

## THIRTEENTH DAY

St. Paul, Minnesota, Wednesday, February 13, 2013

The Senate met at 11:00 a.m. and was called to order by the President.

**CALL OF THE SENATE**

Senator Bakk 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. Phil Shaw.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

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

Anderson	Eaton	Jensen	Ortman	Senjem
Bakk	Eken	Johnson	Osmek	Sheran
Benson	Fischbach	Kent	Pappas	Sieben
Bonoff	Franzen	Kiffmeyer	Pederson, J.	Skoe
Carlson	Gazelka	Koenen	Petersen, B.	Sparks
Chamberlain	Goodwin	Latz	Pratt	Stumpf
Champion	Hall	Limmer	Reinert	Thompson
Clausen	Hann	Lourey	Rest	Tomassoni
Cohen	Hawj	Marty	Rosen	Torres Ray
Dahle	Hayden	Miller	Ruud	Weber
Dahms	Hoffman	Nelson	Saxhaug	Westrom
Dibble	Housley	Newman	Scalze	Wiger
Dziedzic	Ingebrigtsen	Nienow	Schmit	Wiklund

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 communication was received.

February 4, 2013

The Honorable Sandra L. Pappas  
President of the Senate

Dear Senator Pappas:

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

## BOARD OF THE ARTS

Anton Treuer, 701 Swenson Rd. N.E., Bemidji, in the county of Beltrami, effective February 9, 2013, for a term expiring on January 2, 2017.

(Referred to the Committee on State and Local Government.)

Sincerely,  
Mark Dayton, Governor

## REPORTS OF COMMITTEES

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

**Senator Dibble from the Committee on Transportation and Public Safety, to which was referred**

**S.F. No. 76:** A bill for an act relating to transportation; highways; designating a segment of marked Trunk Highway 23 as Officer Tom Decker Memorial Highway; amending Minnesota Statutes 2012, section 161.14, by adding a subdivision.

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

**Senator Dibble from the Committee on Transportation and Public Safety, to which was referred**

**S.F. No. 91:** A bill for an act relating to transportation; highways; requiring periodic review of property owned or controlled by the department for the purpose of determining surplus; requiring a report; amending Minnesota Statutes 2012, section 161.41, 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 2012, section 161.44, is amended by adding a subdivision to read:

Subd. 1a. **Periodic review.** (a) The commissioner shall examine all real property owned by the state and under the custodial control of the department to decide whether any real property may be declared as surplus and suitable for sale or some other means of disposal.

(b) The commissioner shall report its findings under paragraph (a) to the house of representatives and senate committees with jurisdiction over transportation policy and finance by March 1 of each odd-numbered year. The report may be submitted electronically, and is subject to section 3.195, subdivision 1.

(c) For purposes of this subdivision, "surplus" means real property that is no longer needed for state highway purposes, and that has not been used for state highway purposes for the previous five years."

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 Pappas from the Committee on State and Local Government, to which was referred**

**S.F. No. 99:** A bill for an act relating to local government; changing the city of Minneapolis and the Minneapolis Park and Recreation Board joint dedication fee; amending Laws 2006, chapter 269, section 2, as amended.

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

Page 1, line 20, reinstate "application" and reinstate "and"

Page 1, delete lines 21 to 23

Page 2, delete lines 1 to 2 and insert:

"**EFFECTIVE DATE.** This section is effective the day following final enactment and applies to joint dedication fee ordinances adopted or amended by the city of Minneapolis and the Minneapolis Park and Recreation Board before, on, or after that date."

Page 2, after line 2, insert:

"Sec. 2. **CITY OF ST. PAUL DEDICATION FEE.**

The City of St. Paul may require that a reasonable portion of land be dedicated to the public or impose a dedication fee in conjunction with the construction permit required for new housing units and new commercial and industrial development in the city, wherever located, for public parks, playgrounds, recreational facilities, wetlands, trails, or open space. The dedication of land or dedication fee must be imposed by an ordinance enacted by the city council. The cash fee may be set at a flat fee rate per net new residential unit. The ordinance may exclude senior housing and affordable housing from paying the fee or the dedication of land. The provisions of Minnesota Statutes, section 462.358, subdivisions 2b, paragraph (b); and 2c, apply to the application and use of the dedication of land or the dedication fee.

**EFFECTIVE DATE.** This section is effective the day following final enactment and applies to dedication fee ordinances adopted or amended by the city of St. Paul before, on, or after that date."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "establishing a city of St. Paul dedication fee;"

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

**Senator Pappas from the Committee on State and Local Government, to which was referred**

**S.F. No. 191:** A bill for an act relating to state government; modifying audit requirements; amending Minnesota Statutes 2012, section 469.3201.

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 2012, section 32C.04, is amended to read:

**32C.04 ACCOUNTS; AUDITS.**

The authority may establish funds and accounts that it determines to be reasonable and necessary to conduct the business of the authority. The board shall ~~provide for and pay the cost of an independent annual audit of its official books and records~~ be subject to audit by the state legislative auditor. A copy of ~~this~~ an audit must be filed with the secretary of state.

Sec. 2. Minnesota Statutes 2012, section 469.3201, is amended to read:

**469.3201 STATE LEGISLATIVE AUDITOR; AUDITS OF JOB OPPORTUNITY BUILDING ZONES AND BUSINESS SUBSIDY AGREEMENTS.**

~~As resources allow, the Office of the State Auditor~~ legislative auditor must annually audit the creation and operation of all job opportunity building zones and business subsidy agreements entered into under Minnesota Statutes, sections 469.310 to 469.320. ~~To the extent necessary to perform this audit, the state auditor may request from the commissioner of revenue tax return information of taxpayers who are eligible to receive tax benefits authorized under section 469.315. To the extent necessary to perform this audit, the state auditor may request from the commissioner of employment and economic development wage detail report information required under section 268.044 of taxpayers eligible to receive tax benefits authorized under section 469.315. All public officials and parties to the agreements shall comply with the requirements of section 3.978, subdivision 2.~~

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 Pappas from the Committee on State and Local Government, to which was referred**

**S.F. No. 237:** A bill for an act relating to state government; creating a state auditor enterprise fund; appropriating money; amending Minnesota Statutes 2012, sections 6.48; 6.56, subdivision 2; 471.699; proposing coding for new law in Minnesota Statutes, chapter 6; repealing Minnesota Statutes 2012, section 6.58.

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

**Senator Pappas from the Committee on State and Local Government, to which was referred**

**S.F. No. 255:** A bill for an act relating to state government; providing for accounting software development and updating; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 6.

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

Delete everything after the enacting clause and insert:

"Section 1. [6.475] CITY AND TOWN ACCOUNTING SYSTEM SOFTWARE.

(a) The state auditor may charge user fees to cities, towns, and other government entities for the development, maintenance, and distribution of the small city and town accounting system software.

(b) A city and town accounting systems (CTAS) account is established in the special revenue fund.

(c) Amounts received under paragraph (a) shall be credited to the CTAS account in the special revenue fund and are appropriated to the state auditor for all costs associated with the development, maintenance, and distribution of the small city and town accounting system software."

Amend the title as follows:

Page 1, line 3, delete "appropriating money;"

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 39:** A bill for an act relating to health; requiring continuing education hours for certification as a community paramedic; amending Minnesota Statutes 2012, section 144E.28, subdivision 9.

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

Page 1, line 16, reinstate the stricken "and"

Page 1, line 17, reinstate the stricken period and delete "; and"

Page 1, delete lines 18 to 20

Page 2, line 6, after the third comma, insert "renewal,"

Page 2, line 7, after the period, insert "In addition to the renewal requirements in subdivision 7, a community paramedic must complete an additional 12 hours of continuing education in clinical topics approved by the ambulance service medical director."

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 111:** A bill for an act relating to health; creating a grant program for spinal cord injury and traumatic brain injury research; establishing the spinal cord and traumatic brain injury advisory committee; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Page 1, line 13, delete "publicly funded research" and after "institutions" insert "in Minnesota"

Page 2, line 3, delete "an eight-member" and insert "a nine-member"

Page 2, after line 5, insert:

"(2) one member representing the Mayo Medical School;"

Page 2, line 6, delete "(2)" and insert "(3)"

Page 2, line 7, delete "(3)" and insert "(4)"

Page 2, line 8, delete "(4)" and insert "(5)"

Page 2, line 10, delete "(5)" and insert "(6)"

Page 2, line 12, delete "(6)" and insert "(7)"

Page 2, line 13, delete "(7)" and insert "(8)"

Page 2, line 15, delete "(8)" and insert "(9)"

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 147:** A bill for an act relating to human services; modifying medical assistance co-payment requirements; amending Minnesota Statutes 2012, section 256B.0631, subdivision 1.

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

**Senator Sheran from the Committee on Health, Human Services and Housing, to which was referred**

**S.F. No. 159:** A bill for an act relating to human services; creating an exception to the intermediate care facility for persons with developmental disabilities moratorium; allowing for a rate adjustment; amending Minnesota Statutes 2012, sections 252.291, by adding a subdivision; 256B.501, by adding a subdivision.

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

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

**H.F. No. 9** for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
9	5				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 9 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 9, the third engrossment; and insert the language after the enacting clause of S.F. No. 5, the second engrossment; further, delete the title of H.F. No. 9, the third engrossment; and insert the title of S.F. No. 5, the second engrossment.

And when so amended H.F. No. 9 will be identical to S.F. No. 5, and further recommends that H.F. No. 9 be given its second reading and substituted for S.F. No. 5, and that the Senate File be indefinitely postponed.

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

### **SECOND READING OF SENATE BILLS**

S.F. Nos. 76, 99 and 39 were read the second time.

### **SECOND READING OF HOUSE BILLS**

H.F. No. 9 was read the second time.

### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

#### **Senator Eken introduced—**

**S.F. No. 395:** A bill for an act relating to capital investment; appropriating money for the transportation center project at Minnesota State Community and Technical College in Moorhead; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

#### **Senator Eken introduced—**

**S.F. No. 396:** A bill for an act relating to capital investment; appropriating money for higher education asset preservation and replacement (HEAPR) at Minnesota State University, Moorhead; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

#### **Senator Senjem introduced—**

**S.F. No. 397:** A bill for an act relating to taxation; income and franchise; historic preservation and job creation; extending the sunset on the historic structure rehabilitation tax credit; amending Minnesota Statutes 2012, section 290.0681, subdivision 10.

Referred to the Committee on Taxes.

#### **Senator Hoffman introduced—**

**S.F. No. 398:** A bill for an act relating to capital investment; appropriating money for a bioscience addition at Anoka-Ramsey Community College; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Tomassoni, Marty, Eken, Cohen and Hayden introduced—**

**S.F. No. 399:** A bill for an act relating to state government; creating the family economic security act; increasing minimum wage rates; modifying child care assistance; providing a new child care tax credit; expanding the working family tax credit; appropriating money; amending Minnesota Statutes 2012, sections 119B.02, subdivision 1; 119B.03, subdivision 9; 119B.035, subdivision 1; 119B.08, subdivision 3; 119B.09, subdivisions 1, 4a; 177.23, subdivision 7; 177.24, subdivision 1; 177.27, subdivisions 7, 8; 256.017, subdivision 9; 290.0671, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 2012, sections 119B.03, subdivisions 1, 2, 4, 5, 6, 6a, 6b, 8; 119B.09, subdivision 3; 177.23, subdivision 11.

Referred to the Committee on Health, Human Services and Housing.

**Senators Brown, Ingebrigtsen, Westrom, Newman and Limmer introduced—**

**S.F. No. 400:** A bill for an act relating to public safety; firearms; providing that any new federal law designed to ban or limit any personal firearm, magazine, accessory, or ammunition or to require the registration of any firearm or firearm owner shall be unenforceable; providing for criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 624.

Referred to the Committee on Judiciary.

**Senators Fischbach, Chamberlain, Weber, Osmek and Gazelka introduced—**

**S.F. No. 401:** A bill for an act relating to state government; providing for zero-based budgeting; proposing coding for new law in Minnesota Statutes, chapter 16A.

Referred to the Committee on Finance.

**Senators Rosen, Franzen and Eken introduced—**

**S.F. No. 402:** A bill for an act relating to human services; modifying the adoption assistance program to allow reimbursement for child care; amending Minnesota Statutes 2012, section 259A.20, subdivision 4.

Referred to the Committee on Health, Human Services and Housing.

**Senators Clausen, Eken, Bonoff, Torres Ray and Carlson introduced—**

**S.F. No. 403:** A bill for an act relating to higher education; requiring the study of a state loan program to refinance student loans.

Referred to the Committee on Higher Education and Workforce Development.

**Senators Rosen, Fischbach, Hoffman and Eaton introduced—**

**S.F. No. 404:** A bill for an act relating to health occupations; creating licensure for music therapists; imposing fees and civil penalties; proposing coding for new law as Minnesota Statutes, chapter 146C.

Referred to the Committee on Health, Human Services and Housing.



**Senator Anderson introduced—**

**S.F. No. 405:** A bill for an act relating to state government; designating the state poem; proposing coding for new law in Minnesota Statutes, chapter 1.

Referred to the Committee on State and Local Government.

**Senators Dahle, Carlson, Eaton and Dibble introduced—**

**S.F. No. 406:** A bill for an act relating to youth; establishing the Minnesota Youth Council Committee; proposing coding for new law as Minnesota Statutes, chapter 16F.

Referred to the Committee on State and Local Government.

**Senators Franzen, Nelson, Senjem and Bonoff introduced—**

**S.F. No. 407:** A bill for an act relating to human services; appropriating money for programs related to reducing fetal alcohol syndrome.

Referred to the Committee on Finance.

**Senators Franzen, Senjem and Sheran introduced—**

**S.F. No. 408:** A bill for an act relating to human services; appropriating money for programs related to reducing fetal alcohol syndrome.

Referred to the Committee on Finance.

**Senators Pappas, Eken, Schmit and Koenen introduced—**

**S.F. No. 409:** A bill for an act relating to employment; requiring pregnancy leave; requiring employment accommodations for pregnant women; amending Minnesota Statutes 2012, section 181.942, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Jobs, Agriculture and Rural Development.

**Senators Clausen, Carlson, Nelson, Johnson and Torres Ray introduced—**

**S.F. No. 410:** A bill for an act relating to education; standardizing requirements for an adult high school diploma; establishing an advisory task force; authorizing rulemaking; amending Minnesota Statutes 2012, section 124D.52, by adding a subdivision.

Referred to the Committee on Education.

**Senators Dibble, Dziedzic and Latz introduced—**

**S.F. No. 411:** A bill for an act relating to real property; creating a notice requirement for sellers in real estate sales for contracts for deed; creating a civil action remedy for violations of the notice requirements for contracts for deed; amending Minnesota Statutes 2012, sections 82.55, subdivision 19; 507.235, subdivision 2; 559.211, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 559; repealing Minnesota Statutes 2012, section 507.235, subdivision 4.

Referred to the Committee on Judiciary.

**Senator Franzen introduced—**

**S.F. No. 412:** A bill for an act relating to redistricting; adjusting the house of representatives district boundaries within senate district 49; repealing obsolete district descriptions; proposing coding for new law in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 2012, sections 2.444; 2.484.

Referred to the Committee on Rules and Administration.

**Senator Goodwin introduced—**

**S.F. No. 413:** A bill for an act relating to public safety; modifying the judicial process for restoring firearms eligibility to violent felons; amending Minnesota Statutes 2012, section 609.165, subdivision 1d.

Referred to the Committee on Judiciary.

**Senators Dzedzic and Dibble introduced—**

**S.F. No. 414:** A bill for an act relating to public safety; traffic regulations; prohibiting parking in designated bicycle lanes; amending Minnesota Statutes 2012, section 169.34, subdivision 1.

Referred to the Committee on Transportation and Public Safety.

**Senators Dzedzic and Dibble introduced—**

**S.F. No. 415:** A bill for an act relating to public safety; traffic regulations; prohibiting motor vehicles from driving in designated bicycle lanes except under certain conditions; requiring that drivers yield to bicycles before crossing a bicycle lane in order to turn; amending Minnesota Statutes 2012, sections 169.18, subdivisions 4, 7; 169.19, subdivision 1.

Referred to the Committee on Transportation and Public Safety.

**Senator Newman introduced—**

**S.F. No. 416:** A bill for an act relating to public safety; authorizing a pilot project for the Office of Administrative Hearings to review driver's license revocation or disqualification and motor vehicle plate impoundment resulting from implied consent violations.

Referred to the Committee on Judiciary.

**Senator Ingebrigtsen introduced—**

**S.F. No. 417:** A bill for an act relating to the city of Fergus Falls; authorizing the city of Fergus Falls to establish and exercise border city development zone powers; appropriating money.

Referred to the Committee on Taxes.

**Senator Ingebrigtsen introduced—**

**S.F. No. 418:** A bill for an act relating to capital investment; appropriating money for renovation and expansion of the Perham Area Community Center; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Clausen; Hoffman; Bonoff; Petersen, B. and Pratt introduced—**

**S.F. No. 419:** A bill for an act relating to education finance; authorizing compensatory revenue to be spent on early education efforts, including parental outreach; amending Minnesota Statutes 2012, section 126C.15, subdivisions 1, 2.

Referred to the Committee on Education.

**Senator Sparks introduced—**

**S.F. No. 420:** A bill for an act relating to capital investment; appropriating money for the Blazing Star State Trail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senator Sparks introduced—**

**S.F. No. 421:** A bill for an act relating to capital investment; appropriating money for the Shooting Star State Trail; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Sheran, Champion, Rosen, Hayden and Hall introduced—**

**S.F. No. 422:** A bill for an act relating to children; creating the Family Reunification Act of 2013; amending Minnesota Statutes 2012, section 260C.101, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 260C.

Referred to the Committee on Judiciary.

**Senators Hawj, Sieben and Hayden introduced—**

**S.F. No. 423:** A bill for an act relating to environment; authorizing certain expenditures from clean water fund; modifying reporting requirements; modifying Petroleum Tank Release Cleanup Act; repealing obsolete rules; appropriating money; amending Minnesota Statutes 2012, sections 114D.50, subdivision 4; 115A.1320, subdivision 1; 115B.20, subdivision 6; 115B.28, subdivision 1; 115C.02, subdivision 4, by adding a subdivision; 115C.08, subdivision 4, by adding a subdivision; 115D.10; 116.48, subdivision 6; 473.846; repealing Minnesota Rules, parts 7021.0010, subparts 1, 2, 4, 5; 7021.0020; 7021.0030; 7021.0040; 7021.0050, subpart 5; 9210.0300; 9210.0310; 9210.0320; 9210.0330; 9210.0340; 9210.0350; 9210.0360; 9210.0370; 9210.0380; 9220.0530, subpart 6.

Referred to the Committee on Environment and Energy.

**Senator Schmit introduced—**

**S.F. No. 424:** A bill for an act relating to the Rochester local sales tax; modifying the list of cities that share some of the revenue; amending Laws 1998, chapter 389, article 8, section 43, subdivision 3, as amended.

Referred to the Committee on Taxes.

**Senator Schmit introduced—**

**S.F. No. 425:** A bill for an act relating to capital investment; appropriating money for scientific and natural areas acquisition and for acquisition of easements in wellhead protection areas; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senator Kiffmeyer introduced—**

**S.F. No. 426:** A bill for an act relating to transportation; capital investment; appropriating money for expanding capacity on a portion of Interstate Highway 94; authorizing sale of trunk highway bonds.

Referred to the Committee on Finance.

**Senators Saxhaug, Tomassoni, Ruud, Dibble and Gazelka introduced—**

**S.F. No. 427:** A bill for an act relating to tourism; motor vehicles; modifying the deposit of revenues from the rental motor vehicles tax; amending Minnesota Statutes 2012, section 297A.94.

Referred to the Committee on Taxes.

**Senators Saxhaug, Tomassoni, Ruud, Dibble and Gazelka introduced—**

**S.F. No. 428:** A bill for an act relating to tourism; appropriating money for Explore Minnesota Tourism.

Referred to the Committee on Finance.

**Senator Dahle introduced—**

**S.F. No. 429:** A bill for an act relating to education; repealing the requirement that licensed K-12 teachers pass a basic skills examination in reading, writing, and mathematics as a condition for receiving a teaching license; amending Minnesota Statutes 2012, sections 122A.09, subdivision 4; 122A.18, subdivisions 2, 2a; 122A.23, subdivision 2; 122A.245, subdivisions 1, 7.

Referred to the Committee on Education.

**Senators Eaton, Marty, Goodwin and Lourey introduced—**

**S.F. No. 430:** A bill for an act relating to public safety; providing for an aggressive initiative against chemical dependency; increasing the tax on alcoholic beverages to fund this initiative;

eliminating obsolete language and making technical corrections; appropriating money; amending Minnesota Statutes 2012, sections 169A.275, subdivision 5; 169A.284, subdivision 1; 169A.70, subdivisions 2, 3, 7, by adding subdivisions; 254B.01, subdivision 2; 254B.02, subdivision 1; 254B.04, subdivisions 1, 3; 254B.06, subdivision 1; 297G.03, subdivisions 1, 2; 297G.04, subdivisions 1, 2; 609.115, subdivision 8; 609.135, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 254A; 373; 609.

Referred to the Committee on Judiciary.

**Senators Eaton, Sheran and Lourey introduced—**

**S.F. No. 431:** A bill for an act relating to health; allowing a licensed dietitian or licensed nutritionist to adhere to a practice guideline or protocol for a legend drug prescribed by a physician; amending Minnesota Statutes 2012, section 151.37, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 148.

Referred to the Committee on Health, Human Services and Housing.

**Senators Dzedzic, Tomassoni, Hayden, Torres Ray and Senjem introduced—**

**S.F. No. 432:** A bill for an act relating to workforce development; appropriating money for a grant to the African Development Center for job training.

Referred to the Committee on Finance.

**Senator Limmer introduced—**

**S.F. No. 433:** A bill for an act relating to government data; permitting medical examiners and coroners to use license and identification card photographs under certain circumstances; amending Minnesota Statutes 2012, section 171.07, subdivision 1a.

Referred to the Committee on Judiciary.

**Senators Thompson, Wiger and Hann introduced—**

**S.F. No. 434:** A bill for an act relating to education; modifying teacher licensure requirements; amending Minnesota Statutes 2012, sections 122A.09, subdivision 4; 122A.18, subdivision 2.

Referred to the Committee on Education.

**Senators Latz, Bonoff, Wiklund and Senjem introduced—**

**S.F. No. 435:** A bill for an act relating to taxation; sales and use; eliminating sales tax on purchases by political subdivisions; amending Minnesota Statutes 2012, section 297A.70, subdivision 2.

Referred to the Committee on Taxes.

**Senators Metzen, Sieben, Wiger and Ortman introduced—**

**S.F. No. 436:** A bill for an act relating to clean water; authorizing use of the clean water fund to support local inflow and infiltration reduction programs; appropriating money; amending Minnesota Statutes 2012, section 114D.50, subdivision 3.

Referred to the Committee on Finance.

**Senator Ortman introduced—**

**S.F. No. 437:** A bill for an act relating to capital investment; appropriating money for a safe pedestrian crossing over Highway 212 in Norwood-Young America; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senator Ruud introduced—**

**S.F. No. 438:** A bill for an act relating to capital investment; appropriating money for a new veterans nursing home in Brainerd; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Saxhaug, Pappas, Hayden and Goodwin introduced—**

**S.F. No. 439:** A bill for an act relating to retirement; modifying laws governing voluntary membership dues deductions from retirement annuities; amending Minnesota Statutes 2012, section 356.91.

Referred to the Committee on State and Local Government.

**Senators Dibble, Tomassoni, Saxhaug, Hawj and Ruud introduced—**

**S.F. No. 440:** A bill for an act relating to economic development; appropriating money for grants for Centers for Independent Living.

Referred to the Committee on Finance.

**MOTIONS AND RESOLUTIONS**

Senator Dibble moved that the name of Senator Gazelka be added as a co-author to S.F. No. 54. The motion prevailed.

Senator Dibble moved that the name of Senator Sheran be added as a co-author to S.F. No. 210. The motion prevailed.

Senator Franzen moved that the name of Senator Reinert be added as a co-author to S.F. No. 319. The motion prevailed.

Senator Hoffman moved that the name of Senator Reinert be added as a co-author to S.F. No. 322. The motion prevailed.

Senator Franzen moved that the name of Senator Reinert be added as a co-author to S.F. No. 350. The motion prevailed.

Senator Saxhaug moved that his name be stricken as a co-author to S.F. No. 363. The motion prevailed.

Senator Saxhaug moved that his name be stricken as a co-author to S.F. No. 364. The motion prevailed.

Senator Saxhaug moved that his name be stricken as a co-author to S.F. No. 365. The motion prevailed.

Senator Petersen, B. moved that the names of Senators Goodwin, Johnson and Chamberlain be added as co-authors to S.F. No. 378. The motion prevailed.

Senator Sieben moved that the name of Senator Wiklund be added as a co-author to S.F. No. 379. The motion prevailed.

Senator Pappas moved that the name of Senator Nelson be added as a co-author to S.F. No. 384. The motion prevailed.

Senator Dibble moved that the name of Senator Rest be added as a co-author to S.F. No. 385. The motion prevailed.

Senator Koenen moved that S.F. No. 226 be withdrawn from the Committee on Taxes and re-referred to the Committee on Jobs, Agriculture and Rural Development. The motion prevailed.

Senator Nelson moved that S.F. No. 285 be withdrawn from the Committee on Taxes and re-referred to the Committee on Jobs, Agriculture and Rural Development. The motion prevailed.

Senator Rest moved that S.F. No. 303 be withdrawn from the Committee on Taxes and re-referred to the Committee on Finance. The motion prevailed.

Senator Sieben moved that S.F. No. 379 be withdrawn from the Committee on Commerce and re-referred to the Committee on Environment and Energy. The motion prevailed.

**Senator Nelson introduced –**

**Senate Resolution No. 32:** A Senate resolution honoring Cadet Captain Elias J. Rosedahl on receiving the Amelia Earhart Award.

Referred to the Committee on Rules and Administration.

Senator Bakk moved that H.F. No. 6 be taken from the table and given a second reading. The motion prevailed.

**H.F. No. 6:** A bill for an act relating to taxation; conforming certain income, franchise, and property tax refund provisions for tax year 2012 to the provisions of the Federal Aviation Administration Modernization and Reform Act of 2012 and the American Taxpayer Relief Act of 2012; amending Minnesota Statutes 2012, sections 290.01, subdivisions 19, 31; 290A.03, subdivision 15.

H.F. No. 6 was read the second time.

Senator Bakk moved that H.F. No. 6 be laid on the table. The motion prevailed.

#### **CONFIRMATION**

Senator Sparks moved that the report from the Committee on Jobs, Agriculture and Rural Development, reported February 7, 2013, pertaining to the appointment of the Commissioner of Mediation Services, be taken from the table. The motion prevailed.

Senator Sparks moved that the foregoing report be now adopted. The motion prevailed.

Senator Sparks moved that in accordance with the report from the Committee on Jobs, Agriculture and Rural Development, reported February 7, 2013, the Senate, having given its advice, do now consent to and confirm the appointment of:

#### **BUREAU OF MEDIATION SERVICES COMMISSIONER**

Josh Tilsen, 1124 Fairmount Ave., Saint Paul, Ramsey County, effective February 15, 2011, for a term expiring on January 5, 2015.

The motion prevailed. So the appointment was confirmed.

#### **CONFIRMATION**

Senator Sparks moved that the report from the Committee on Jobs, Agriculture and Rural Development, reported February 11, 2013, pertaining to the appointment of the Commissioner of Employment and Economic Development, be taken from the table. The motion prevailed.

Senator Sparks moved that the foregoing report be now adopted. The motion prevailed.

Senator Sparks moved that in accordance with the report from the Committee on Jobs, Agriculture and Rural Development, reported February 11, 2013, the Senate, having given its advice, do now consent to and confirm the appointment of:

#### **DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT COMMISSIONER**

Katie Clark, 332 Minnesota St., Saint Paul, Ramsey County, effective October 22, 2012, to complete a term expiring on January 5, 2015.

The motion prevailed. So the appointment was confirmed.

#### **CONFIRMATION**

Senator Sparks moved that the report from the Committee on Jobs, Agriculture and Rural Development, reported February 11, 2013, pertaining to the appointment of the Commissioner of Labor and Industry, be taken from the table. The motion prevailed.

Senator Sparks moved that the foregoing report be now adopted. The motion prevailed.

Senator Sparks moved that in accordance with the report from the Committee on Jobs, Agriculture and Rural Development, reported February 11, 2013, the Senate, having given its advice, do now consent to and confirm the appointment of:



DEPARTMENT OF LABOR AND INDUSTRY  
COMMISSIONER

Kenneth B. Peterson, 292 Ryan Ave., Saint Paul, Ramsey County, effective January 3, 2011, for a term expiring on January 5, 2015.

The motion prevailed. So the appointment was confirmed.

**CONFIRMATION**

Senator Sparks moved that the report from the Committee on Jobs, Agriculture and Rural Development, reported February 11, 2013, pertaining to the appointment of the Commissioner of Iron Range Resources and Rehabilitation, be taken from the table. The motion prevailed.

Senator Sparks moved that the foregoing report be now adopted. The motion prevailed.

Senator Sparks moved that in accordance with the report from the Committee on Jobs, Agriculture and Rural Development, reported February 11, 2013, the Senate, having given its advice, do now consent to and confirm the appointment of:

IRON RANGE RESOURCES AND REHABILITATION  
COMMISSIONER

Anthony Sertich, 702 N.W. 2nd St., Chisholm, Saint Louis County, effective January 14, 2011, for a term expiring on January 5, 2015.

The motion prevailed. So the appointment was confirmed.

**MEMBERS EXCUSED**

Senators Brown and Metzen were excused from the Session of today.

**ADJOURNMENT**

Senator Bakk moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 14, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

