 2010, section 211B.15, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 211B.

Referred to the Committee on Local Government and Elections.

Senator Kruse introduced—

S.F. No. 1234: A bill for an act relating to the secretary of state; simplifying certain certificates issued to business entities; modifying effective date of resignations of agents; revising notice provided to organizations; allowing use of an alternate name; redefining business entities; eliminating issuance of certificates to business trusts and municipal power agencies; regulating access to, and the treatment of, certain data; amending Minnesota Statutes 2010, sections 5.001, subdivision 2; 13.355, by adding a subdivision; 302A.711, subdivision 4; 302A.734, subdivision 2; 302A.751, subdivision 1; 303.08, subdivision 2; 303.17, subdivisions 2, 3, 4; 317A.711, subdivision 4; 317A.733, subdivision 4; 317A.751, subdivision 3; 318.02, subdivisions 1, 2; 321.0809; 321.0906; 322B.826, subdivision 2; 322B.935, subdivisions 2, 3; 323A.1102; 453.53, subdivision 2; 453A.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 5; 323A; repealing Minnesota Statutes 2010, sections 302A.801; 302A.805; 308A.151; 317A.022, subdivision 1; 317A.801; 317A.805; 318.02, subdivision 5.

Referred to the Committee on State Government Innovation and Veterans.

Senator Higgins introduced—

S.F. No. 1235: A bill for an act relating to cultural heritage; appropriating money for public radio.

Referred to the Committee on Environment and Natural Resources.

Senators Parry, Gerlach, Sheran and Sparks introduced—

S.F. No. 1236: A bill for an act relating to commerce; limiting successor corporation asbestos-related liabilities; proposing coding for new law in Minnesota Statutes, chapter 604A.

Referred to the Committee on Judiciary and Public Safety.

Senator Higgins introduced—

S.F. No. 1237: A bill for an act relating to environment; modifying electronic device recycling requirements; amending Minnesota Statutes 2010, sections 115A.1310, subdivisions 7, 20; 115A.1312, subdivision 2; 115A.1314, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Thompson, Harrington, Latz and Limmer introduced—

S.F. No. 1238: A bill for an act relating to public safety; requiring state law enforcement agencies to report on the transfer of cases involving forfeiture to the federal government; providing for more

uniformity in terminology; amending Minnesota Statutes 2010, sections 609.531, subdivision 1; 609.5315, subdivisions 5, 5a, 5b, 6.

Referred to the Committee on Judiciary and Public Safety.

Senators Thompson, Harrington, Latz, Ortman and Limmer introduced—

S.F. No. 1239: A bill for an act relating to public safety; clarifying the general criminal code forfeiture law; necessity of conviction and burden of proof; amending Minnesota Statutes 2010, section 609.531, subdivision 6a.

Referred to the Committee on Judiciary and Public Safety.

Senators Thompson, Harrington, Latz, Ortman and Limmer introduced—

S.F. No. 1240: A bill for an act relating to public safety; making changes to the DWI, off-highway vehicle, drive-by shooting, designated offense, and controlled substance forfeiture laws to provide more uniformity; raising the monetary cap on the value of certain property forfeitures that may be adjudicated in conciliation court; prohibiting forfeited property from being sold to prosecuting authorities or persons related to prosecuting authorities; amending Minnesota Statutes 2010, sections 84.7741, subdivisions 2, 3, 4, 8, 9, 10, by adding a subdivision; 169A.63, subdivisions 2, 3, 4, 8, 9, 10, by adding a subdivision; 491A.01, subdivision 3; 609.531, subdivision 1; 609.5314, subdivisions 2, 3; 609.5315, subdivisions 1, 5, 5a, 5b; 609.5318, subdivisions 2, 3.

Referred to the Committee on Judiciary and Public Safety.

Senators Rest and Vandever introduced—

S.F. No. 1241: A bill for an act relating to elections; enacting the Agreement Among the States to Elect the President by National Popular Vote; proposing coding for new law in Minnesota Statutes, chapter 208.

Referred to the Committee on Local Government and Elections.

Senator Cohen introduced—

S.F. No. 1242: A bill for an act relating to appropriations; appropriating money for Science Museum of Minnesota

Referred to the Committee on Environment and Natural Resources.

Senators Ingebrigtsen and Hoffman introduced—

S.F. No. 1243: A bill for an act relating to environment; modifying Waste Management Act; amending Minnesota Statutes 2010, sections 115A.03, subdivision 25a; 115A.95.

Referred to the Committee on Environment and Natural Resources.

Senators Dahms and Gazelka introduced—

S.F. No. 1244: A bill for an act relating to environment; requiring rulemaking for certain environmental review and solid waste land disposal facility permits.

Referred to the Committee on Environment and Natural Resources.

Senator Higgins introduced—

S.F. No. 1245: A bill for an act relating to appropriations; appropriating money to the Minnesota Historical Society.

Referred to the Committee on Environment and Natural Resources.

Senator Michel introduced—

S.F. No. 1246: A bill for an act relating to redistricting; adopting a congressional districting plan for use in 2012 and thereafter; amending Minnesota Statutes 2010, sections 2.731; 2.91, subdivision 1; repealing Minnesota Statutes 2010, section 2.031, subdivision 2.

Referred to the Committee on Rules and Administration.

Senator Michel introduced—

S.F. No. 1247: A bill for an act relating to redistricting; adopting congressional and legislative districting plans for use in 2012 and thereafter; amending Minnesota Statutes 2010, sections 2.031, subdivision 1; 2.731; 2.91, subdivision 1; repealing Minnesota Statutes 2010, sections 2.031, subdivision 2; 2.444; 2.484.

Referred to the Committee on Rules and Administration.

Senator Michel introduced—

S.F. No. 1248: A bill for an act relating to redistricting; adopting a legislative districting plan for use in 2012 and thereafter; amending Minnesota Statutes 2010, sections 2.031, subdivision 1; 2.91, subdivision 1; repealing Minnesota Statutes 2010, sections 2.031, subdivision 2; 2.444; 2.484.

Referred to the Committee on Rules and Administration.

Senator Michel introduced—

S.F. No. 1249: A bill for an act relating to redistricting; eliminating a requirement that a metes and bounds description of districts be coded in Minnesota Statutes; amending Minnesota Statutes 2010, section 2.91, subdivision 1.

Referred to the Committee on Rules and Administration.

Senator Olson introduced—

S.F. No. 1250: A bill for an act relating to appropriations; appropriating money to Minnesota

Humanities Center.

Referred to the Committee on Environment and Natural Resources.

MOTIONS AND RESOLUTIONS

Senator Koch moved that the name of Senator Wiger be added as a co-author to S.F. No. 51. The motion prevailed.

Senator Sheran moved that her name be stricken as a co-author to S.F. No. 230. The motion prevailed.

Senator Ortman moved that the name of Senator Marty be added as a co-author to S.F. No. 506. The motion prevailed.

Senator Jungbauer moved that the name of Senator Brown be added as a co-author to S.F. No. 570. The motion prevailed.

Senator Sparks moved that his name be stricken as chief author, shown as a co-author, and the name of Senator Limmer be added as chief author to S.F. No. 1089. The motion prevailed.

Senator Hoffman moved that the name of Senator Sparks be added as a co-author to S.F. No. 1168. The motion prevailed.

Senator Newman moved that the name of Senator Hall be added as a co-author to S.F. No. 1171. The motion prevailed.

Senator Benson moved that the name of Senator Rest be added as a co-author to S.F. No. 1173. The motion prevailed.

Senator Nelson moved that the name of Senator Rest be added as a co-author to S.F. No. 1200. The motion prevailed.

Senator Sparks moved that his name be stricken as a co-author to S.F. No. 1201. The motion prevailed.

Senator Hann moved that S.F. No. 1026 be withdrawn from the Committee on Judiciary and Public Safety and re-referred to the Committee on Health and Human Services. The motion prevailed.

Senator Rest moved that S.F. No. 1149 be withdrawn from the Committee on Judiciary and Public Safety and re-referred to the Committee on Transportation. The motion prevailed.

MEMBERS EXCUSED

Senators Harrington, Hoffman, Ingebrigtsen, Latz, Lillie, Lourey, Magnus, Nienow, Ortman, Pappas, Reinert, Rosen, Saxhaug, Scheid and Tomassoni were excused from the Session of today.

ADJOURNMENT

Senator Koch moved that the Senate do now adjourn until 12:00 noon, Tuesday, April 26, 2011. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate