

SEVENTY-FIFTH DAY

St. Paul, Minnesota, Monday, February 20, 2012

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

CALL OF THE SENATE

Senator Senjem 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. Kevin McDonough.

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. Bill Lilledahl.

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

| | | | | |
|-------------|--------------|----------|----------|------------|
| Bakk | Fischbach | Koch | Nelson | Sieben |
| Benson | Gazelka | Kruse | Newman | Skoe |
| Bonoff | Gerlach | Kubly | Nienow | Stumpf |
| Brown | Gimse | Langseth | Olson | Thompson |
| Carlson | Goodwin | Latz | Ortman | Tomassoni |
| Chamberlain | Hall | Lillie | Pappas | Torres Ray |
| Cohen | Hann | Limmer | Parry | Vanderveer |
| Dahms | Harrington | Lourey | Pederson | Wiger |
| Daley | Higgins | Magnus | Reinert | Wolf |
| DeKruif | Hoffman | Marty | Robling | |
| Dibble | Howe | McGuire | Rosen | |
| Dziedzic | Ingebrigtsen | Metzen | Senjem | |
| Eaton | Kelash | Michel | Sheran | |

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

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. 247: A bill for an act relating to insurance; regulating service cooperative refunds; requiring local government employees to approve participation in or withdrawal from the public

employees insurance program; amending Minnesota Statutes 2010, sections 43A.316, subdivision 5; 123A.21, by adding a subdivision; 471.611, subdivision 2.

Senate File No. 247 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned February 16, 2012

Senator Dahms moved that S.F. No. 247 be laid on the table. The motion prevailed.

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 392:

H.F. No. 392: A bill for an act relating to education; modifying provisions relating to school bus safety and standards; amending Minnesota Statutes 2010, sections 169.4501, subdivisions 1, 2; 169.4503, subdivisions 5, 20, by adding subdivisions; repealing Minnesota Statutes 2010, section 169.454, subdivision 10.

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

Howes, Sanders and Ward have been appointed as such committee on the part of the House.

House File No. 392 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted February 16, 2012

Senator Wolf moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 392, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1870 and 1926.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted February 16, 2012

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 1870: A bill for an act relating to education; allowing school districts to base unrequested leave of absence and certain discharge and demotion decisions on teacher evaluation outcomes; amending Minnesota Statutes 2010, sections 122A.40, subdivisions 10, 11, 19; 122A.41, subdivisions 14, 15; 123A.75, subdivision 1; Minnesota Statutes 2011 Supplement, sections 122A.245, subdivision 1; 122A.41, subdivision 6.

Referred to the Committee on Education.

H.F. No. 1926: A bill for an act relating to agriculture; providing for voluntary certification of good manufacturing practices for commercial feed and feed ingredients; authorizing fees for voluntary certification; modifying rule provisions relating to animal feed; appropriating money; amending Minnesota Statutes 2010, section 25.40, subdivisions 1, 2, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 25; repealing Minnesota Rules, parts 1510.2220; 1510.2230.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1527 now on the Calendar.

REPORTS OF COMMITTEES

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

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

H.F. No. 873: A bill for an act relating to education finance; removing obsolete language; amending Minnesota Statutes 2010, section 126C.10, subdivision 13a.

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. 1160: A bill for an act relating to education; recommending comprehensive eye exams; amending Minnesota Statutes 2010, section 121A.17, subdivisions 1, 3.

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 121A.17, subdivision 3, is amended to read:

Subd. 3. **Screening program.** (a) A screening program must include at least the following components: developmental assessments, hearing and vision screening or referral, immunization review and referral, the child's height and weight, identification of risk factors that may influence learning, an interview with the parent about the child, and referral for assessment, diagnosis, and treatment when potential needs are identified. The district and the person performing or supervising the screening must provide a parent or guardian with clear written notice that the parent or guardian may decline to answer questions or provide information about family circumstances that might affect development and identification of risk factors that may influence learning. The notice must state "Early childhood developmental screening helps a school district identify children who

may benefit from district and community resources available to help in their development. Early childhood developmental screening includes a vision screening that helps detect potential eye problems but is not a substitute for a comprehensive eye exam." The notice must clearly state that declining to answer questions or provide information does not prevent the child from being enrolled in kindergarten or first grade if all other screening components are met. If a parent or guardian is not able to read and comprehend the written notice, the district and the person performing or supervising the screening must convey the information in another manner. The notice must also inform the parent or guardian that a child need not submit to the district screening program if the child's health records indicate to the school that the child has received comparable developmental screening performed within the preceding 365 days by a public or private health care organization or individual health care provider. The notice must be given to a parent or guardian at the time the district initially provides information to the parent or guardian about screening and must be given again at the screening location.

(b) All screening components shall be consistent with the standards of the state commissioner of health for early developmental screening programs. A developmental screening program must not provide laboratory tests or a physical examination to any child. The district must request from the public or private health care organization or the individual health care provider the results of any laboratory test or physical examination within the 12 months preceding a child's scheduled screening.

(c) If a child is without health coverage, the school district must refer the child to an appropriate health care provider.

(d) A board may offer additional components such as nutritional, physical and dental assessments, review of family circumstances that might affect development, blood pressure, laboratory tests, and health history.

(e) If a statement signed by the child's parent or guardian is submitted to the administrator or other person having general control and supervision of the school that the child has not been screened because of conscientiously held beliefs of the parent or guardian, the screening is not required.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to new written notices printed after that date."

Amend the title as follows:

Page 1, line 2, delete "recommending comprehensive eye exams" and insert "modifying notice for early childhood developmental screening"

Amend the title numbers accordingly

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

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

S.F. No. 1528: A bill for an act relating to education; providing 21st century tools for teachers; encouraging students to take one online course; requiring a report; amending Minnesota Statutes 2010, sections 124D.095, subdivision 10; 126C.15, subdivision 1.

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

Page 1, line 22, after "(b)" insert "By June 30, 2013,"

Page 3, line 29, delete "January 11" and insert "June 30"

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

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

S.F. No. 1140: A bill for an act relating to public safety; clarifying placement of certain motor vehicle license plates; amending Minnesota Statutes 2010, section 169.79, subdivision 6.

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

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

S.F. No. 1072: A bill for an act relating to transportation; modifying reporting requirements; modifying provisions relating to electric-assisted bicycles, conservation officer vehicles and vehicle permits; establishing Mississippi River Trail bikeway; designating highways; clarifying driver's license requirement for train crews; clarifying traffic laws regarding flashing yellow lights and arrows; expanding authority for bus operation on highway shoulders; modifying vehicle equipment provisions; removing exceptions from child passenger restraint law; authorizing driver education online component; allowing city of Paynesville to retain certain funds; providing variance for seaplane base; removing obsolete language; making technical changes; appropriating money; amending Minnesota Statutes 2010, sections 85.015, by adding a subdivision; 85.018, subdivisions 2, 4; 160.263, subdivision 2; 160.845; 160.93, subdivisions 1, 2; 161.14, subdivision 66, by adding subdivisions; 162.081, subdivision 4; 168.012, subdivision 1; 168.013, subdivisions 1e, 3, 12; 168B.011, subdivision 12; 169.011, subdivision 27; 169.035, subdivision 1, by adding a subdivision; 169.06, subdivisions 5, 7; 169.19, subdivision 5; 169.223, subdivision 5; 169.306; 169.64, subdivision 2; 169.685, subdivisions 6, 7; 169.85, subdivision 2; 169.86, subdivisions 1, 4, by adding a subdivision; 169A.54, subdivisions 1, 6; 171.03; 171.061, subdivision 4; 171.30, subdivision 1; 171.306, subdivision 4; 174.02, by adding a subdivision; 174.56; 221.0314, subdivision 3a; 222.50, subdivision 4; 222.51; 222.53; 222.63, subdivision 9; Minnesota Statutes 2011 Supplement, sections 169.86, subdivision 5; 171.05, subdivision 2; 171.075, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 160; 171; repealing Minnesota Statutes 2010, sections 160.93, subdivision 2a; 161.08, subdivision 2; 168.012, subdivision 1b; 169A.54, subdivision 5; 222.48, subdivision 3a.

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

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

S.F. No. 393: A bill for an act relating to motor vehicles; establishing special plates for retired firefighters; amending Minnesota Statutes 2010, section 168.12, subdivision 2b, by adding a subdivision.

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

Page 1, delete section 1 and insert:

"Section 1. Minnesota Statutes 2011 Supplement, section 168.12, subdivision 2b, is amended to

read:

Subd. 2b. **Firefighters; special plates, rules.** (a) The commissioner shall issue special plates, or a single license plate in the case of a motorcycle plate, to any applicant who:

(1) is a member of a fire department receiving state aid under chapter 69, has a letter from the fire chief, and is an owner of a passenger automobile as defined in section 168.002, subdivision 24, a one-ton pickup truck as defined in section 168.002, subdivision 21b, or a motorcycle as defined in section 168.002, subdivision 19;

(2) pays a fee of \$10 and any other fees required by this chapter;

(3) pays the registration tax required by this chapter for the motor vehicle; and

(4) complies with this chapter and rules governing the registration of motor vehicles and licensing of drivers.

(b) In lieu of the identification required under subdivision 1, the special plates must bear an emblem of a Maltese Cross together with any numbers or characters prescribed by the commissioner.

(c) Special plates issued under this subdivision may only be used during the period that the owner of the motor vehicle is a member of a fire department as specified in this subdivision. When the individual to whom the special plates were issued is no longer a member of a fire department or when the motor vehicle ownership is transferred, the owner shall remove the special plates from the motor vehicle. If the commissioner receives written notification that an individual is no longer qualified for these special plates, the commissioner shall invalidate the plates and notify the individual of this action. The individual may retain the plate only upon demonstrating compliance with the qualifications of this subdivision. Upon removal or invalidation of the special plates, or special motorcycle plate, ~~either~~ the owner or purchaser of the motor vehicle shall obtain regular plates ~~or~~, a regular motorcycle plate, or special plates for the proper registration classification for the motor vehicle.

(d) A special motorcycle license plate issued under this subdivision must be the same size as a standard motorcycle license plate.

(e) Upon payment of a fee of \$5, plates issued under this subdivision for a passenger automobile or truck may be transferred to another passenger automobile or truck owned or jointly owned by the person to whom the plates were issued. On payment of a fee of \$5, a plate issued under this subdivision for a motorcycle may be transferred to another motorcycle owned or jointly owned by the person to whom the plate was issued.

(f) The commissioner may adopt rules under the Administrative Procedure Act, sections 14.001 to 14.69, to govern the issuance and use of the special plates authorized in this subdivision."

Page 2, line 24, delete "or" and insert "and"

Page 2, line 25, delete everything before "affirming"

Page 3, line 8, delete "2012" and insert "2013"

Amend the title numbers accordingly

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

Senator Magnus from the Committee on Agriculture and Rural Economies, to which was referred

S.F. No. 1534: A bill for an act relating to agriculture; delaying the effective date to eliminate certain limitations on wind easements; amending Laws 2008, chapter 296, article 1, section 25, as amended.

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

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

S.F. No. 1586: A bill for an act relating to crime; modifying the penalty for criminal neglect; amending Minnesota Statutes 2010, section 609.233, subdivision 1, by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2010, section 609.233, is amended to read:

609.233 CRIMINAL NEGLECT.

Subdivision 1. **Gross misdemeanor crime.** A caregiver or operator who intentionally neglects a vulnerable adult or knowingly permits conditions to exist that result in the abuse or neglect of a vulnerable adult is guilty of a gross misdemeanor. For purposes of this section, "abuse" has the meaning given in section 626.5572, subdivision 2, and "neglect" means a failure to provide a vulnerable adult with necessary food, clothing, shelter, health care, or supervision.

Subd. 1a. **Felony deprivation.** A caregiver or operator who intentionally deprives a vulnerable adult of necessary food, clothing, shelter, health care, or supervision, when the caregiver or operator is reasonably able to make the necessary provisions is guilty of a felony and may be sentenced as provided in subdivision 2a, if:

(1) the caregiver or operator knows or has reason to know the deprivation could likely result in substantial bodily harm or great bodily harm to the vulnerable adult; or

(2) the deprivation occurred over an extended period of time.

Subd. 2. **Exemptions.** A vulnerable adult is not neglected or deprived under subdivision 1 or 1a for the sole reason that:

(1) the vulnerable adult or a person with authority to make health care decisions for the vulnerable adult under sections 144.651, 144A.44, 253B.03, or 524.5-101 to 524.5-502, or chapter 145B, 145C, or 252A, refuses consent or withdraws consent, consistent with that authority and within the boundary of reasonable medical practice, to any therapeutic conduct, including any care, service, or procedure to diagnose, maintain, or treat the physical or mental condition of the vulnerable adult or, where permitted under law, to provide nutrition and hydration parenterally or

through intubation; this paragraph does not enlarge or diminish rights otherwise held under law by:

(i) a vulnerable adult or a person acting on behalf of a vulnerable adult, including an involved family member, to consent to or refuse consent for therapeutic conduct; or

(ii) a caregiver to offer or provide or refuse to offer or provide therapeutic conduct;

(2) the vulnerable adult, a person with authority to make health care decisions for the vulnerable adult, or a caregiver in good faith selects and depends upon spiritual means or prayer for treatment or care of disease or remedial care of the vulnerable adult in lieu of medical care, provided that this is consistent with the prior practice or belief of the vulnerable adult or with the expressed intentions of the vulnerable adult; or

(3) the vulnerable adult, who is not impaired in judgment or capacity by mental or emotional dysfunction or undue influence, engages in consensual sexual contact with: (i) a person including a facility staff person when a consensual sexual personal relationship existed prior to the caregiving relationship; or (ii) a personal care attendant, regardless of whether the consensual sexual personal relationship existed prior to the caregiving relationship.

Subd. 2a. **Penalties.** A person who violates subdivision 1a may be sentenced as follows:

(1) if the conduct results in great bodily harm to the vulnerable adult, imprisonment for not more than ten years or payment of a fine of not more than \$10,000, or both; and

(2) if the conduct results in substantial bodily harm to the vulnerable adult, imprisonment for not more than five years or payment of a fine of not more than \$5,000, or both.

Subd. 2b. **Affirmative defenses.** It shall be an affirmative defense to a prosecution under subdivision 1 or 1a, if proven by a preponderance of evidence, that:

(1) the defendant is an individual employed by a facility or operator and does not have managerial or supervisory authority, and was unable to reasonably make the necessary provisions due to inadequate staffing levels, inadequate supervision, or institutional policies;

(2) the defendant is a facility, an operator, or an employee of a facility or operator in a position of managerial or supervisory authority, and did not knowingly, intentionally, or recklessly permit criminal acts by its employees or agents that resulted in the harm to the vulnerable adult; or

(3) the defendant is a caregiver and failed to perform acts necessary to prevent the applicable level of harm, if any, to the vulnerable adult because the caregiver was acting reasonably and necessarily to provide care to another identified vulnerable adult.

EFFECTIVE DATE. This section is effective August 1, 2012, and applies to crimes committed on or after that date."

Delete the title and insert:

"A bill for an act relating to public safety; adding a felony-level penalty and affirmative defenses to the vulnerable adult neglect crime; amending Minnesota Statutes 2010, section 609.233."

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

SECOND READING OF SENATE BILLS

S.F. Nos. 1160, 1528, 1140, 1072 and 393 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. No. 873 was read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Saxhaug, Higgins, Kelash, Skoe and Dzedzic introduced—

S.F. No. 1928: A bill for an act relating to waters; modifying aquatic invasive species provisions; providing civil penalties; amending Minnesota Statutes 2011 Supplement, sections 84D.10, subdivision 4; 84D.105, subdivision 2; 84D.13, subdivision 5; 97C.341; proposing coding for new law in Minnesota Statutes, chapter 86B.

Referred to the Committee on Environment and Natural Resources.

Senators Pederson and Saxhaug introduced—

S.F. No. 1929: A bill for an act relating to capital investment; appropriating money for natural resources acquisition and development; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Koch introduced—

S.F. No. 1930: A bill for an act relating to education finance; authorizing a onetime fund transfer in certain school districts.

Referred to the Committee on Education.

Senator Hoffman introduced—

S.F. No. 1931: A bill for an act relating to health; requiring legislative approval before the commissioner of health can accept federal funds for purposes of establishing, implementing, or maintaining a health-related surveillance system or registry.

Referred to the Committee on Health and Human Services.

Senators Bonoff, Olson and Wiger introduced—

S.F. No. 1932: A bill for an act relating to education; clarifying continuing education requirements for substitute principals; amending Minnesota Statutes 2010, section 122A.14,

subdivision 3.

Referred to the Committee on Education.

Senators Hann, Hoffman, Hall, Nienow and Thompson introduced—

S.F. No. 1933: A bill for an act relating to health care; creating a health care compact; proposing coding for new law as Minnesota Statutes, chapter 143.

Referred to the Committee on Health and Human Services.

Senators Dahms, Bakk, Sparks and Hoffman introduced—

S.F. No. 1934: A bill for an act relating to insurance; regulating township mutual fire insurance company combination policies; amending Minnesota Statutes 2010, section 67A.191.

Referred to the Committee on Commerce and Consumer Protection.

Senators Rest, Reinert, Hayden, Dziedzic and Sieben introduced—

S.F. No. 1935: A bill for an act relating to the legislature; enacting various reforms; establishing districting principles and providing for appointment of a commission to recommend boundaries of legislative and congressional districts; establishing a council to determine compensation for legislators; modifying the council that recommends compensation for executive and judicial officials; providing for funding for state government if a complete budget is not enacted by July 1 of an odd-numbered year; modifying authority of the executive branch to reduced unexpended allotments; prohibiting meetings at certain times; prohibiting officers of major political parties from being employed by the legislature; expanding economic disclosure requirements; amending Minnesota Statutes 2010, sections 2.021; 3.055; 3.07; 3.18; 10A.09, subdivision 5; 15A.082, subdivisions 1, 2, 3, 4; 16A.103, by adding a subdivision; 16A.152, subdivision 4; 204B.14, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapters 2; 15A; 16A.

Referred to the Committee on State Government Innovation and Veterans.

Senator Gerlach introduced—

S.F. No. 1936: A bill for an act relating to mortuary science; modifying disinterment and reinterment requirements for cremated remains; amending Minnesota Statutes 2010, sections 149A.94, subdivision 4; 149A.96, subdivisions 1, 9.

Referred to the Committee on Health and Human Services.

Senators Ingebrigtsen and Harrington introduced—

S.F. No. 1937: A bill for an act relating to public safety; classifying criminal intelligence data under the Data Practices Act; establishing standards; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Judiciary and Public Safety.

Senators Stumpf and Skoe introduced–

S.F. No. 1938: A bill for an act relating to capital investment; appropriating money for flood hazard mitigation grants; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Skoe introduced–

S.F. No. 1939: A bill for an act relating to capital investment; appropriating money for flood hazard mitigation grants; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Kelash, Metzen, Marty, Tomassoni and Dzedzic introduced–

S.F. No. 1940: A bill for an act relating to unemployment compensation; creating the Bridge to Work Minnesota program; providing job-training incentives.

Referred to the Committee on Jobs and Economic Growth.

Senators Olson, Rest, Bakk, Senjem and Hoffman introduced–

S.F. No. 1941: A bill for an act relating to capital investment; appropriating money for repair and restoration improvements of the State Capitol; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Michel and Dzedzic introduced–

S.F. No. 1942: A bill for an act relating to capital investment; appropriating money for projects at the University of Minnesota; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Ingebrigtsen, Robling and Gazelka introduced–

S.F. No. 1943: A bill for an act relating to natural resources; modifying game and fish license requirements; providing for taking wolf; modifying requirements to take and transport wild animals; modifying department authority and duties; modifying restrictions on discharging firearms and bows; modifying predator control program; modifying deer baiting restrictions; modifying authority to remove beavers; modifying disposition of certain receipts; eliminating authority for certain executive orders; requiring rulemaking; providing civil penalties; appropriating money; amending Minnesota Statutes 2010, sections 17.4993, subdivision 2; 84.027, subdivision 14; 97A.015, subdivision 53; 97A.065, subdivision 6; 97A.085, by adding a subdivision; 97A.421, subdivision 3; 97A.451, subdivisions 3, 4, by adding a subdivision; 97A.473, subdivisions 3, 5, 5a; 97A.475, subdivisions 2, 3, 20; 97A.482; 97B.031, subdivisions 1, 2; 97B.035, subdivision 1a; 97B.055, subdivision 1; 97B.071; 97B.085, subdivision 3; 97B.328; 97B.601, subdivisions 3a, 4; 97B.603; 97B.605; 97B.671, subdivisions 3, 4; 97B.711, subdivision 1; 97B.805, subdivision 1; 97B.901; 97C.515, subdivisions 2, 4; Minnesota Statutes 2011 Supplement, sections 97A.075,

subdivision 1, by adding a subdivision; 97B.075; 97B.645, subdivision 9; 97B.667; proposing coding for new law in Minnesota Statutes, chapter 97B; repealing Minnesota Statutes 2010, sections 97A.045, subdivisions 8, 13; 97A.065, subdivision 1; 97A.095, subdivision 3; 97A.331, subdivision 7; 97A.485, subdivision 12; 97A.552; 97B.645, subdivision 2; 97C.031; 97C.515, subdivision 5.

Referred to the Committee on Environment and Natural Resources.

Senator Gerlach introduced—

S.F. No. 1944: A bill for an act relating to taxation; sales and use tax; exempting currency, coins, and bullion; amending Minnesota Statutes 2010, section 297A.67, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Gazelka, Skoe, Brown, Carlson and Saxhaug introduced—

S.F. No. 1945: A bill for an act relating to natural resources; providing for taking wolf; modifying predator control program; appropriating money; amending Minnesota Statutes 2010, sections 97A.015, subdivision 53; 97A.451, subdivision 3; 97A.473, subdivisions 3, 5, 5a; 97A.475, subdivisions 2, 3, 20; 97B.031, subdivisions 1, 2; 97B.035, subdivision 1a; 97B.601, subdivisions 3a, 4; 97B.603; 97B.605; 97B.671, subdivision 4; 97B.901; Minnesota Statutes 2011 Supplement, sections 97A.075, by adding a subdivision; 97B.075; 97B.645, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 97B; repealing Minnesota Statutes 2010, sections 97A.331, subdivision 7; 97B.645, subdivision 2.

Referred to the Committee on Environment and Natural Resources.

Senators Nelson, Pederson, Miller, Howe and Senjem introduced—

S.F. No. 1946: A bill for an act relating to state government; establishing funding in the event no agreement is reached on funding state government operations; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on Finance.

Senators Rosen, Sheran, Reinert and Hall introduced—

S.F. No. 1947: A bill for an act relating to occupations and professions; modifying provisions of the Athletic Trainers Practice Act; providing for licensure; establishing licensure fees; amending Minnesota Statutes 2010, sections 148.7802, subdivisions 3, 6, 9, by adding subdivisions; 148.7803; 148.7804; 148.7805; 148.7806; 148.7807; 148.7808, subdivisions 1, 4, 5, by adding a subdivision; 148.7809; 148.7810; 148.7811; 148.7812, subdivision 2; 148.7813, by adding a subdivision; 148.7814; 148.7815; repealing Minnesota Statutes 2010, sections 148.7802, subdivisions 4, 5; 148.7808, subdivisions 2, 3; 148.7813, subdivisions 1, 2, 3, 4.

Referred to the Committee on Health and Human Services.

Senators Hann, Nienow and Hoffman introduced—

S.F. No. 1948: A bill for an act relating to human services; modifying nursing facility rate equalization; amending Minnesota Statutes 2010, section 256B.48, subdivision 1.

Referred to the Committee on Health and Human Services.

Senators Magnus, Rosen, Brown, Lourey and Miller introduced—

S.F. No. 1949: A bill for an act relating to human services; providing rate increases for nursing facilities and the elderly waiver program; amending Minnesota Statutes 2010, section 256B.441, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Senators Harrington, Pappas and Dibble introduced—

S.F. No. 1950: A bill for an act relating to education finance; authorizing school districts to replace special education revenue lost to the statewide special education appropriations caps; proposing coding for new law in Minnesota Statutes, chapter 125A.

Referred to the Committee on Education.

Senators Marty, Eaton and Torres Ray introduced—

S.F. No. 1951: A bill for an act relating to health; preserving the effectiveness of antibiotics used in the treatment of human and animal diseases; prohibiting the disposal of prescription drugs containing antibiotics; prohibiting the nontherapeutic use of antibiotics in animal feed; requiring reports; amending Minnesota Statutes 2010, sections 25.33, by adding subdivisions; 151.212, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 25; 115.

Referred to the Committee on Agriculture and Rural Economies.

Senator Rosen introduced—

S.F. No. 1952: A bill for an act relating to retirement; volunteer firefighter relief associations; implementing the recommendations of the 2011-2012 state auditor volunteer fire working group; amending Minnesota Statutes 2010, sections 356.219, subdivision 8; 356A.01, subdivision 19; 356A.06, subdivision 6; 424A.016, subdivision 6; 424A.02, subdivisions 1, 7, 9.

Referred to the Committee on State Government Innovation and Veterans.

Senators Marty, Kelash, Tomassoni, Cohen and Latz introduced—

S.F. No. 1953: A bill for an act relating to occupational safety and health; permitting injured employees a civil remedy if an employer willfully or repeatedly violated safety laws; amending Minnesota Statutes 2010, section 182.666, subdivision 1.

Referred to the Committee on Jobs and Economic Growth.

Senator Marty introduced—

S.F. No. 1954: A bill for an act relating to public disclosure; expanding the definition of public official in the campaign finance and public disclosure law; amending Minnesota Statutes 2011 Supplement, section 10A.01, subdivision 35.

Referred to the Committee on Local Government and Elections.

Senators Marty, Eaton, Torres Ray and Higgins introduced—

S.F. No. 1955: A bill for an act relating to legislative ethics; requiring the senate and house of representatives to adopt rules prohibiting improper use of confidential information by legislators; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on State Government Innovation and Veterans.

Senators Nelson, Senjem, Miller and Howe introduced—

S.F. No. 1956: A bill for an act relating to courts; increasing the number of trial court judgeships in the third district; appropriating money; amending Minnesota Statutes 2010, section 2.722, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

Senators Nelson, Dahms, Pederson, Senjem and Michel introduced—

S.F. No. 1957: A bill for an act relating to job creation; providing for permit management and coordination; requiring centralized electronic accessibility to permit applications and documentation; proposing coding for new law in Minnesota Statutes, chapter 116J.

Referred to the Committee on Jobs and Economic Growth.

Senators Limmer, Ortman, Hoffman, Harrington and McGuire introduced—

S.F. No. 1958: A bill for an act relating to public safety; permitting law enforcement access to Department of Human Services electronic civil commitment data for a background check on an applicant for a permit to possess explosives; amending Minnesota Statutes 2010, section 245.041.

Referred to the Committee on Judiciary and Public Safety.

Senator Gerlach introduced—

S.F. No. 1959: A bill for an act relating to public safety; traffic regulations; causing death or great bodily harm by driving in an aggressive, inattentive, reckless, or careless manner; imposing criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation.

Senators Gimse, Sheran, Howe, Dibble and DeKruif introduced—

S.F. No. 1960: A bill for an act relating to transportation; directing commissioners of transportation and employment and economic development to study and report to the legislature about economic development related to freight railroad operation; amending Minnesota Statutes 2010, section 174.03, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Eaton, Bakk, Kruse and Limmer introduced—

S.F. No. 1961: A bill for an act relating to the city of Brooklyn Park; providing special tax increment financing rules.

Referred to the Committee on Local Government and Elections.

Senators Ingebrigtsen, Carlson, Pederson, Stumpf and Saxhaug introduced—

S.F. No. 1962: A bill for an act relating to game and fish; allowing scopes on muzzleloaders; amending Minnesota Statutes 2011 Supplement, section 97B.031, subdivision 5.

Referred to the Committee on Environment and Natural Resources.

Senators Higgins, Langseth, Hayden, Jungbauer and Rosen introduced—

S.F. No. 1963: A bill for an act relating to capital investment; appropriating money for renovation of the historic Masonic Temple at the Hennepin Center for the Arts, in Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Daley, Kelash, Tomassoni and Torres Ray introduced—

S.F. No. 1964: A bill for an act relating to labor and industry; implementing window cleaning safety measures; amending Minnesota Statutes 2010, section 326B.106, subdivision 4.

Referred to the Committee on Jobs and Economic Growth.

Senators Daley, Metzen, Dzedzic and Kelash introduced—

S.F. No. 1965: A bill for an act relating to labor and industry; clarifying the definition of home solicitation sale; amending Minnesota Statutes 2010, section 325G.06, subdivision 2.

Referred to the Committee on Jobs and Economic Growth.

Senators Hann, Hoffman, Hall and Jungbauer introduced—

S.F. No. 1966: A bill for an act relating to marriage; modifying grounds for marriage dissolution; requiring two-year waiting period in certain instances; amending Minnesota Statutes 2010, section 518.06, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

Senators Hann, Newman, Carlson and Gazelka introduced—

S.F. No. 1967: A bill for an act relating to insurance; permitting sale to Minnesota residents of health plans permitted under Minnesota law but not under federal law; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health and Human Services.

Senators Pederson and Fischbach introduced—

S.F. No. 1968: A bill for an act relating to taxation; sales and use; local government; modifying local sales and use tax for St. Cloud area cities; amending Laws 2005, First Special Session chapter 3, article 5, section 37, subdivisions 2, 4.

Referred to the Committee on Taxes.

Senators Vandever, Ingebrigtsen and Harrington introduced—

S.F. No. 1969: A bill for an act relating to state government; appropriating money for repairs of the Peace Officer's Memorial.

Referred to the Committee on State Government Innovation and Veterans.

Senators Howe, Miller, Harrington, Sieben and Thompson introduced—

S.F. No. 1970: A bill for an act relating to capital investment; appropriating money for rail capacity improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Gazelka, Stumpf, Olson, Bonoff and Nelson introduced—

S.F. No. 1971: A bill for an act relating to education finance; simplifying the approval process for food service equipment purchased from the food service fund; amending Minnesota Statutes 2010, section 124D.111, subdivision 3.

Referred to the Committee on Education.

Senators Ortman, Pederson, Chamberlain and Brown introduced—

S.F. No. 1972: A bill for an act relating to property taxes; reducing and eliminating the state general levy; modifying the additional property tax refund; appropriating money; amending Minnesota Statutes 2010, sections 275.025, subdivision 1, by adding a subdivision; 290A.04, subdivision 2h; repealing Minnesota Statutes 2010, section 275.025, subdivisions 1, 2, 4; Minnesota Statutes 2011 Supplement, section 275.025, subdivision 3.

Referred to the Committee on Taxes.

Senators Rosen, Benson, Lourey and Hall introduced—

S.F. No. 1973: A bill for an act relating to mortuary science; changing provisions for coroner or medical examiner duties; amending Minnesota Statutes 2010, sections 144.221, by adding a subdivision; 149A.01, subdivisions 3, 4; 149A.02, subdivisions 3, 5, 13a, 16, 19, 30, 36, by adding subdivisions; 149A.03; 149A.50, subdivisions 1, 2; 149A.52, subdivision 2; 149A.70, subdivision 6; 149A.71, subdivisions 2, 4; 149A.72, subdivision 2; 149A.80, subdivisions 2, 5, 6, 7; 149A.90; 149A.91, subdivisions 2, 3, 6; 149A.93, subdivisions 1, 2, 6, 7; 149A.94, subdivisions 1, 3; 149A.95, subdivisions 6, 7, 20; 149A.96, subdivisions 1, 4, 7; proposing coding for new law in Minnesota Statutes, chapter 306; repealing Minnesota Statutes 2010, section 149A.02, subdivision 29.

Referred to the Committee on Health and Human Services.

Senator Rest introduced—

S.F. No. 1974: A bill for an act relating to taxation; modifying withdrawal of lien notice requirements; amending Minnesota Statutes 2010, section 270C.63, subdivision 15.

Referred to the Committee on Judiciary and Public Safety.

Senators DeKruif, Parry, Robling, Senjem and Gimse introduced—

S.F. No. 1975: A bill for an act relating to state government; allowing operations on an ongoing basis for the Racing Commission and State Lottery; amending Minnesota Statutes 2010, sections 240.155, subdivision 1; 240.30, subdivision 9; 349A.10, by adding a subdivision.

Referred to the Committee on State Government Innovation and Veterans.

Senators Gerlach, Metzen, Hall, Senjem and Daley introduced—

S.F. No. 1976: A bill for an act relating to capital investment; appropriating money for asset preservation, exhibit renewal, and master plan design and implementation at the Minnesota Zoo; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Higgins introduced—

S.F. No. 1977: A bill for an act relating to property taxes; modifying exemptions; amending Minnesota Statutes 2010, section 272.02, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Hoffman introduced—

S.F. No. 1978: A bill for an act relating to health; requiring written informed consent before information is submitted to the commissioner of health for the early hearing detection and intervention program, heritable and congenital disorders tests, the birth defects information system, occupational diseases reporting, the trauma registry, the traumatic brain and spinal cord injury registry, the cancer surveillance system, and the lead surveillance system; amending Minnesota

Statutes 2010, sections 121A.15, subdivision 7; 135A.14, subdivision 4; 144.125, subdivision 3; 144.2215, subdivision 2; 144.2216, subdivision 4; 144.3351; 144.34; 144.4195, subdivision 3; 144.6071, subdivisions 2, 3; 144.663, subdivision 1; 144.68, subdivisions 1, 2, by adding a subdivision; 144.9502, subdivision 3; 144.966, subdivisions 3, 4; repealing Minnesota Statutes 2010, sections 13.3806, subdivision 10a; 144.4195, subdivisions 2, 6.

Referred to the Committee on Health and Human Services.

Senator Benson introduced—

S.F. No. 1979: A bill for an act relating to appropriations; appropriating money to study and develop recommendations for implementing a return on taxpayer investment methodology and practices for human services and corrections programs.

Referred to the Committee on State Government Innovation and Veterans.

Senator Benson introduced—

S.F. No. 1980: A bill for an act relating to transportation; Anoka County; county state-aid highway system; changing designation of a county road without local approval.

Referred to the Committee on Transportation.

Senators Newman, Ingebrigtsen, Limmer, Thompson and Harrington introduced—

S.F. No. 1981: A bill for an act relating to police officers; providing for uniform procedures for police civilian review authorities; amending Minnesota Statutes 2010, section 626.89, subdivision 2, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

Senators Wiger, Daley and DeKruif introduced—

S.F. No. 1982: A bill for an act relating to the permanent school fund; changing the Permanent School Fund Advisory Committee into a legislative commission; granting the commission authority to employ a director to oversee, manage, and administer school trust lands; amending Minnesota Statutes 2010, sections 16A.06, subdivision 11; 16A.125, subdivision 5; 84.027, subdivision 18; 84.085, subdivision 1; 92.12, subdivision 1; 92.121; 92.13; 93.2236; 94.342, subdivision 5; 127A.30; proposing coding for new law in Minnesota Statutes, chapter 127A.

Referred to the Committee on Education.

Senator DeKruif introduced—

S.F. No. 1983: A bill for an act relating to appropriations; eliminating the transfer of funds from the construction code fund to the general fund; amending Laws 2007, chapter 135, article 1, section 16.

Referred to the Committee on Jobs and Economic Growth.

Senators Lourey, Saxhaug and Bakk introduced—

S.F. No. 1984: A bill for an act relating to natural resources; allowing the sale of state nursery plant stock to soil and water conservation districts; amending Laws 2011, First Special Session chapter 2, article 4, section 30.

Referred to the Committee on Environment and Natural Resources.

Senator Lourey introduced—

S.F. No. 1985: A bill for an act relating to education finance; authorizing early repayment of maximum effort debt service loans.

Referred to the Committee on Education.

Senators Saxhaug, Tomassoni, Bakk and Skoe introduced—

S.F. No. 1986: A bill for an act relating to waters; modifying wetland replacement requirements; amending Minnesota Statutes 2010, section 103G.2241, subdivisions 9, 11, by adding a subdivision; Minnesota Statutes 2011 Supplement, section 103G.222, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senator Dibble introduced—

S.F. No. 1987: A bill for an act relating to human services; prohibiting medical assistance coverage for reparative therapy; amending Minnesota Statutes 2010, section 256B.0625, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Senators Rest, Skoe, Sieben, Eaton and Kelash introduced—

S.F. No. 1988: A bill for an act relating to taxation; conforming to changes made in the Internal Revenue Code; amending Minnesota Statutes 2011 Supplement, section 290.01, subdivision 19a.

Referred to the Committee on Taxes.

Senators Pederson and Sheran introduced—

S.F. No. 1989: A bill for an act relating to transportation; capital improvements; appropriating money for greater Minnesota transit; authorizing sale of bonds of the state.

Referred to the Committee on Transportation.

Senators Kruse and Olson introduced—

S.F. No. 1990: A bill for an act relating to education finance; expanding use of nonpublic pupil textbook aid; amending Minnesota Statutes 2010, sections 123B.41, by adding a subdivision; 123B.42; Minnesota Statutes 2011 Supplement, section 123B.41, subdivision 2.

Referred to the Committee on Education.

Senators Kruse and Olson introduced—

S.F. No. 1991: A bill for an act relating to permanent school fund; limiting portion of fire suppression costs that may be assessed against permanent school trust lands; amending Minnesota Statutes 2010, section 16A.125, subdivision 5.

Referred to the Committee on Environment and Natural Resources.

Senator Kruse introduced—

S.F. No. 1992: A bill for an act relating to the permanent school fund; limiting costs that may be assessed against permanent school trust lands to not more than 30 percent of the lands' gross revenue for that year; appropriating money; amending Minnesota Statutes 2010, section 16A.125, subdivision 5.

Referred to the Committee on Environment and Natural Resources.

Senators Pederson and DeKruif introduced—

S.F. No. 1993: A bill for an act relating to building codes; modifying plumbing code requirements related to sump pumps and drain tiles; amending Minnesota Statutes 2010, section 326B.43, by adding a subdivision.

Referred to the Committee on Jobs and Economic Growth.

Senators Limmer, Parry, Ingebrigtsen, Hann and Kruse introduced—

S.F. No. 1994: A bill for an act relating to public safety; requiring community notification when a person is released from the Minnesota sex offender program; amending Minnesota Statutes 2011 Supplement, section 253B.185, subdivision 10a.

Referred to the Committee on Judiciary and Public Safety.

MOTIONS AND RESOLUTIONS

Senator Bakk moved that the name of Senator Anderson be stricken as chief author and the name of Senator Hayden be added as chief author to S.F. No. 472. The motion prevailed.

Senator Sheran moved that the name of Senator Cohen be added as a co-author to S.F. No. 726. The motion prevailed.

Senator Harrington moved that the name of Senator Wiger be added as a co-author to S.F. No. 1123. The motion prevailed.

Senator Marty moved that the name of Senator Lourey be added as a co-author to S.F. No. 1186. The motion prevailed.

Senator Skoe moved that the name of Senator Sheran be added as a co-author to S.F. No. 1768.

The motion prevailed.

Senator Higgins moved that the names of Senators Rest, Sheran and Eaton be added as co-authors to S.F. No. 1823. The motion prevailed.

Senator Tomassoni moved that the name of Senator Latz be added as a co-author to S.F. No. 1901. The motion prevailed.

Senator Nelson moved that the name of Senator Dahms be added as a co-author to S.F. No. 1916. The motion prevailed.

Senator Pederson moved that the name of Senator Benson be added as a co-author to S.F. No. 1922. The motion prevailed.

Senator Hoffman moved that S.F. No. 1712 be withdrawn from the Committee on State Government Innovation and Veterans and returned to its author. The motion prevailed.

Pursuant to Rule 26, Senator Senjem, Chair of the Committee on Rules and Administration, designated H.F. No. 1770 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 1770: A bill for an act relating to education; requiring teacher candidates to pass basic skills exam; amending Minnesota Statutes 2010, sections 122A.18, subdivision 2; 122A.23, subdivision 2; Minnesota Statutes 2011 Supplement, section 122A.09, subdivision 4.

Senator Daley moved that the amendment made to H.F. No. 1770 by the Committee on Rules and Administration in the report adopted February 16, 2012, pursuant to Rule 45, be stricken. The motion prevailed. So the amendment was stricken.

H.F. No. 1770 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 60 and nays 1, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|------------|--------------|----------|------------|
| Bakk | Eaton | Ingebrigtsen | McGuire | Robling |
| Benson | Fischbach | Kelash | Metzen | Rosen |
| Bonoff | Gazelka | Koch | Michel | Senjem |
| Brown | Gerlach | Kruse | Nelson | Sheran |
| Carlson | Gimse | Kubly | Newman | Sieben |
| Chamberlain | Goodwin | Langseth | Nienow | Stumpf |
| Cohen | Hall | Latz | Olson | Thompson |
| Dahms | Hann | Lillie | Ortman | Tomassoni |
| Daley | Harrington | Limmer | Pappas | Torres Ray |
| DeKruif | Higgins | Lourey | Parry | Vandever |
| Dibble | Hoffman | Magnus | Pederson | Wiger |
| Dziedzic | Howe | Marty | Reinert | Wolf |

Those who voted in the negative were:

Skoe

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Senator Senjem moved that the Senate take up the Calendar. The motion prevailed.

CALENDAR

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; clarifying the general criminal code forfeiture law, necessity of conviction, and burden of proof; 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, subdivisions 1, 6a; 609.5314, subdivision 2; 609.5315, subdivisions 1, 5, 5a, 5b; 609.5318, subdivisions 2, 3; Minnesota Statutes 2011 Supplement, section 609.5314, subdivision 3.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|----------|----------|------------|
| Bakk | Fischbach | Koch | Nelson | Sieben |
| Benson | Gazelka | Kruse | Newman | Skoe |
| Bonoff | Gerlach | Kubly | Nienow | Stumpf |
| Brown | Gimse | Langseth | Olson | Thompson |
| Carlson | Goodwin | Latz | Ortman | Tomassoni |
| Chamberlain | Hall | Lillie | Pappas | Torres Ray |
| Cohen | Hann | Limmer | Parry | Vanderveer |
| Dahms | Harrington | Lourey | Pederson | Wiger |
| Daley | Higgins | Magnus | Reinert | Wolf |
| DeKruif | Hoffman | Marty | Robling | |
| Dibble | Howe | McGuire | Rosen | |
| Dziedzic | Ingebrigtsen | Metzen | Senjem | |
| Eaton | Kelash | Michel | Sheran | |

So the bill passed and its title was agreed to.

H.F. No. 382: A bill for an act relating to commerce; amending statutes regarding receiverships, assignments for the benefit of creditors, and nonprofit corporations; amending Minnesota Statutes 2010, sections 302A.753, subdivisions 2, 3; 302A.755; 302A.759, subdivision 1; 302A.761; 308A.945, subdivisions 2, 3; 308A.951; 308A.961, subdivision 1; 308A.965; 308B.935, subdivisions 2, 3; 308B.941; 308B.951, subdivision 1; 308B.955; 316.11; 317A.255, subdivision 1; 317A.753, subdivisions 3, 4; 317A.755; 317A.759, subdivision 1; 322B.836, subdivisions 2, 3; 322B.84; 462A.05, subdivision 32; 469.012, subdivision 2i; 540.14; 559.17, subdivision 2; 576.04; 576.06; 576.08; 576.09; 576.11; 576.121; 576.123; 576.144; 576.15; 576.16; proposing coding for new law in Minnesota Statutes, chapters 576; 577; repealing Minnesota Statutes 2010, sections 302A.759, subdivision 2; 308A.961, subdivision 2; 308B.951, subdivisions 2, 3; 317A.759, subdivision 2; 576.01; 577.01; 577.02; 577.03; 577.04; 577.05; 577.06; 577.08; 577.09; 577.10.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|----------|----------|------------|
| Bakk | Fischbach | Koch | Nelson | Sieben |
| Benson | Gazelka | Kruse | Newman | Skoe |
| Bonoff | Gerlach | Kubly | Nienow | Stumpf |
| Brown | Gimse | Langseth | Olson | Thompson |
| Carlson | Goodwin | Latz | Ortman | Tomassoni |
| Chamberlain | Hall | Lillie | Pappas | Torres Ray |
| Cohen | Hann | Limmer | Parry | Vanderveer |
| Dahms | Harrington | Lourey | Pederson | Wiger |
| Daley | Higgins | Magnus | Reinert | Wolf |
| DeKruif | Hoffman | Marty | Robling | |
| Dibble | Howe | McGuire | Rosen | |
| Dziedzic | Ingebrigtsen | Metzen | Senjem | |
| Eaton | Kelash | Michel | Sheran | |

So the bill passed and its title was agreed to.

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

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 34 and nays 27, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|-----------|--------------|----------|------------|
| Benson | Fischbach | Ingebrigtsen | Newman | Rosen |
| Brown | Gazelka | Koch | Nienow | Senjem |
| Carlson | Gerlach | Kruse | Olson | Sheran |
| Chamberlain | Gimse | Lillie | Ortman | Thompson |
| Dahms | Hall | Limmer | Parry | Vanderveer |
| Daley | Hann | Magnus | Pederson | Wolf |
| DeKruif | Hoffman | Michel | Robling | |

Those who voted in the negative were:

| | | | | |
|----------|------------|----------|---------|------------|
| Bakk | Goodwin | Langseth | Nelson | Tomassoni |
| Bonoff | Harrington | Latz | Pappas | Torres Ray |
| Cohen | Higgins | Lourey | Reinert | Wiger |
| Dibble | Howe | Marty | Sieben | |
| Dziedzic | Kelash | McGuire | Skoe | |
| Eaton | Kubly | Metzen | Stumpf | |

So the bill passed and its title was agreed to.

S.F. No. 1492: A bill for an act relating to state government; changing the date designated for Fallen Firefighters Memorial Day; amending Minnesota Statutes 2010, section 10.585.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|----------|----------|------------|
| Bakk | Fischbach | Koch | Nelson | Sieben |
| Benson | Gazelka | Kruse | Newman | Skoe |
| Bonoff | Gerlach | Kubly | Nienow | Stumpf |
| Brown | Gimse | Langseth | Olson | Thompson |
| Carlson | Goodwin | Latz | Ortman | Tomassoni |
| Chamberlain | Hall | Lillie | Pappas | Torres Ray |
| Cohen | Hann | Limmer | Parry | Vandever |
| Dahms | Harrington | Lourey | Pederson | Wiger |
| Daley | Higgins | Magnus | Reinert | Wolf |
| DeKruif | Hoffman | Marty | Robling | |
| Dibble | Howe | McGuire | Rosen | |
| Dziedzic | Ingebrigtsen | Metzen | Senjem | |
| Eaton | Kelash | Michel | Sheran | |

So the bill passed and its title was agreed to.

S.F. No. 1073: A bill for an act relating to education; proposing a transitions plan for high school students to successfully pursue postsecondary education and employment; appropriating money; amending Minnesota Statutes 2010, section 120B.125; proposing coding for new law in Minnesota Statutes, chapter 121A.

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 48 and nays 12, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|----------|----------|------------|
| Bakk | Dziedzic | Koch | Metzen | Rosen |
| Benson | Eaton | Kruse | Michel | Senjem |
| Bonoff | Fischbach | Kubly | Nelson | Sheran |
| Brown | Gazelka | Langseth | Newman | Sieben |
| Carlson | Gimse | Latz | Olson | Stumpf |
| Chamberlain | Goodwin | Lillie | Ortman | Torres Ray |
| Cohen | Hall | Limmer | Pappas | Wiger |
| Dahms | Harrington | Lourey | Parry | Wolf |
| DeKruif | Ingebrigtsen | Magnus | Pederson | |
| Dibble | Kelash | McGuire | Robling | |

Those who voted in the negative were:

| | | | |
|---------|---------|---------|-----------|
| Daley | Higgins | Nienow | Thompson |
| Gerlach | Hoffman | Reinert | Tomassoni |
| Hann | Howe | Skoe | Vandever |

So the bill passed and its title was agreed to.

S.F. No. 1371: A bill for an act relating to public safety; authorizing law enforcement agencies to sell forfeited firearms to federally licensed firearms dealers; amending Minnesota Statutes 2010, section 609.5316, subdivision 1.

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 52 and nays 9, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|----------|----------|-----------|
| Bakk | Gazelka | Kruse | Nelson | Sieben |
| Benson | Gerlach | Kubly | Newman | Skoe |
| Brown | Gimse | Langseth | Nienow | Stumpf |
| Carlson | Hall | Latz | Olson | Thompson |
| Chamberlain | Hann | Lillie | Ortman | Tomassoni |
| Dahms | Harrington | Limmer | Parry | Vandever |
| Daley | Hoffman | Lourey | Pederson | Wiger |
| DeKruif | Howe | Magnus | Robling | Wolf |
| Dziedzic | Ingebrigtsen | McGuire | Rosen | |
| Eaton | Kelash | Metzen | Senjem | |
| Fischbach | Koch | Michel | Sheran | |

Those who voted in the negative were:

| | | | | |
|--------|---------|---------|---------|------------|
| Bonoff | Dibble | Higgins | Pappas | Torres Ray |
| Cohen | Goodwin | Marty | Reinert | |

So the bill passed and its title was agreed to.

S.F. No. 1123: A bill for an act relating to public safety; including unlawful possession of a firearm by a minor for purposes of orders to enjoin gang activity; amending Minnesota Statutes 2010, section 617.91, subdivision 4.

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 59 and nays 2, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|----------|----------|-----------|
| Bakk | Fischbach | Kelash | Metzen | Rosen |
| Benson | Gazelka | Koch | Michel | Senjem |
| Bonoff | Gerlach | Kruse | Nelson | Sheran |
| Brown | Gimse | Kubly | Newman | Sieben |
| Carlson | Goodwin | Langseth | Nienow | Skoe |
| Chamberlain | Hall | Latz | Olson | Stumpf |
| Cohen | Hann | Lillie | Ortman | Thompson |
| Dahms | Harrington | Limmer | Pappas | Tomassoni |
| Daley | Higgins | Lourey | Parry | Vandever |
| DeKruif | Hoffman | Magnus | Pederson | Wiger |
| Dziedzic | Howe | Marty | Reinert | Wolf |
| Eaton | Ingebrigtsen | McGuire | Robling | |

Those who voted in the negative were:

| | |
|--------|------------|
| Dibble | Torres Ray |
|--------|------------|

So the bill passed and its title was agreed to.

RECESS

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

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

APPOINTMENTS

Senator Senjem from the Subcommittee on Conference Committees recommends that the

following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 392: Senators Wolf, Parry and Harrington.

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

MEMBERS EXCUSED

Senators Hayden, Jungbauer, Miller, Rest, Saxhaug and Sparks were excused from the Session of today.

ADJOURNMENT

Senator Senjem moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 23, 2012. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate