

SIXTY-NINTH DAY

St. Paul, Minnesota, Wednesday, March 12, 2014

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

February 24, 2014

The Honorable Sandra L. Pappas
President of the Senate

Dear Senator Pappas:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA RACING COMMISSION

Alan Gingold, 110 Ferndale Rd. S., Wayzata, in the county of Hennepin, effective March 1, 2014, to complete a term expiring on June 30, 2019.

Lisa Goodman, 17 Xerxes Ave. S., Minneapolis, in the county of Hennepin, effective March 1, 2014, to complete a term expiring on June 30, 2019.

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

Sincerely,
Mark Dayton, Governor

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 894.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned March 10, 2014

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1455 and 1986.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted March 10, 2014

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 1455: A bill for an act relating to local government; making the Blue Earth County library board advisory to the county board.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1275, now on General Orders.

H.F. No. 1986: A bill for an act relating to the legislature; eliminating a food and beverage exception to the gift ban law for legislators and legislative employees; amending Minnesota Statutes 2013 Supplement, section 10A.071, subdivision 3.

Referred to the Committee on Rules and Administration.

REPORTS OF COMMITTEES

Senator Bakk moved that the Committee Reports at the Desk be now adopted, with the exception of the report pertaining to the appointment. The motion prevailed.

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 530: A bill for an act relating to education finance; authorizing the Perpich Center for Arts Education to operate a voluntary integration magnet school; transferring staff and facilities; modifying funding formulas; appropriating money; amending Minnesota Statutes 2012, section 129C.10, subdivision 3, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 129C.

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 129C.10, subdivision 3, is amended to read:

Subd. 3. **Powers and duties of board.** (a) The board has the powers necessary for the care, management, and control of the Perpich Center for Arts Education and any other school authorized in this chapter, and all its their real and personal property. The powers shall include, but are not limited to, those listed in this subdivision.

(b) The board may employ and discharge necessary employees, and contract for other services to ensure the efficient operation of the Center for Arts Education and any other school authorized in this chapter.

(c) The board may receive and award grants. The board may establish a charitable foundation and accept, in trust or otherwise, any gift, grant, bequest, or devise for educational purposes and hold, manage, invest, and dispose of them and the proceeds and income of them according to the terms and conditions of the gift, grant, bequest, or devise and its acceptance. The board must adopt internal procedures to administer and monitor aids and grants.

(d) The board may establish or coordinate evening, continuing education, extension, and summer programs for teachers and pupils.

(e) The board may identify pupils who have artistic talent, either demonstrated or potential, in dance, literary arts, media arts, music, theater, and visual arts, or in more than one art form.

(f) The board must educate pupils with artistic talent by providing:

(1) an interdisciplinary academic and arts program for pupils in the 11th and 12th grades. The total number of pupils accepted under this clause and clause (2) shall not exceed 310;

(2) additional instruction to pupils for a 13th grade. Pupils eligible for this instruction are those enrolled in 12th grade who need extra instruction and who apply to the board, or pupils enrolled in the 12th grade who do not meet learner outcomes established by the board;

(3) intensive arts seminars for one or two weeks for pupils in grades 9 to 12;

(4) summer arts institutes for pupils in grades 9 to 12;

(5) artist mentor and extension programs in regional sites; and

(6) teacher education programs for indirect curriculum delivery.

(g) The board may determine the location for the Perpich Center for Arts Education and any additional facilities related to the center, including the authority to lease a temporary facility.

(h) The board must plan for the enrollment of pupils on an equal basis from each congressional district.

(i) The board may establish task forces as needed to advise the board on policies and issues. The task forces expire as provided in section 15.059, subdivision 6.

(j) The board may request the commissioner of education for assistance and services.

(k) The board may enter into contracts with other public and private agencies and institutions for residential and building maintenance services if it determines that these services could be provided more efficiently and less expensively by a contractor than by the board itself. The board may also enter into contracts with public or private agencies and institutions, school districts or combinations of school districts, or service cooperatives to provide supplemental educational instruction and services.

(l) The board may provide or contract for services and programs by and for the Center for Arts Education, including a store, operating in connection with the center; theatrical events; and other programs and services that, in the determination of the board, serve the purposes of the center.

(m) The board may provide for transportation of pupils to and from the Center for Arts Education for all or part of the school year, as the board considers advisable and subject to its rules. Notwithstanding any other law to the contrary, the board may charge a reasonable fee for transportation of pupils. Every driver providing transportation of pupils under this paragraph must possess all qualifications required by the commissioner of education. The board may contract for furnishing authorized transportation under rules established by the commissioner of education and may purchase and furnish gasoline to a contract carrier for use in the performance of a contract with the board for transportation of pupils to and from the Center for Arts Education. When transportation is provided, scheduling of routes, establishment of the location of bus stops, the manner and method of transportation, the control and discipline of pupils, and any other related matter is within the sole discretion, control, and management of the board.

(n) The board may provide room and board for its pupils. If the board provides room and board, it shall charge a reasonable fee for the room and board. The fee is not subject to chapter 14 and is not a prohibited fee according to sections 123B.34 to 123B.39.

(o) The board may establish and set fees for services and programs. If the board sets fees not authorized or prohibited by the Minnesota public school fee law, it may do so without complying with the requirements of section 123B.38.

(p) The board may apply for all competitive grants administered by agencies of the state and other government or nongovernment sources.

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

Sec. 2. Minnesota Statutes 2012, section 129C.10, is amended by adding a subdivision to read:

Subd. 5a. Interdistrict voluntary integration magnet program. The board may establish and operate an interdistrict integration magnet program according to section 129C.30.

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

Sec. 3. **[129C.30] CROSSWINDS INTEGRATION MAGNET SCHOOL.**

Subdivision 1. Definitions. (a) The following terms having the meanings given them for this chapter.

(b) "Board" means the board of directors of the Perpich Center for Arts Education.

(c) "Crosswinds school" means the Crosswinds school in Woodbury operated during the 2012-2013 school year by Joint Powers District No. 6067, East Metro Integration District.

Subd. 2. Board to operate the Crosswinds school. The board may operate the Crosswinds school with the powers and duties granted to it under this chapter. A student may apply to the Crosswinds school under section 124D.03 and the Crosswinds school may accept students under that section.

Subd. 3. General education funding. (a) General education revenue must be paid to the Crosswinds school as though it were a district. The general education revenue for each adjusted pupil unit is the state average general education revenue per pupil unit, plus the referendum equalization aid allowance in the pupil's district of residence, minus an amount equal to the product of the formula allowance according to section 126C.10, subdivision 2, times .0466, calculated without basic skills revenue, extended time revenue, pension adjustment revenue, transition revenue, and transportation sparsity revenue, plus basic skills revenue, extended time revenue, pension adjustment revenue, and transition revenue as though the school were a school district. The general education revenue for each extended time pupil unit equals \$4,794.

(b) General education revenue under paragraph (a) must be reduced by an amount equal to 75 percent of the school's equity revenue for that year.

Subd. 4. Special education funding. Special education aid must be paid to the Crosswinds school according to sections 125A.76 and 125A.79, as though it were a school district. The special education aid paid to the Crosswinds school shall be adjusted as follows:

(1) if the Crosswinds school does not receive general education revenue on behalf of the student according to subdivision 3, the aid shall be adjusted as provided in section 125A.11; or

(2) if the Crosswinds school receives general education revenue on behalf of the student according to subdivision 3, the aid shall be adjusted as provided in section 127A.47, subdivision 7, paragraphs (b) to (d).

Subd. 5. Pupil transportation. The board may transport pupils enrolled in the 2013-2014 school year to and from the Crosswinds school in succeeding school years regardless of the student's district of residence. Pupil transportation expenses under this section are reimbursable under section 124D.87.

Subd. 6. Achievement and integration aid. The Crosswinds school is eligible for achievement and integration aid under section 124D.862 as if it were a school district.

Subd. 7. Other aids, grants, revenue. (a) The Crosswinds school is eligible to receive other aids, grants, and revenue according to chapters 120A to 129C as though it were a district.

(b) Notwithstanding paragraph (a), the Crosswinds school may not receive aid, a grant, or revenue if a levy is required to obtain the money, or if the aid, grant, or revenue replaces levy revenue that is not general education revenue, except as otherwise provided in this section.

(c) Federal aid received by the state must be paid to the school, if it qualifies for the aid as though it were a school district.

(d) In the year-end report to the commissioner of education, the Crosswinds school shall report the total amount of funds received from grants and other outside sources.

Subd. 8. **Year-round programming.** The Crosswinds school may operate as a flexible learning year program under sections 124D.12 to 124D.127.

Subd. 9. **Data requirements.** The commissioner of education shall require the Crosswinds school to follow the budget and accounting procedures required for school districts and the Crosswinds school shall report all data to the Department of Education in the form and manner required by the commissioner.

Sec. 4. **TRANSITION REQUIREMENTS; CROSSWINDS SCHOOL.**

Subdivision 1. **Transfer.** Notwithstanding the appropriation of state general obligation bond proceeds in Laws 1998, chapter 404, section 5, subdivision 5; Laws 1999, chapter 240, article 1, section 3; Laws 2000, chapter 492, article 1, section 5, subdivision 2; Laws 2001, First Special Session chapter 12, section 2, subdivision 2; and Laws 2005, chapter 20, article 1, section 5, subdivision 3, to acquire and better the Crosswinds school facilities by the Joint Powers District No. 6067, East Metro Integration District, in Woodbury, the Crosswinds school may be conveyed to the Perpich Center for Arts Education for use as an east metropolitan area integration magnet school.

Subd. 2. **Student enrollment.** Any student enrolled in the Crosswinds school during the 2013-2014 school year may continue to enroll in the Crosswinds school in any subsequent year. For the 2014-2015 school year and later, a student may apply for enrollment to the school under Minnesota Statutes, section 124D.03.

Subd. 3. **Compensatory revenue, literacy aid, and alternative compensation revenue.** For the 2014-2015 school year only, the Department of Education must calculate compensatory revenue, literacy aid, and alternative compensation revenue for the Crosswinds school based on the October 1, 2013, enrollment counts at that site.

Subd. 4. **Title 1 funding.** To the extent possible, the Department of Education must qualify the Crosswinds school for Title 1, and if applicable, other federal funding, as if the program were still operated by Joint Powers District No. 6067, East Metro Integration District.

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

Amend the title as follows:

Page 1, line 3, delete "staff and"

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 2207: A bill for an act relating to education; directing commissioner of education to prepare report for the legislature on K-12 students' experience with physical education.

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

Page 1, line 10, delete "indicate" and insert "include"

Page 1, line 11, delete everything after "(1)" and insert "the number of minutes per day and frequency per week students in"

Page 1, delete line 12 and insert "each grade level, kindergarten through grade 8, receive physical education,"

Page 1, line 13, delete everything before the semicolon and insert "identify the requirements in high school physical education in terms of semesters, trimesters, quarters, or school years"

Page 1, line 18, delete everything after "(4)" and insert "the amount of time and number of days per week each grade level, kindergarten through grade 6, receives recess;"

Page 1, line 19, delete everything after "(5)" and insert "whether high school students are allowed to substitute other activities for required physical education, and, if so, which activities qualify;"

Page 1, delete line 20

Page 1, line 21, delete everything after "(6)" and insert "identify the number or percentage of high school students who earn required physical education credits online"

Page 1, line 22, delete everything before the semicolon

Page 1, line 23, delete everything after "(7)" and insert "whether schools offer before or after school physical activities opportunities"

Page 1, line 24, delete everything before the period and insert "in each grade level, kindergarten through grade 8, and in high school, and, if so, what are the opportunities"

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 2118: A bill for an act relating to education; adopting the interstate compact on educational opportunity for military children; requiring a military-connected youth identifier; amending Minnesota Statutes 2012, section 127A.70, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 127A.

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 1821: A bill for an act relating to education; providing for teacher-complaint data sharing; amending Minnesota Statutes 2012, section 122A.20, subdivision 2.

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 13.43, subdivision 16, is amended to read:

Subd. 16. **School district or charter school disclosure of violence or inappropriate sexual contact.** The superintendent of a school district or the superintendent's designee, or a person having administrative control of a charter school, must release to a requesting school district or charter school private personnel data on a current or former employee related to acts of violence toward or sexual contact with a student, if:

(1) an investigation conducted by or on behalf of the school district or law enforcement affirmed the allegations in writing prior to release and the investigation resulted in the resignation of the subject of the data; or

(2) the employee resigned while a complaint or charge involving the allegations was pending."

Delete the title and insert:

"A bill for an act relating to education; modifying provisions requiring sharing of data relating to acts of violence or sexual contact with a student by school personnel; amending Minnesota Statutes 2012, section 13.43, subdivision 16."

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

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

S.F. No. 2134: A bill for an act relating to health; making changes to the Minnesota prescription monitoring program; amending Minnesota Statutes 2012, section 152.126, as amended.

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

Page 6, line 33, before "and" insert "(10),"

Page 9, line 27, delete "(b)" and insert "(c)"

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

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

S.F. No. 2309: A bill for an act relating to health; making changes to the local public health system; amending Minnesota Statutes 2012, sections 145A.02, subdivisions 5, 15, by adding subdivisions; 145A.03, subdivisions 1, 2, 4, 5, by adding a subdivision; 145A.04, as amended; 145A.05, subdivision 2; 145A.06, subdivisions 2, 5, 6, by adding subdivisions; 145A.07, subdivisions 1, 2; 145A.08; 145A.11, subdivision 2; 145A.131; Minnesota Statutes 2013 Supplement, section 145A.06, subdivision 7; repealing Minnesota Statutes 2012, sections 145A.02, subdivision 2; 145A.03, subdivisions 3, 6; 145A.09, subdivisions 1, 2, 3, 4, 5, 7; 145A.10, subdivisions 1, 2, 3, 4, 5a, 7, 9, 10; 145A.12, subdivisions 1, 2, 7.

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

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

S.F. No. 2135: A bill for an act relating to health; adding and modifying definitions; changing the requirements for pharmacist participation in immunizations; changing the powers and duties of the Board of Pharmacy; changing licensing requirements for businesses regulated by the Board of Pharmacy; clarifying requirements for compounding; allowing certain educational institutions to purchase legend drugs in limited circumstances; allowing certain entities to handle drugs in preparation for emergency use; clarifying the requirement that drug manufacturers report certain payments to the Board of Pharmacy; adding certain substances to the schedules for controlled substances; amending Minnesota Statutes 2012, sections 151.01; 151.06; 151.211; 151.26; 151.34; 151.35; 151.361, subdivision 2; 151.37, as amended; 151.44; 151.58, subdivisions 2, 3, 5; 152.02, subdivision 8b; Minnesota Statutes 2013 Supplement, sections 151.252, by adding a subdivision; 152.02, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 151.

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

Page 29, line 26, strike ", other than a controlled substance,"

Page 29, line 27, strike "distribution" and insert "dispensing" and before the period, insert ", so long as the sample is prepared and distributed pursuant to Code of Federal Regulations, title 21, section 203, subpart D"

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

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

S.F. No. 2240: A bill for an act relating to human services; modifying provisions relating to children and family services; changing requirements for the Northstar Care for Children program, background studies, and adoption; making technical changes; amending Minnesota Statutes 2012, sections 256I.04, subdivision 2a; 257.85, subdivision 11; 259.41, subdivision 1; Minnesota Statutes 2013 Supplement, sections 252.27, subdivision 2a; 256B.055, subdivision 1; 256D.44, subdivision 5; 256N.02, by adding a subdivision; 256N.21, subdivision 2, by adding a subdivision; 256N.22, subdivision 6; 256N.23, subdivision 1; 256N.24, subdivisions 9, 10; 259.35, subdivision 1; 609B.445.

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

Page 1, delete article 1 and insert:

"ARTICLE 1

NORTHSTAR CARE FOR CHILDREN

Section 1. Minnesota Statutes 2012, section 245C.05, subdivision 5, is amended to read:

Subd. 5. **Fingerprints.** (a) Except as provided in paragraph (c), for any background study completed under this chapter, when the commissioner has reasonable cause to believe that further pertinent information may exist on the subject of the background study, the subject shall provide the commissioner with a set of classifiable fingerprints obtained from an authorized agency.

(b) For purposes of requiring fingerprints, the commissioner has reasonable cause when, but not limited to, the:

(1) information from the Bureau of Criminal Apprehension indicates that the subject is a multistate offender;

(2) information from the Bureau of Criminal Apprehension indicates that multistate offender status is undetermined; or

(3) commissioner has received a report from the subject or a third party indicating that the subject has a criminal history in a jurisdiction other than Minnesota.

(c) Except as specified under section 245C.04, subdivision 1, paragraph (d), for background studies conducted by the commissioner for child foster care ~~or~~ adoptions, or a transfer of permanent legal and physical custody of a child, the subject of the background study, who is 18 years of age or older, shall provide the commissioner with a set of classifiable fingerprints obtained from an authorized agency.

Sec. 2. Minnesota Statutes 2013 Supplement, section 245C.08, subdivision 1, is amended to read:

Subdivision 1. **Background studies conducted by Department of Human Services.** (a) For a background study conducted by the Department of Human Services, the commissioner shall review:

(1) information related to names of substantiated perpetrators of maltreatment of vulnerable adults that has been received by the commissioner as required under section 626.557, subdivision 9c, paragraph (j);

(2) the commissioner's records relating to the maltreatment of minors in licensed programs, and from findings of maltreatment of minors as indicated through the social service information system;

(3) information from juvenile courts as required in subdivision 4 for individuals listed in section 245C.03, subdivision 1, paragraph (a), when there is reasonable cause;

(4) information from the Bureau of Criminal Apprehension, including information regarding a background study subject's registration in Minnesota as a predatory offender under section 243.166;

(5) except as provided in clause (6), information from the national crime information system when the commissioner has reasonable cause as defined under section 245C.05, subdivision 5; and

(6) for a background study related to a child foster care application for licensure, a transfer of permanent legal and physical custody of a child under sections 260C.503 to 260C.515, or adoptions, the commissioner shall also review:

(i) information from the child abuse and neglect registry for any state in which the background study subject has resided for the past five years; and

(ii) information from national crime information databases, when the background study subject is 18 years of age or older.

(b) Notwithstanding expungement by a court, the commissioner may consider information obtained under paragraph (a), clauses (3) and (4), unless the commissioner received notice of the petition for expungement and the court order for expungement is directed specifically to the commissioner.

(c) The commissioner shall also review criminal case information received according to section 245C.04, subdivision 4a, from the Minnesota court information system that relates to individuals who have already been studied under this chapter and who remain affiliated with the agency that initiated the background study.

Sec. 3. Minnesota Statutes 2012, section 245C.33, subdivision 1, is amended to read:

Subdivision 1. **Background studies conducted by commissioner.** (a) Before placement of a child for purposes of adoption, the commissioner shall conduct a background study on individuals listed in section sections 259.41, subdivision 3, and 260C.611, for county agencies and private agencies licensed to place children for adoption. When a prospective adoptive parent is seeking to adopt a child who is currently placed in the prospective adoptive parent's home and is under the guardianship of the commissioner according to section 260C.325, subdivision 1, paragraph (b), and the prospective adoptive parent holds a child foster care license, a new background study is not required when:

(1) a background study was completed on persons required to be studied under section 245C.03 in connection with the application for child foster care licensure after July 1, 2007;

(2) the background study included a review of the information in section 245C.08, subdivisions 1, 3, and 4; and

(3) as a result of the background study, the individual was either not disqualified or, if disqualified, the disqualification was set aside under section 245C.22, or a variance was issued under section 245C.30.

(b) Before placement of a child for purposes of transferring permanent legal and physical custody to a relative under sections 260C.503 to 260C.515, the commissioner shall conduct a background study on each person age 13 or older living in the home. When a prospective relative custodian has a child foster care license, a new background study is not required when:

(1) a background study was completed on persons required to be studied under section 245C.03 in connection with the application for child foster care licensure after July 1, 2007;

(2) the background study included a review of the information in section 245C.08, subdivisions 1, 3, and 4; and

(3) as a result of the background study, the individual was either not disqualified or, if disqualified, the disqualification was set aside under section 245C.22, or a variance was issued under section 245C.30.

Sec. 4. Minnesota Statutes 2012, section 245C.33, subdivision 4, is amended to read:

Subd. 4. **Information commissioner reviews.** (a) The commissioner shall review the following information regarding the background study subject:

(1) the information under section 245C.08, subdivisions 1, 3, and 4;

(2) information from the child abuse and neglect registry for any state in which the subject has resided for the past five years; and

(3) information from national crime information databases, when required under section 245C.08.

(b) The commissioner shall provide any information collected under this subdivision to the county or private agency that initiated the background study. The commissioner shall also provide the agency:

(1) notice whether the information collected shows that the subject of the background study has a conviction listed in United States Code, title 42, section 671(a)(20)(A); and

(2) for background studies conducted under subdivision 1, paragraph (a), the date of all adoption-related background studies completed on the subject by the commissioner after June 30, 2007, and the name of the county or private agency that initiated the adoption-related background study.

Sec. 5. Minnesota Statutes 2013 Supplement, section 256B.055, subdivision 1, is amended to read:

Subdivision 1. **Children eligible for subsidized adoption assistance.** Medical assistance may be paid for a child eligible for or receiving adoption assistance payments under title IV-E of the Social Security Act, United States Code, title 42, sections 670 to 676, and to any child who is not title IV-E eligible but who was determined eligible for adoption assistance under chapter 256N or section 259A.10, subdivision 2, and has a special need for medical or rehabilitative care.

Sec. 6. Minnesota Statutes 2013 Supplement, section 256N.02, is amended by adding a subdivision to read:

Subd. 14a. **Licensed child foster parent.** "Licensed child foster parent" means a person who is licensed for child foster care under Minnesota Rules, parts 2960.3000 to 2960.3340, or licensed by a Minnesota tribe in accordance with tribal standards.

Sec. 7. Minnesota Statutes 2013 Supplement, section 256N.21, subdivision 2, is amended to read:

Subd. 2. **Placement in foster care.** To be eligible for foster care benefits under this section, the child must be in placement away from the child's legal parent ~~or~~, guardian, or Indian custodian as defined in section 260.755, subdivision 10, and all of the following criteria must be met must meet one of the criteria in clause (1) and either clause (2) or (3):

~~(1) the legally responsible agency must have placement authority and care responsibility, including for a child 18 years old or older and under age 21, who maintains eligibility for foster care consistent with section 260C.451;~~

~~(2) (1) the legally responsible agency must have placement authority to place the child with: (i) a voluntary placement agreement or a court order, consistent with sections 260B.198, 260C.001, and 260D.01, or continued eligibility consistent with section 260C.451 for a child 18 years old or older and under age 21 who maintains eligibility for foster care; or (ii) a voluntary placement agreement or court order by a Minnesota tribe that is consistent with United States Code, title 42, section 672(a)(2); and~~

~~(3) (2) the child must be is placed in an emergency relative placement under section 245A.035, with a licensed foster family setting, foster residence setting, or treatment foster care setting licensed under Minnesota Rules, parts 2960.3000 to 2960.3340, a family foster home licensed or approved by a tribal agency or, for a child 18 years old or older and under age 21, child foster parent; or~~

(3) the child is placed in one of the following unlicensed child foster care settings:

(i) an emergency relative placement under tribal licensing regulations or section 245A.035, with the legally responsible agency ensuring the relative completes the required child foster care application process;

(ii) a licensed adult foster home with an approved age variance under section 245A.16 for no more than six months;

(iii) for a child 18 years old or older and under age 21 who is eligible for extended foster care under section 260C.451, an unlicensed supervised independent living setting approved by the agency responsible for the youth's child's care; or

(iv) a preadoptive placement in a home specified in section 245A.03, subdivision 2, paragraph (a), clause (9), with an approved adoption home study and signed adoption placement agreement.

Sec. 8. Minnesota Statutes 2013 Supplement, section 256N.21, is amended by adding a subdivision to read:

Subd. 7. **Background study.** (a) A county or private agency conducting a background study for purposes of child foster care licensing or approval must conduct the study in accordance with chapter 245C and must meet the requirements in United States Code, title 42, section 671(a)(20).

(b) A Minnesota tribe conducting a background study for purposes of child foster care licensing or approval must conduct the study in accordance with the requirements in United States Code, title 42, section 671(a)(20), when applicable.

Sec. 9. Minnesota Statutes 2013 Supplement, section 256N.22, subdivision 1, is amended to read:

Subdivision 1. **General eligibility requirements.** (a) To be eligible for guardianship assistance under this section, there must be a judicial determination under section 260C.515, subdivision 4, that a transfer of permanent legal and physical custody to a relative is in the child's best interest. For a child under jurisdiction of a tribal court, a judicial determination under a similar provision in tribal code indicating that a relative will assume the duty and authority to provide care, control, and protection of a child who is residing in foster care, and to make decisions regarding the child's education, health care, and general welfare until adulthood, and that this is in the child's best interest is considered equivalent. Additionally, a child must:

(1) have been removed from the child's home pursuant to a voluntary placement agreement or court order;

(2)(i) have resided ~~in~~ with the prospective relative custodian who has been a licensed child foster care parent for at least six consecutive months ~~in the home of the prospective relative custodian~~; or

(ii) have received from the commissioner an exemption from the requirement in item (i) ~~from the court~~ that the prospective relative custodian has been a licensed child foster parent for at least six consecutive months, based on a determination that:

(A) an expedited move to permanency is in the child's best interest;

(B) expedited permanency cannot be completed without provision of guardianship assistance; and

(C) the prospective relative custodian is uniquely qualified to meet the child's needs, as defined in section 260C.212, subdivision 2, on a permanent basis;

(D) the child and prospective relative custodian meet the eligibility requirements of this section; and

(E) efforts were made by the legally responsible agency to place the child with the prospective relative custodian as a licensed child foster parent for six consecutive months before permanency, or an explanation why these efforts were not in the child's best interests;

(3) meet the agency determinations regarding permanency requirements in subdivision 2;

(4) meet the applicable citizenship and immigration requirements in subdivision 3;

(5) have been consulted regarding the proposed transfer of permanent legal and physical custody to a relative, if the child is at least 14 years of age or is expected to attain 14 years of age prior to the transfer of permanent legal and physical custody; and

(6) have a written, binding agreement under section 256N.25 among the caregiver or caregivers, the financially responsible agency, and the commissioner established prior to transfer of permanent legal and physical custody.

(b) In addition to the requirements in paragraph (a), the child's prospective relative custodian or custodians must meet the applicable background study requirements in subdivision 4.

(c) To be eligible for title IV-E guardianship assistance, a child must also meet any additional criteria in section 473(d) of the Social Security Act. The sibling of a child who meets the criteria for title IV-E guardianship assistance in section 473(d) of the Social Security Act is eligible for title IV-E guardianship assistance if the child and sibling are placed with the same prospective relative custodian or custodians, and the legally responsible agency, relatives, and commissioner agree on the appropriateness of the arrangement for the sibling. A child who meets all eligibility criteria except those specific to title IV-E guardianship assistance is entitled to guardianship assistance paid through funds other than title IV-E.

Sec. 10. Minnesota Statutes 2013 Supplement, section 256N.22, subdivision 2, is amended to read:

Subd. 2. **Agency determinations regarding permanency.** (a) To be eligible for guardianship assistance, the legally responsible agency must complete the following determinations regarding permanency for the child prior to the transfer of permanent legal and physical custody:

(1) a determination that reunification and adoption are not appropriate permanency options for the child; and

(2) a determination that the child demonstrates a strong attachment to the prospective relative custodian and the prospective relative custodian has a strong commitment to caring permanently for the child.

(b) The legally responsible agency shall document the determinations in paragraph (a) and the eligibility requirements in this section that comply with United States Code, title 42, sections 673(d) and 675(1)(F). These determinations must be documented in a kinship placement agreement, which must be in the format prescribed by the commissioner and must be signed by the prospective relative custodian and the legally responsible agency. In the case of a Minnesota tribe, the determinations

and eligibility requirements in this section may be provided in an alternative format approved by the commissioner. Supporting information for completing each determination must be documented in the legally responsible agency's case file and make them available for review as requested by the financially responsible agency and the commissioner during the guardianship assistance eligibility determination process.

Sec. 11. Minnesota Statutes 2013 Supplement, section 256N.22, subdivision 4, is amended to read:

Subd. 4. **Background study.** (a) A background study ~~under section 245C.33~~ must be completed on each prospective relative custodian and any other adult residing in the home of the prospective relative custodian. The background study must meet the requirements of United States Code, title 42, section 671(a)(20). A study completed under section 245C.33 meets this requirement. A background study on the prospective relative custodian or adult residing in the household previously completed under ~~section 245C.04~~ chapter 245C for the purposes of child foster care licensure ~~may~~ under chapter 245A or licensure by a Minnesota tribe, shall be used for the purposes of this section, provided that the background study ~~is current~~ meets the requirements of this subdivision and the prospective relative custodian is a licensed child foster parent at the time of the application for guardianship assistance.

(b) If the background study reveals:

(1) a felony conviction at any time for:

(i) child abuse or neglect;

(ii) spousal abuse;

(iii) a crime against a child, including child pornography; or

(iv) a crime involving violence, including rape, sexual assault, or homicide, but not including other physical assault or battery; or

(2) a felony conviction within the past five years for:

(i) physical assault;

(ii) battery; or

(iii) a drug-related offense;

the prospective relative custodian is prohibited from receiving guardianship assistance on behalf of an otherwise eligible child.

Sec. 12. Minnesota Statutes 2013 Supplement, section 256N.22, subdivision 6, is amended to read:

Subd. 6. **Exclusions.** (a) A child with a guardianship assistance agreement under Northstar Care for Children is not eligible for the Minnesota family investment program child-only grant under chapter 256J.

(b) The commissioner shall not enter into a guardianship assistance agreement with:

(1) a child's biological parent or stepparent;

(2) an individual assuming permanent legal and physical custody of a child or the equivalent under tribal code without involvement of the child welfare system; or

(3) an individual assuming permanent legal and physical custody of a child who was placed in Minnesota by another state or a tribe outside of Minnesota.

Sec. 13. Minnesota Statutes 2013 Supplement, section 256N.23, subdivision 1, is amended to read:

Subdivision 1. **General eligibility requirements.** (a) To be eligible for Northstar adoption assistance under this section, a child must:

(1) be determined to be a child with special needs under subdivision 2;

(2) meet the applicable citizenship and immigration requirements in subdivision 3;

(3)(i) meet the criteria in section 473 of the Social Security Act; or

(ii) have had foster care payments paid on the child's behalf while in out-of-home placement through the county social service agency or tribe and be either under the tribal social service agency prior to the issuance of a court order transferring the child's guardianship of to the commissioner or under the jurisdiction of a Minnesota tribe and adoption, according to tribal law, is in the child's documented permanency plan making the child a ward of the tribe; and

(4) have a written, binding agreement under section 256N.25 among the adoptive parent, the financially responsible agency, or, if there is no financially responsible agency, the agency designated by the commissioner, and the commissioner established prior to finalization of the adoption.

(b) In addition to the requirements in paragraph (a), an eligible child's adoptive parent or parents must meet the applicable background study requirements in subdivision 4.

(c) A child who meets all eligibility criteria except those specific to title IV-E adoption assistance shall receive adoption assistance paid through funds other than title IV-E.

(d) A child receiving Northstar kinship assistance payments under section 256N.22 is eligible for Northstar adoption assistance when the criteria in paragraph (a) are met and the child's legal custodian is adopting the child.

Sec. 14. Minnesota Statutes 2013 Supplement, section 256N.23, subdivision 4, is amended to read:

Subd. 4. **Background study.** (a) A background study under section 259.41 must be completed on each prospective adoptive parent and all other adults residing in the home. A background study must meet the requirements of United States Code, title 42, section 671(a)(20). A study completed under section 245C.33 meets this requirement. If the prospective adoptive parent is a licensed child foster parent licensed under chapter 245A or by a Minnesota tribe, the background study previously completed for the purposes of child foster care licensure shall be used for the purpose of this section, provided that the background study meets all other requirements of this subdivision and the prospective adoptive parent is a licensed child foster parent at the time of the application for adoption assistance.

(b) If the background study reveals:

(1) a felony conviction at any time for:

- (i) child abuse or neglect;
 - (ii) spousal abuse;
 - (iii) a crime against a child, including child pornography; or
 - (iv) a crime involving violence, including rape, sexual assault, or homicide, but not including other physical assault or battery; or
- (2) a felony conviction within the past five years for:
- (i) physical assault;
 - (ii) battery; or
 - (iii) a drug-related offense;

the adoptive parent is prohibited from receiving adoption assistance on behalf of an otherwise eligible child.

Sec. 15. Minnesota Statutes 2013 Supplement, section 256N.24, subdivision 9, is amended to read:

Subd. 9. **Timing of and requests for reassessments.** Reassessments for an eligible child must be completed within 30 days of any of the following events:

- (1) for a child in continuous foster care, when six months have elapsed since ~~completion of the last assessment~~ the initial assessment, and annually thereafter;
- (2) for a child in continuous foster care, change of placement location;
- (3) for a child in foster care, at the request of the financially responsible agency or legally responsible agency;
- (4) at the request of the commissioner; or
- (5) at the request of the caregiver under subdivision 9 10.

Sec. 16. Minnesota Statutes 2013 Supplement, section 256N.24, subdivision 10, is amended to read:

Subd. 10. **Caregiver requests for reassessments.** (a) A caregiver may initiate a reassessment request for an eligible child in writing to the financially responsible agency or, if there is no financially responsible agency, the agency designated by the commissioner. The written request must include the reason for the request and the name, address, and contact information of the caregivers. ~~For an eligible child with a guardianship assistance or adoption assistance agreement, The caregiver may request a reassessment if at least six months have elapsed since any previously requested review~~ previous assessment or reassessment. ~~For an eligible foster child, a foster parent may request reassessment in less than six months with written documentation that there have been significant changes in the child's needs that necessitate an earlier reassessment.~~

(b) A caregiver may request a reassessment of an at-risk child for whom a ~~guardianship assistance or an~~ adoption assistance agreement has been executed if the caregiver has satisfied the commissioner with written documentation from a qualified expert that the potential disability

upon which eligibility for the agreement was based has manifested itself, consistent with section 256N.25, subdivision 3, paragraph (b).

(c) If the reassessment cannot be completed within 30 days of the caregiver's request, the agency responsible for reassessment must notify the caregiver of the reason for the delay and a reasonable estimate of when the reassessment can be completed.

(d) Notwithstanding any provision to the contrary in paragraph (a) or subdivision 9, when a Northstar kinship assistance agreement or adoption assistance agreement under section 256N.25 has been signed by all parties, no reassessment may be requested or conducted until the court finalizes the transfer of permanent legal and physical custody or finalizes the adoption, or the assistance agreement expires according to section 256N.25, subdivision 1.

Sec. 17. Minnesota Statutes 2013 Supplement, section 256N.25, subdivision 2, is amended to read:

Subd. 2. **Negotiation of agreement.** (a) When a child is determined to be eligible for guardianship assistance or adoption assistance, the financially responsible agency, or, if there is no financially responsible agency, the agency designated by the commissioner, must negotiate with the caregiver to develop an agreement under subdivision 1. If and when the caregiver and agency reach concurrence as to the terms of the agreement, both parties shall sign the agreement. The agency must submit the agreement, along with the eligibility determination outlined in sections 256N.22, subdivision 7, and 256N.23, subdivision 7, to the commissioner for final review, approval, and signature according to subdivision 1.

(b) A monthly payment is provided as part of the adoption assistance or guardianship assistance agreement to support the care of children unless the child is eligible for adoption assistance and determined to be an at-risk child, in which case ~~the special at-risk monthly payment under section 256N.26, subdivision 7, must no~~ payment will be made unless and until the caregiver obtains written documentation from a qualified expert that the potential disability upon which eligibility for the agreement was based has manifested itself.

(1) The amount of the payment made on behalf of a child eligible for guardianship assistance or adoption assistance is determined through agreement between the prospective relative custodian or the adoptive parent and the financially responsible agency, or, if there is no financially responsible agency, the agency designated by the commissioner, using the assessment tool established by the commissioner in section 256N.24, subdivision 2, and the associated benefit and payments outlined in section 256N.26. Except as provided under section 256N.24, subdivision 1, paragraph (c), the assessment tool establishes the monthly benefit level for a child under foster care. The monthly payment under a guardianship assistance agreement or adoption assistance agreement may be negotiated up to the monthly benefit level under foster care. In no case may the amount of the payment under a guardianship assistance agreement or adoption assistance agreement exceed the foster care maintenance payment which would have been paid during the month if the child with respect to whom the guardianship assistance or adoption assistance payment is made had been in a foster family home in the state.

(2) The rate schedule for the agreement is determined based on the age of the child on the date that the prospective adoptive parent or parents or relative custodian or custodians sign the agreement.

(3) The income of the relative custodian or custodians or adoptive parent or parents must not be taken into consideration when determining eligibility for guardianship assistance or adoption assistance or the amount of the payments under section 256N.26.

(4) With the concurrence of the relative custodian or adoptive parent, the amount of the payment may be adjusted periodically using the assessment tool established by the commissioner in section 256N.24, subdivision 2, and the agreement renegotiated under subdivision 3 when there is a change in the child's needs or the family's circumstances.

~~(5) The guardianship assistance or adoption assistance agreement of a child who is identified as at-risk receives the special at-risk monthly payment under section 256N.26, subdivision 7, unless and until the potential disability manifests itself, as documented by an appropriate professional, and the commissioner authorizes commencement of payment by modifying the agreement accordingly. A relative custodian or An adoptive parent of an at-risk child with a guardianship assistance or an adoption assistance agreement may request a reassessment of the child under section 256N.24, subdivision 9 10, and renegotiation of the guardianship assistance or adoption assistance agreement under subdivision 3 to include a monthly payment, if the caregiver has written documentation from a qualified expert that the potential disability upon which eligibility for the agreement was based has manifested itself. Documentation of the disability must be limited to evidence deemed appropriate by the commissioner.~~

(c) For guardianship assistance agreements:

(1) the initial amount of the monthly guardianship assistance payment must be equivalent to the foster care rate in effect at the time that the agreement is signed less any offsets under section 256N.26, subdivision 11, or a lesser negotiated amount if agreed to by the prospective relative custodian and specified in that agreement, ~~unless the child is identified as at-risk or the guardianship assistance agreement is entered into when a child is under the age of six; and~~

~~(2) an at-risk child must be assigned level A as outlined in section 256N.26 and receive the special at-risk monthly payment under section 256N.26, subdivision 7, unless and until the potential disability manifests itself, as documented by a qualified expert, and the commissioner authorizes commencement of payment by modifying the agreement accordingly; and~~

~~(3) (2) the amount of the monthly payment for a guardianship assistance agreement for a child; other than an at-risk child; who is under the age of six must be as specified in section 256N.26, subdivision 5.~~

(d) For adoption assistance agreements:

(1) for a child in foster care with the prospective adoptive parent immediately prior to adoptive placement, the initial amount of the monthly adoption assistance payment must be equivalent to the foster care rate in effect at the time that the agreement is signed less any offsets in section 256N.26, subdivision 11, or a lesser negotiated amount if agreed to by the prospective adoptive parents and specified in that agreement, unless the child is identified as at-risk or the adoption assistance agreement is entered into when a child is under the age of six;

~~(2) for an at-risk child who must be assigned level A as outlined in section 256N.26 and receive the special at-risk monthly payment under section 256N.26, subdivision 7, no payment will be made unless and until the potential disability manifests itself, as documented by an appropriate~~

professional, and the commissioner authorizes commencement of payment by modifying the agreement accordingly;

(3) the amount of the monthly payment for an adoption assistance agreement for a child under the age of six, other than an at-risk child, must be as specified in section 256N.26, subdivision 5;

(4) for a child who is in the guardianship assistance program immediately prior to adoptive placement, the initial amount of the adoption assistance payment must be equivalent to the guardianship assistance payment in effect at the time that the adoption assistance agreement is signed or a lesser amount if agreed to by the prospective adoptive parent and specified in that agreement, unless the child is identified as an at-risk child; and

(5) for a child who is not in foster care placement or the guardianship assistance program immediately prior to adoptive placement or negotiation of the adoption assistance agreement, the initial amount of the adoption assistance agreement must be determined using the assessment tool and process in this section and the corresponding payment amount outlined in section 256N.26.

Sec. 18. Minnesota Statutes 2013 Supplement, section 256N.25, subdivision 3, is amended to read:

Subd. 3. **Renegotiation of agreement.** (a) A relative custodian or adoptive parent of a child with a guardianship assistance or adoption assistance agreement may request renegotiation of the agreement when there is a change in the needs of the child or in the family's circumstances. When a relative custodian or adoptive parent requests renegotiation of the agreement, a reassessment of the child must be completed consistent with section 256N.24, subdivisions 9 and 10. If the reassessment indicates that the child's level has changed, the financially responsible agency or, if there is no financially responsible agency, the agency designated by the commissioner or the commissioner's designee, and the caregiver must renegotiate the agreement to include a payment with the level determined through the reassessment process. The agreement must not be renegotiated unless the commissioner, the financially responsible agency, and the caregiver mutually agree to the changes. The effective date of any renegotiated agreement must be determined by the commissioner.

(b) ~~A relative custodian or An~~ adoptive parent of an at-risk child with a ~~guardianship assistance or an adoption assistance agreement~~ may request renegotiation of the agreement to include a monthly payment ~~higher than the special at-risk monthly payment~~ under section 256N.26, ~~subdivision 7~~, if the caregiver has written documentation from a qualified expert that the potential disability upon which eligibility for the agreement was based has manifested itself. Documentation of the disability must be limited to evidence deemed appropriate by the commissioner. Prior to renegotiating the agreement, a reassessment of the child must be conducted as outlined in section 256N.24, subdivision 9. The reassessment must be used to renegotiate the agreement to include an appropriate monthly payment. The agreement must not be renegotiated unless the commissioner, the financially responsible agency, and the caregiver mutually agree to the changes. The effective date of any renegotiated agreement must be determined by the commissioner.

(c) Renegotiation of a guardianship assistance or adoption assistance agreement is required when one of the circumstances outlined in section 256N.26, subdivision 13, occurs.

Sec. 19. Minnesota Statutes 2013 Supplement, section 256N.26, subdivision 1, is amended to read:

Subdivision 1. **Benefits.** (a) There are three benefits under Northstar Care for Children: medical assistance, basic payment, and supplemental difficulty of care payment.

(b) A child is eligible for medical assistance under subdivision 2.

(c) A child is eligible for the basic payment under subdivision 3, except for a child assigned level A under section 256N.24, subdivision 1, because the child is determined to be an at-risk child receiving ~~guardianship assistance or~~ adoption assistance.

(d) A child, including a foster child age 18 to 21, is eligible for an additional supplemental difficulty of care payment under subdivision 4, as determined by the assessment under section 256N.24.

(e) An eligible child entering guardianship assistance or adoption assistance under the age of six receives a basic payment and supplemental difficulty of care payment as specified in subdivision 5.

(f) A child transitioning in from a pre-Northstar Care for Children program under section 256N.28, subdivision 7, shall receive basic and difficulty of care supplemental payments according to those provisions.

Sec. 20. Minnesota Statutes 2013 Supplement, section 256N.27, subdivision 4, is amended to read:

Subd. 4. **Nonfederal share.** (a) The commissioner shall establish a percentage share of the maintenance payments, reduced by federal reimbursements under title IV-E of the Social Security Act, to be paid by the state and to be paid by the financially responsible agency.

(b) These state and local shares must initially be calculated based on the ratio of the average appropriate expenditures made by the state and all financially responsible agencies during calendar years 2011, 2012, 2013, and 2014. For purposes of this calculation, appropriate expenditures for the financially responsible agencies must include basic and difficulty of care payments for foster care reduced by federal reimbursements, but not including any initial clothing allowance, administrative payments to child care agencies specified in section 317A.907, child care, or other support or ancillary expenditures. For purposes of this calculation, appropriate expenditures for the state shall include adoption assistance and relative custody assistance, reduced by federal reimbursements.

(c) For each of the periods January 1, 2015, to June 30, 2016, and fiscal years 2017, 2018, and 2019, the commissioner shall adjust this initial percentage of state and local shares to reflect the relative expenditure trends during calendar years 2011, 2012, 2013, and 2014, taking into account appropriations for Northstar Care for Children and the turnover rates of the components. In making these adjustments, the commissioner's goal shall be to make these state and local expenditures other than the appropriations for Northstar Care for Children to be the same as they would have been had Northstar Care for Children not been implemented, or if that is not possible, proportionally higher or lower, as appropriate. Except for adjustments so that the costs of the phase-in are borne by the state, the state and local share percentages for fiscal year 2019 must be used for all subsequent years.

Sec. 21. Minnesota Statutes 2012, section 257.85, subdivision 11, is amended to read:

Subd. 11. **Financial considerations.** (a) Payment of relative custody assistance under a relative custody assistance agreement is subject to the availability of state funds and payments may be reduced or suspended on order of the commissioner if insufficient funds are available.

~~(b) Upon receipt from a local agency of a claim for reimbursement, the commissioner shall reimburse the local agency in an amount equal to 100 percent of the relative custody assistance payments provided to relative custodians. The A local agency may not seek and the commissioner shall not provide reimbursement for the administrative costs associated with performing the duties described in subdivision 4.~~

(c) For the purposes of determining eligibility or payment amounts under MFIP, relative custody assistance payments shall be excluded in determining the family's available income.

(d) For expenditures made on or before December 31, 2014, upon receipt from a local agency of a claim for reimbursement, the commissioner shall reimburse the local agency in an amount equal to 100 percent of the relative custody assistance payments provided to relative custodians.

(e) For expenditures made on or after January 1, 2015, upon receipt from a local agency of a claim for reimbursement, the commissioner shall reimburse the local agency as part of the Northstar Care for Children fiscal reconciliation process under section 256N.27.

Sec. 22. Minnesota Statutes 2012, section 260C.212, subdivision 1, is amended to read:

Subdivision 1. **Out-of-home placement; plan.** (a) An out-of-home placement plan shall be prepared within 30 days after any child is placed in foster care by court order or a voluntary placement agreement between the responsible social services agency and the child's parent pursuant to section 260C.227 or chapter 260D.

(b) An out-of-home placement plan means a written document which is prepared by the responsible social services agency jointly with the parent or parents or guardian of the child and in consultation with the child's guardian ad litem, the child's tribe, if the child is an Indian child, the child's foster parent or representative of the foster care facility, and, where appropriate, the child. For a child in voluntary foster care for treatment under chapter 260D, preparation of the out-of-home placement plan shall additionally include the child's mental health treatment provider. As appropriate, the plan shall be:

(1) submitted to the court for approval under section 260C.178, subdivision 7;

(2) ordered by the court, either as presented or modified after hearing, under section 260C.178, subdivision 7, or 260C.201, subdivision 6; and

(3) signed by the parent or parents or guardian of the child, the child's guardian ad litem, a representative of the child's tribe, the responsible social services agency, and, if possible, the child.

(c) The out-of-home placement plan shall be explained to all persons involved in its implementation, including the child who has signed the plan, and shall set forth:

(1) a description of the foster care home or facility selected, including how the out-of-home placement plan is designed to achieve a safe placement for the child in the least restrictive, most family-like, setting available which is in close proximity to the home of the parent or parents or guardian of the child when the case plan goal is reunification, and how the placement is consistent with the best interests and special needs of the child according to the factors under subdivision 2, paragraph (b);

(2) the specific reasons for the placement of the child in foster care, and when reunification is the plan, a description of the problems or conditions in the home of the parent or parents which

necessitated removal of the child from home and the changes the parent or parents must make in order for the child to safely return home;

(3) a description of the services offered and provided to prevent removal of the child from the home and to reunify the family including:

(i) the specific actions to be taken by the parent or parents of the child to eliminate or correct the problems or conditions identified in clause (2), and the time period during which the actions are to be taken; and

(ii) the reasonable efforts, or in the case of an Indian child, active efforts to be made to achieve a safe and stable home for the child including social and other supportive services to be provided or offered to the parent or parents or guardian of the child, the child, and the residential facility during the period the child is in the residential facility;

(4) a description of any services or resources that were requested by the child or the child's parent, guardian, foster parent, or custodian since the date of the child's placement in the residential facility, and whether those services or resources were provided and if not, the basis for the denial of the services or resources;

(5) the visitation plan for the parent or parents or guardian, other relatives as defined in section 260C.007, subdivision 27, and siblings of the child if the siblings are not placed together in foster care, and whether visitation is consistent with the best interest of the child, during the period the child is in foster care;

(6) when a child cannot return to or be in the care of either parent, documentation of steps to finalize the permanency plan for the child, including:

(i) reasonable efforts to place the child for adoption or legal guardianship of the child if the court has issued an order terminating the rights of both parents of the child or of the only known, living parent of the child. At a minimum, the documentation must include consideration of whether adoption is in the best interests of the child, child-specific recruitment efforts such as relative search and the use of state, regional, and national adoption exchanges to facilitate orderly and timely placements in and outside of the state. A copy of this documentation shall be provided to the court in the review required under section 260C.317, subdivision 3, paragraph (b); and

(ii) documentation necessary to support the requirements of the kinship placement agreement under section 256N.22 when adoption is determined not to be in the child's best interest;

(7) efforts to ensure the child's educational stability while in foster care, including:

(i) efforts to ensure that the child remains in the same school in which the child was enrolled prior to placement or upon the child's move from one placement to another, including efforts to work with the local education authorities to ensure the child's educational stability; or

(ii) if it is not in the child's best interest to remain in the same school that the child was enrolled in prior to placement or move from one placement to another, efforts to ensure immediate and appropriate enrollment for the child in a new school;

(8) the educational records of the child including the most recent information available regarding:

(i) the names and addresses of the child's educational providers;

- (ii) the child's grade level performance;
 - (iii) the child's school record;
 - (iv) a statement about how the child's placement in foster care takes into account proximity to the school in which the child is enrolled at the time of placement; and
 - (v) any other relevant educational information;
- (9) the efforts by the local agency to ensure the oversight and continuity of health care services for the foster child, including:
- (i) the plan to schedule the child's initial health screens;
 - (ii) how the child's known medical problems and identified needs from the screens, including any known communicable diseases, as defined in section 144.4172, subdivision 2, will be monitored and treated while the child is in foster care;
 - (iii) how the child's medical information will be updated and shared, including the child's immunizations;
 - (iv) who is responsible to coordinate and respond to the child's health care needs, including the role of the parent, the agency, and the foster parent;
 - (v) who is responsible for oversight of the child's prescription medications;
 - (vi) how physicians or other appropriate medical and nonmedical professionals will be consulted and involved in assessing the health and well-being of the child and determine the appropriate medical treatment for the child; and
 - (vii) the responsibility to ensure that the child has access to medical care through either medical insurance or medical assistance;
- (10) the health records of the child including information available regarding:
- (i) the names and addresses of the child's health care and dental care providers;
 - (ii) a record of the child's immunizations;
 - (iii) the child's known medical problems, including any known communicable diseases as defined in section 144.4172, subdivision 2;
 - (iv) the child's medications; and
 - (v) any other relevant health care information such as the child's eligibility for medical insurance or medical assistance;
- (11) an independent living plan for a child age 16 or older. The plan should include, but not be limited to, the following objectives:
- (i) educational, vocational, or employment planning;
 - (ii) health care planning and medical coverage;
 - (iii) transportation including, where appropriate, assisting the child in obtaining a driver's license;

(iv) money management, including the responsibility of the agency to ensure that the youth annually receives, at no cost to the youth, a consumer report as defined under section 13C.001 and assistance in interpreting and resolving any inaccuracies in the report;

(v) planning for housing;

(vi) social and recreational skills; and

(vii) establishing and maintaining connections with the child's family and community; and

(12) for a child in voluntary foster care for treatment under chapter 260D, diagnostic and assessment information, specific services relating to meeting the mental health care needs of the child, and treatment outcomes.

(d) The parent or parents or guardian and the child each shall have the right to legal counsel in the preparation of the case plan and shall be informed of the right at the time of placement of the child. The child shall also have the right to a guardian ad litem. If unable to employ counsel from their own resources, the court shall appoint counsel upon the request of the parent or parents or the child or the child's legal guardian. The parent or parents may also receive assistance from any person or social services agency in preparation of the case plan.

After the plan has been agreed upon by the parties involved or approved or ordered by the court, the foster parents shall be fully informed of the provisions of the case plan and shall be provided a copy of the plan.

Upon discharge from foster care, the parent, adoptive parent, or permanent legal and physical custodian, as appropriate, and the child, if appropriate, must be provided with a current copy of the child's health and education record.

Sec. 23. Minnesota Statutes 2012, section 260C.515, subdivision 4, is amended to read:

Subd. 4. **Custody to relative.** The court may order permanent legal and physical custody to a fit and willing relative in the best interests of the child according to the following conditions requirements:

(1) an order for transfer of permanent legal and physical custody to a relative shall only be made after the court has reviewed the suitability of the prospective legal and physical custodian, including a review of the background study required under sections 245C.33 and 256N.22, subdivision 4;

(2) in transferring permanent legal and physical custody to a relative, the juvenile court shall follow the standards applicable under this chapter and chapter 260, and the procedures in the Minnesota Rules of Juvenile Protection Procedure;

(3) a transfer of legal and physical custody includes responsibility for the protection, education, care, and control of the child and decision making on behalf of the child;

(4) a permanent legal and physical custodian may not return a child to the permanent care of a parent from whom the court removed custody without the court's approval and without notice to the responsible social services agency;

(5) the social services agency may file a petition naming a fit and willing relative as a proposed permanent legal and physical custodian. A petition for transfer of permanent legal and physical custody to a relative who is not a parent shall be accompanied by a kinship placement agreement

under section 256N.22, subdivision 2, between the agency and proposed permanent legal and physical custodian;

(6) another party to the permanency proceeding regarding the child may file a petition to transfer permanent legal and physical custody to a relative, ~~but the~~. The petition must include facts upon which the court can make the determination required under clause (7) and must be filed not later than the date for the required admit-deny hearing under section 260C.507; or if the agency's petition is filed under section 260C.503, subdivision 2, the petition must be filed not later than 30 days prior to the trial required under section 260C.509; and

(7) where a petition is for transfer of permanent legal and physical custody to a relative who is not a parent, the court must find that:

(i) transfer of permanent legal and physical custody and receipt of Northstar kinship assistance under chapter 256N, when requested and the child is eligible, is in the child's best interests;

(ii) adoption is not in the child's best interests based on the determinations in the kinship placement agreement required under section 256N.22, subdivision 2;

(iii) the agency made efforts to discuss adoption with the child's parent or parents, or the agency did not make efforts to discuss adoption and the reasons why efforts were not made; and

(iv) there are reasons to separate siblings during placement, if applicable;

(8) the court may defer finalization of an order transferring permanent legal and physical custody to a relative when deferring finalization is necessary to determine eligibility for Northstar kinship assistance under chapter 256N; and

~~(7)~~ (9) the juvenile court may maintain jurisdiction over the responsible social services agency, the parents or guardian of the child, the child, and the permanent legal and physical custodian for purposes of ensuring appropriate services are delivered to the child and permanent legal custodian for the purpose of ensuring conditions ordered by the court related to the care and custody of the child are met.

Sec. 24. Minnesota Statutes 2012, section 260C.611, is amended to read:

260C.611 ADOPTION STUDY REQUIRED.

(a) An adoption study under section 259.41 approving placement of the child in the home of the prospective adoptive parent shall be completed before placing any child under the guardianship of the commissioner in a home for adoption. If a prospective adoptive parent has a current child foster care license under chapter 245A and is seeking to adopt a foster child who is placed in the prospective adoptive parent's home and is under the guardianship of the commissioner according to section 260C.325, subdivision 1, the child foster care home study meets the requirements of this section for an approved adoption home study if:

(1) the written home study on which the foster care license was based is completed in the commissioner's designated format, consistent with the requirements in sections 260C.215, subdivision 4, clause (5); and 259.41, subdivision 2; and Minnesota Rules, part 2960.3060, subpart 4;

(2) the background studies on each prospective adoptive parent and all required household members were completed according to section 245C.33;

(3) the commissioner has not issued, within the last three years, a sanction on the license under section 245A.07 or an order of a conditional license under section 245A.06; and

(4) the legally responsible agency determines that the individual needs of the child are being met by the prospective adoptive parent through an assessment under section 256N.24, subdivision 2, or a documented placement decision consistent with section 260C.212, subdivision 2.

(b) If a prospective adoptive parent has previously held a foster care license or adoptive home study, any update necessary to the foster care license, or updated or new adoptive home study, if not completed by the licensing authority responsible for the previous license or home study, shall include collateral information from the previous licensing or approving agency, if available.

Sec. 25. **REVISOR'S INSTRUCTION.**

The revisor of statutes shall change the term "guardianship assistance" to "Northstar kinship assistance" wherever it appears in Minnesota Statutes and Minnesota Rules to refer to the program components related to Northstar Care for Children under Minnesota Statutes, chapter 256N.

Sec. 26. **REPEALER.**

Minnesota Statutes 2013 Supplement, section 256N.26, subdivision 7, is repealed."

Amend the title numbers accordingly

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 2273: A bill for an act relating to juvenile justice; addressing numerous issues relating to juveniles including detention, noncustodial supervision, risk assessments, continuances, diversion, life without release sentences, mandatory minimum sentences, predatory offender registration, expungement, and DHS collateral sanctions; appropriating money; amending Minnesota Statutes 2012, sections 243.166, subdivision 2; 244.05, subdivisions 4, 5; 245C.14, subdivision 1; 260B.125, by adding a subdivision; 260B.130, subdivision 4; 260B.176, subdivision 1, by adding subdivisions; 260B.178, subdivision 1; 260B.198, subdivisions 6, 7; 332.70, by adding a subdivision; 609.106, subdivision 2, by adding a subdivision; 609.3455, subdivision 2; Minnesota Statutes 2013 Supplement, section 243.166, subdivisions 1b, 6; proposing coding for new law in Minnesota Statutes, chapter 260B.

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

Page 1, delete article 1 and insert:

"ARTICLE 1

JUVENILE DETENTION AND NONCUSTODIAL SUPERVISION; RISK ASSESSMENTS; CONSULTATIONS REQUIRED

Section 1. **CONSULTATIONS ON CERTAIN ISSUES.**

(a) Representatives of public safety officials, court officials, county attorneys, juvenile justice advocates, corrections officials, probation officials, and other interested parties shall meet and confer

regarding issues related to risk assessment instruments and their use to determine juvenile detention and noncustodial supervision.

(b) The parties shall provide a written report of their recommendations by November 15, 2014, to the chairs of the house of representatives and senate committees having jurisdiction over criminal justice legislation.

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

Page 5, line 21, delete "LAW ENFORCEMENT" and insert "CONTINUANCES AND"

Page 6, after line 2, insert:

"Sec. 2. Minnesota Statutes 2012, section 260B.198, subdivision 7, is amended to read:

Subd. 7. **Continuance.** (a) When it is in the best interests of the child to do so and not inimical to public safety and when the child has admitted the allegations contained in the petition before the judge or referee, or when a hearing has been held as provided for in section 260B.163 and the allegations contained in the petition have been duly proven but, in either case, before a finding of delinquency has been entered, the court may continue the case for a period not to exceed 90 180 days on any one order. Such a continuance may be extended for one additional successive period not to exceed 90 days and only after the court has reviewed the case and entered its order for an additional continuance without a finding of delinquency. The continuance may be extended for one additional successive period not to exceed 180 days, but only with the consent of the prosecutor and only after the court has reviewed the case and entered its order for the additional continuance without a finding of delinquency. During this a continuance the court may enter an order in accordance with the provisions of subdivision 1, ~~clause (1) or (2)~~ except clause (4), or enter an order to hold the child in detention for a period not to exceed 15 days on any one order for the purpose of completing any consideration, or any investigation or examination ordered in accordance with the provisions of section 260B.157.

(b) A prosecutor may appeal a continuance ordered in contravention of this subdivision. This subdivision does not extend the court's jurisdiction under section 260B.193 and does not apply to an extended jurisdiction juvenile proceeding.

EFFECTIVE DATE. This section is effective August 1, 2014, and applies to offenses committed on or after that date.

Sec. 3. Minnesota Statutes 2012, section 388.24, subdivision 1, is amended to read:

Subdivision 1. **Definition.** As used in this section:

(1) a child under the jurisdiction of the juvenile court is an "offender" if:

(i) the child is petitioned for, or probable cause exists to petition or take the child into custody for, a felony, gross misdemeanor, ~~or~~ misdemeanor, petty misdemeanor, juvenile petty, or juvenile traffic offense, other than an offense against the person, but has not yet entered a plea in the proceedings;

(ii) the child has not previously been adjudicated in Minnesota or any other state for any offense against the person; and

(iii) the child has not previously been petitioned for an offense in Minnesota and then had the petition dismissed as part of a diversion program, including a program that existed before July 1, 1995; and

(2) "pretrial diversion" means the decision of a prosecutor to refer an offender to a diversion program on condition that the delinquency petition against the offender will be dismissed or the petition will not be filed after a specified period of time if the offender successfully completes the program."

Page 6, delete article 3

Page 6, after line 25, insert:

"Section 1. Minnesota Statutes 2012, section 260B.198, subdivision 6, is amended to read:

Subd. 6. **Expungement.** ~~Except when legal custody is transferred under the provisions of subdivision 1, clause (4),~~ (a) The court may expunge the adjudication of all records relating to the arrest and delinquency proceedings at any time that it deems advisable if the court determines that expungement of the record would yield a benefit to the subject of the record that outweighs the detriment to the public and public safety in sealing the record and the burden on the court and public agencies or jurisdictions in issuing, enforcing, and monitoring the order.

(b) In making a determination under this subdivision, the court shall consider:

(1) the age, education, experience, and background, including mental and emotional development, of the subject of the record at the time of commission of the offense;

(2) the circumstances and nature and severity of the offense, including any aggravating or mitigating factors in the commission of the offense;

(3) victim and community impact, including age and vulnerability of the victim;

(4) the level of participation of the subject of the record in the planning and carrying out of the offense, including familial or peer influence in the commission of the offense;

(5) the juvenile delinquency and criminal history of the subject of the record;

(6) the programming history of the subject of the record, including child welfare, school and community-based, and probation interventions, and the subject's willingness to participate meaningfully in programming, probation, or both;

(7) any other aggravating or mitigating circumstance bearing on the culpability or potential for rehabilitation of the subject of the record; and

(8) the benefit that expungement would yield to the subject of the record in pursuing education, employment, housing, or other necessities.

(c) Notwithstanding paragraph (a), a record that is expunged under this subdivision may be opened or exchanged between criminal justice agencies in the same manner as a criminal record under section 609A.03, subdivision 7, paragraph (b).

(d) Section 609A.03, subdivision 9, applies to an appeal of an order under this subdivision."

Page 6, delete lines 26 to 32

Page 7, delete lines 1 and 2

Page 7, delete article 5

Page 8, line 12, after "(b)" insert "Except as provided in paragraph (f),"

Page 8, after line 23, insert:

"(f) An inmate serving a mandatory life sentence for a crime described in paragraph (b) who was under 18 years of age at the time of the commission of the offense requiring the life sentence, and who was certified under section 260B.125 or designated an extended jurisdiction juvenile under section 260B.130, must not be given supervised release under this section without having served a minimum term of imprisonment of 20 years."

Page 11, delete article 7

Page 12, line 16, strike "or petitioned for"

Renumber the articles and sections in sequence

Amend the title as follows:

Page 1, line 4, delete "mandatory minimum sentences,"

Page 1, line 5, delete everything after the first comma and insert "and expungement;"

Amend the title numbers accordingly

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 1441: A bill for an act relating to public safety; extending the time period and renewals allowed for a continuance without adjudication in a juvenile delinquency case; amending Minnesota Statutes 2012, section 260B.198, subdivision 7.

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 260B.198, subdivision 7, is amended to read:

Subd. 7. **Continuance.** (a) When it is in the best interests of the child to do so and not inimical to public safety and when the child has admitted the allegations contained in the petition before the judge or referee, or when a hearing has been held as provided for in section 260B.163 and the allegations contained in the petition have been duly proven but, in either case, before a finding of delinquency has been entered, the court may continue the case for a period not to exceed 90 180 days on any one order. Such a continuance may be extended for one additional successive period not to exceed 90 days and only after the court has reviewed the case and entered its order for an additional continuance without a finding of delinquency. The continuance may be extended for one additional successive period not to exceed 180 days, but only with the consent of the prosecutor and only after the court has reviewed the case and entered its order for the additional continuance without a finding of delinquency. During this a continuance the court may enter an order in accordance with the provisions of subdivision 1, clause (1) or (2) except clause (4), or enter an order to hold the child in detention for a period not to exceed 15 days on any one order for the purpose of completing

any consideration, or any investigation or examination ordered in accordance with the provisions of section 260B.157.

(b) A prosecutor may appeal a continuance ordered in contravention of this subdivision. This subdivision does not extend the court's jurisdiction under section 260B.193 and does not apply to an extended jurisdiction juvenile proceeding.

EFFECTIVE DATE. This section is effective August 1, 2014, and applies to offenses committed on or after that date.

Sec. 2. Minnesota Statutes 2012, section 388.24, subdivision 1, is amended to read:

Subdivision 1. **Definition.** As used in this section:

(1) a child under the jurisdiction of the juvenile court is an "offender" if:

(i) the child is petitioned for, or probable cause exists to petition or take the child into custody for, a felony, gross misdemeanor, ~~or misdemeanor,~~ petty misdemeanor, juvenile petty, or juvenile traffic offense, other than an offense against the person, but has not yet entered a plea in the proceedings;

(ii) the child has not previously been adjudicated in Minnesota or any other state for any offense against the person; and

(iii) the child has not previously been petitioned for an offense in Minnesota and then had the petition dismissed as part of a diversion program, including a program that existed before July 1, 1995; and

(2) "pretrial diversion" means the decision of a prosecutor to refer an offender to a diversion program on condition that the delinquency petition against the offender will be dismissed or the petition will not be filed after a specified period of time if the offender successfully completes the program."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "expanding the scope of juvenile diversion programs;"

Amend the title numbers accordingly

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 2214: A bill for an act relating to criminal justice; modifying provisions governing expungement of criminal records; requiring business screening services to delete expunged records; allowing expungement of eviction records in certain cases; amending Minnesota Statutes 2012, sections 260B.198, subdivision 6; 332.70, by adding a subdivision; 504B.345, subdivision 1; 609A.02, subdivision 3; 609A.03, subdivisions 5, 7, 8; proposing coding for new law in Minnesota Statutes, chapter 609A.

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

Page 2, line 31, after "action" insert "under the provisions of section 484.014"

Page 2, line 32, after "time" insert "upon motion of the defendant"

Page 3, line 7, delete everything after "(a)"

Page 3, line 8, delete the new language

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

Senator Latz from the Committee on Judiciary, to which was referred

S.F. No. 1757: A bill for an act relating to civil actions; prohibiting certain indemnification agreements; proposing coding for new law in Minnesota Statutes, chapter 604.

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

Delete everything after the enacting clause and insert:

"Section 1. [604.21] INDEMNITY AGREEMENTS IN DESIGN PROFESSIONAL SERVICES CONTRACTS VOID.

(a) A provision contained in, or executed in connection with, a design professional services contract is void and unenforceable to the extent it attempts to require an indemnitor to indemnify, to hold harmless, or to defend an indemnitee from or against liability for loss or damage resulting from the negligence or fault of anyone other than the indemnitor or others for whom the indemnitor is legally liable.

(b) For purposes of this section, "design professional services contract" means a contract under which some portion of the work or services is to be performed or supervised by a person licensed under section 326.02, and is furnished in connection with any actual or proposed maintenance of or improvement to real property, highways, roads, or bridges.

(c) This section does not apply to the extent that the obligation to indemnify, to hold harmless, or to defend an indemnitee is able to be covered by insurance.

(d) This section does not apply to agreements referred to in section 337.03 or 337.04.

(e) A provision contained in, or executed in connection with, a design professional services contract for any actual or proposed maintenance of, or improvement to, real property, highways, roads, or bridges located in Minnesota that makes the contract subject to the laws of another state or requires that any litigation, arbitration, or other dispute resolution process on the contract occur in another state is void and unenforceable.

(f) This section supersedes any other inconsistent provision of law.

EFFECTIVE DATE; APPLICATION. This section is effective August 1, 2014, and applies to contracts or agreements entered into on or after that date."

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 2446: A bill for an act relating to commerce; removing or modifying obsolete, unnecessary, or redundant laws and rules administered by the Department of Commerce; making conforming changes; amending Minnesota Statutes 2012, sections 16D.04, subdivisions 1, 4; 45.0111, subdivision 2; 45.22; 45.23; 46.046, by adding a subdivision; 47.20, subdivision 7; 47.325; 47.78; 48.93, subdivisions 1, 3; 53A.06; 56.131, subdivision 1; 56.14; 58.115; 59C.10,

subdivision 2; 60A.0782, subdivisions 1, 2, 5, 11; 60A.0783, subdivisions 2, 3; 60A.0785, subdivision 3; 60A.0787, subdivision 4; 60A.0788, subdivision 2; 60A.0789, subdivisions 1, 2, 4; 60A.131; 60K.361; 61A.02, subdivisions 2, 3; 61A.03, subdivision 1; 61A.15, by adding a subdivision; 72B.03; 72B.041, subdivision 1; 72B.08, subdivision 1; 81A.02, subdivisions 1, 12; 81A.03, subdivision 2; 81A.04, subdivision 1; 81A.14, subdivision 2; 81A.16, subdivisions 1, 2, 5; 81A.17; 81A.19; 81A.20; 81A.21; 82.60, subdivisions 1, 5; 82.63, subdivision 6; 82A.03; 82A.04, subdivision 2; 82A.05, subdivision 6; 82A.08, subdivision 1; 82A.09, subdivision 2; 82A.10; 82A.11, subdivision 2; 82A.111, subdivision 2; 82A.12, subdivision 1; 82A.14; 82A.22, subdivision 2; 82A.25; 82A.26; 82B.195, subdivisions 1, 2; 83.26, subdivision 2; 83.30, subdivision 1; 115C.113; 115C.13; 239.011, subdivision 2; 239.06; 239.081; 239.09; 239.091; 239.44; 239.46; 239.75, subdivision 1; 239.753; 239.80, subdivision 1; 325E.11; 325E.115, subdivision 2; 332.31, subdivision 1; 332.311; 332.33, subdivisions 1, 2, 3, 5, 5a, 7; 332.38; 332.39; 332.40, subdivisions 1, 2, 3; 332.42, subdivisions 1, 2; 332.44; 386.015, subdivision 5; 386.62; 386.65, subdivision 1; 386.705; 386.706; 386.73; 386.74; 386.76; Minnesota Statutes 2013 Supplement, sections 82A.06, subdivision 2; 82A.13, subdivision 1; 239.101, subdivision 3; 270.41, subdivision 5; repealing Minnesota Statutes 2012, sections 13.713, subdivision 4; 45.0111; 45.25, subdivision 4; 45.42, subdivision 1; 46.045, subdivision 2; 46.046, subdivisions 3, 4; 46.047; 46.23, subdivision 3; 47.61, subdivision 2; 48.34; 48.92, subdivisions 4, 5; 53.07; 53A.081; 56.001, subdivisions 4, 5, 6; 60A.02, subdivision 2; 60A.078; 60A.18; 61A.05; 61A.09, subdivision 4; 61A.11; 61A.16; 61A.17; 61A.18; 62A.319; 62B.07, subdivision 8; 72A.53; 72B.02, subdivision 8; 80C.30; 81A.01; 81A.02, subdivision 5; 81A.08; 81A.18; 82.60, subdivisions 2, 3, 4; 82.63, subdivisions 7, 9, 10; 82A.04; 82A.07; 82A.08; 82A.11, subdivision 2; 82A.111, subdivision 5; 82A.13, subdivision 3; 82A.18, subdivision 3; 82A.22, subdivisions 1, 3; 82A.24, subdivision 5; 82B.021; 115C.01; 115C.111; 239.001; 239.002; 239.003; 239.012; 239.051, subdivision 7; 239.101, subdivision 4; 239.28; 239.29; 239.30; 239.31; 239.35; 239.36; 239.51; 239.511; 239.53; 239.54; 239.80, subdivisions 2, 3; 332.45; 386.61, subdivisions 1, 2, 4; 609B.109; Minnesota Statutes 2013 Supplement, sections 82.63, subdivision 8; 82A.06, subdivision 2; Minnesota Rules, parts 2782.0200; 2782.0300; 2782.0400; 2782.0500; 2782.0600; 2782.0700; 2782.0800; 2795.2000; 2830.0010; 2830.0020; 2830.0030; 2830.0040; 2830.0050; 2830.0060; 2830.0070; 2830.0080; 2830.0090; 2830.0100; 2870.0100; 2870.1100; 2870.1200; 2870.1400; 2870.1700; 2870.1800; 2870.1900; 2870.2000; 2870.2100; 2870.2200; 2870.2300; 2870.3100; 2870.3200; 2870.3300; 2870.3400; 2870.3500; 2870.3600; 2870.3700; 2870.3800; 2870.3900; 2870.4000; 2870.4100; 2870.5100; 7601.7010; 7601.7090, subpart 3; 7601.8000; 7602.0100.

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

Pages 9 to 13, delete sections 13 to 16

Page 32, delete section 40

Page 36, line 18, after "repeals" insert a period

Page 36, line 19, delete "45.25, subdivision 4;" and delete "46.046, subdivisions 3"

Page 36, line 20, delete "and 4;" and delete "46.23, subdivision 3; 47.61, subdivision 2;" and delete "48.92, subdivisions 4"

Page 36, line 21, delete "and 5; 53.07;" and delete "4, 5, and 6" and insert "5 and 6" and delete "60A.02, subdivision 2; 60A.078;"

Page 36, line 22, delete "61A.05; 61A.09, subdivision 4; 61A.11; 61A.16; 61A.17; 61A.18;"

Page 36, line 23, delete "62B.07, subdivision 8;" and delete "81A.01; 81A.02, subdivision 5;"

Page 36, line 26, delete "82B.021;"

Page 36, line 27, delete "115C.01;" and delete "239.001;" and delete "239.051, subdivision 7;"

Page 36, line 29, after "332.45;" insert "and"

Page 36, line 30, delete the semicolon and delete "and 609B.109"

Page 37, line 6, delete "7601.8000;"

Pages 39 to 47, delete sections 7 to 30

Pages 53 to 55, delete sections 37 and 38

Page 55, line 26, reinstate the stricken language

Page 57, delete section 43

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 2178: A bill for an act relating to commerce; modifying requirements for Department of Commerce licensee education; amending Minnesota Statutes 2012, section 45.25, subdivisions 2a, 5a.

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

Page 1, line 14, delete "which" and insert "that"

Page 1, line 18, after "process" insert ", other than the courses specified in subdivision 2a, clauses (2) and (3), that is"

Page 1, line 20, after "course" insert "that does not meet the requirements of subdivision 2a, clauses (2) or (3)"

Page 1, line 21, before "course" insert "noninteractive" and strike "by the instructor"

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 2081: A bill for an act relating to state government; modifying laws governing certain Department of Commerce advisory groups; amending Minnesota Statutes 2012, sections 216B.813, subdivision 2; 216B.815; 216C.02, subdivision 1; repealing Minnesota Statutes 2012, sections 82B.021, subdivision 10; 82B.05, subdivisions 1, 3, 5, 6, 7; 82B.06; 116L.361, subdivision 2; 116L.363.

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

Senator Metzen from the Committee on Commerce, to which was referred

S.F. No. 2445: A bill for an act relating to mortgage foreclosures; amending the definition of a small servicer; clarifying the Foreclosure Curative Act; amending Minnesota Statutes 2013 Supplement, sections 582.043, subdivision 1; 582.27, subdivision 1.

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

Senator Metzen from the Committee on Commerce, to which was re-referred

S.F. No. 2108: A bill for an act relating to commerce; prohibiting certain practices in connection with a sales representative agreement; amending Minnesota Statutes 2012, section 325E.37, by adding a subdivision.

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

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

S.F. No. 1767: A bill for an act relating to human services; modifying requirements for the State Quality Council and regional quality councils; appropriating money; amending Minnesota Statutes 2012, section 256B.097, subdivision 4; Minnesota Statutes 2013 Supplement, section 256B.097, subdivision 3.

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. 2175: A bill for an act relating to state government; prohibiting state agencies from paying more than ten percent over the appraised value to acquire real property; proposing coding for new law in Minnesota Statutes, chapter 16B.

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

Page 1, line 9, after "Universities" insert " , but does not include the Department of Transportation, the Department of Natural Resources, or the Board of Water and Soil Resources"

Page 1, line 11, after "property" insert "valued in excess of \$100,000"

Page 1, line 13, delete "provide for" and insert "obtain an appraisal of"

Page 1, line 14, delete everything after "property" and insert "by an appraiser who holds a state appraiser license issued by the Department of Commerce. The appraisal must be in conformity with the Uniform Standards of Professional Appraisal Practice of the Appraisal Foundation."

Page 1, delete line 15

Page 1, delete line 16 and insert "The appraiser shall not have an interest"

Page 1, line 17, delete "interested" and delete "The oath must"

Page 1, line 18, delete everything before "The" and after "less" insert "for the property"

Page 1, line 19, delete ", except" and insert a period

Page 1, line 21, delete the second "to" and insert "toward other" and after "purchases" insert "of real property"

Page 1, line 22, after "differences" insert "over the prior 12 months"

Page 2, line 1, after "differences" insert "over the prior 12 months"

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

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

S.F. No. 133: A bill for an act relating to health occupations; establishing licensure for medical laboratory science professionals; creating an advisory council; providing penalties; establishing fees; appropriating money; proposing coding for new law as Minnesota Statutes, chapter 148G.

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

Page 9, line 22, delete "one" and insert "two" and delete "technician" and insert "technicians"

Page 9, line 23, delete everything after the second comma and insert "molecular biology, or a cytotechnologist; and"

Page 9, delete line 24

Page 9, line 25, delete "6" and insert "5"

Page 10, after line 8, insert:

"Subd. 4. **Chair.** The council must elect a chair from among its members. The chair serves a two-year term."

Page 10, line 9, delete "4" and insert "5"

Page 10, after line 10, insert:

"Subd. 6. **Sunset.** This section expires January 1, 2022."

Page 19, line 23, before "ADVISORY" insert "MEDICAL LABORATORY SCIENCE PROFESSIONAL LICENSING"

Page 19, line 25, before "The" insert "When making initial appointments, the commissioner shall designate four appointees to have terms coterminous with the governor. The initial appointees who serve a term that is coterminous with the governor shall serve until the start of the governor's term that begins in 2019. The remainder of the initial appointees shall serve until 2020. Terms after the initial terms will be as described in Minnesota Statutes, section 15.059, subdivision 3."

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

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

S.F. No. 2162: A bill for an act relating to Hennepin County; modifying the multijurisdictional reinvestment program; amending Minnesota Statutes 2012, section 383B.79, subdivisions 1, 5.

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

Page 1, line 6, strike "created" and insert "authorized"

Page 1, line 7, delete "created" and insert "authorized"

Page 1, after line 17, insert:

"Sec. 2. Minnesota Statutes 2012, section 383B.79, subdivision 2, is amended to read:

Subd. 2. **Use of appropriations.** Up to one-half of any state appropriation for the program ~~created~~ authorized in subdivision 1 may be used by the county as a grant to the cities of Minneapolis and Brooklyn Center to provide assistance in a capital nature for constructing public infrastructure improvements in order to further economic development."

Renumber the sections in sequence

Amend the title numbers accordingly

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. 1660: A bill for an act relating to Kathio Township; authorizing the town to convey the Lakewood Cemetery to the Mille Lacs Band of Ojibwe.

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 306.02, subdivision 2, is amended to read:

Subd. 2. **Transfer by local government unit.** Cemetery land and property or a public burial ground owned or controlled by a town, statutory or home rule charter city, or county may be transferred by deed or otherwise to an existing cemetery association or corporation ~~or one, a cemetery association or corporation formed under this chapter, or a cemetery association or corporation formed under the laws of a federally recognized Indian tribe in Minnesota.~~ The transfer may be with or without condition, as determined by the town, statutory or home rule charter city, or county. The town, statutory or home rule charter city, or county may, as a part of the transaction, enter into a contract or agreement with the cemetery association to provide for the management and maintenance of the cemetery, for the sale of lots or land in the cemetery, and for those other matters concerning the care and control of the cemetery as the town, statutory or home rule charter city, or county considers advisable.

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

Delete the title and insert:

"A bill for an act relating to local governments; authorizing local governments to transfer cemetery property to a tribal cemetery association; amending Minnesota Statutes 2012, section 306.02, subdivision 2."

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. 1737: A bill for an act relating to state government; requiring continued employer insurance contributions for certain former state employees; proposing coding for new law in Minnesota Statutes, chapter 43A.

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. 2082: A bill for an act relating to state government; modifying laws governing certain Department of Transportation advisory groups; proposing coding for new law in Minnesota Statutes, chapter 162; repealing Minnesota Statutes 2012, sections 162.02, subdivisions 2, 3; 162.09, subdivisions 2, 3; 174.86, subdivision 5.

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

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

S.F. No. 1917: A bill for an act relating to state government; modifying laws governing certain executive branch advisory groups; amending Minnesota Statutes 2012, sections 3.922, subdivision 8; 15B.11, subdivision 2; 16B.055, subdivision 1; 16C.137, subdivision 2; 28A.21, subdivision 6; 43A.316, subdivisions 2, 3, 6; 62J.495, subdivision 2; 79A.02, subdivision 1; 85.0146, subdivision 1; 89A.03, subdivision 5; 89A.08, subdivision 1; 93.0015, subdivision 3; 97A.055, subdivision 4b; 116U.25; 134.31, subdivision 6; 144.1255, subdivision 1; 144.1481, subdivision 1; 144.608, subdivision 2; 145A.10, subdivision 10; 148.7805, subdivision 2; 153A.20, subdivision 2; 162.07, subdivision 5; 162.13, subdivision 3; 174.52, subdivision 3; 175.007, subdivision 1; 182.656, subdivision 3; 206.805; 214.13, subdivision 4; 240.18, subdivision 4; 243.1606, subdivision 4; 256B.0625, subdivision 13i; 256C.28, subdivision 1; 270C.12, subdivision 5; 298.2213, subdivision 5; 298.2214, subdivision 1; 298.297; 299E.04, subdivision 5; 326B.07, subdivision 1; Minnesota Statutes 2013 Supplement, sections 103I.105; 125A.28; repealing Minnesota Statutes 2012, sections 6.81; 15.059, subdivision 5; 15B.32, subdivision 7; 16E.0475; 43A.316, subdivision 4; 43A.317, subdivision 4; 127A.70, subdivision 3; 136A.031, subdivision 5; 147E.35, subdivision 4; 196.30; 197.585, subdivision 4; 241.021, subdivision 4c; 245.97, subdivision 7; 270C.991, subdivision 4; Minnesota Statutes 2013 Supplement, sections 15.059, subdivision 5b; 197.585, subdivision 2.

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

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

S.F. No. 2078: A bill for an act relating to retirement; creating the Minnesota secure choice retirement savings plan; requiring a report; establishing a trust account; proposing coding for new law as Minnesota Statutes, chapter 352G.

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

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

S.F. No. 2103: A bill for an act relating to transportation; motor vehicles; modifying the permitted uses of vehicles used for testing; amending Minnesota Statutes 2012, section 168.25, subdivision 2.

Reports the same back with the recommendation that the bill do pass and be placed on the Consent Calendar. Report adopted.

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

S.F. No. 2179: A bill for an act relating to public safety; traffic regulations; authorizing use of traffic safety pretrial diversion programs by local units of government for certain traffic offenses; proposing coding for new law in Minnesota Statutes, chapter 169.

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

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

S.F. No. 2275: A bill for an act relating to public safety; traffic regulations; authorizing local units of government to establish educational diversion programs for certain traffic offenses; requiring the development of uniform minimum standards for the programs; classifying data; appropriating money; amending Minnesota Statutes 2012, sections 6.74; 13.6905, by adding a subdivision; 169.022; proposing coding for new law in Minnesota Statutes, chapter 169.

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 6.74, is amended to read:

6.74 INFORMATION COLLECTED FROM LOCAL GOVERNMENTS.

The state auditor, or a designated agent, shall collect annually from all city, county, and other local units of government, information as to the assessment of property, collection of taxes, receipts from licenses and other sources including administrative fines assessed and collected pursuant to section 169.999 and diversion program fees collected under section 169.9991, the expenditure of public funds for all purposes, borrowing, debts, principal and interest payments on debts, and such other information as may be needful. The data shall be supplied upon forms prescribed by the state auditor, and all public officials so called upon shall fill out properly and return promptly all forms

so transmitted. The state auditor or assistants, may examine local records in order to complete or verify the information.

Sec. 2. Minnesota Statutes 2012, section 13.6905, is amended by adding a subdivision to read:

Subd. 34. **Traffic offense educational diversion program data.** Data related to a traffic offense educational diversion program are governed by section 169.9991, subdivision 10.

Sec. 3. Minnesota Statutes 2012, section 169.022, is amended to read:

169.022 UNIFORM APPLICATION.

The provisions of this chapter shall be applicable and uniform throughout this state and in all political subdivisions and municipalities therein, and no local authority shall enact or enforce any rule or regulation in conflict with the provisions of this chapter unless expressly authorized herein. Local authorities may adopt traffic regulations which are not in conflict with the provisions of this chapter; provided, that when any local ordinance regulating traffic covers the same subject for which a penalty is provided for in this chapter, then the penalty provided for violation of said local ordinance shall be identical with the penalty provided for in this chapter for the same offense, except as otherwise provided in section 169.9991 and in associated standards or rules.

Sec. 4. [169.9991] TRAFFIC OFFENSE EDUCATIONAL DIVERSION PROGRAMS.

Subdivision 1. **Programs authorized.** (a) A local unit of government may establish an educational diversion program for holders of class D drivers' licenses who commit one of the following offenses:

(1) failure to obey traffic-control signals in violation of section 169.06;

(2) violating section 169.14, where the violation consists of a speed under 15 miles per hour in excess of the lawful speed limit, but excluding a speed limit violation described in section 171.12, subdivision 6;

(3) passing on the right in violation of section 169.18, subdivision 4;

(4) following a vehicle too closely in violation of section 169.18, subdivision 8;

(5) passing a parked emergency vehicle in violation of section 169.18, subdivision 11;

(6) failing to yield right-of-way in violation of section 169.20, subdivision 1;

(7) failing to obey a stop sign in violation of section 169.20, subdivision 3;

(8) failing to obey a stop line in violation of section 169.30;

(9) operating a vehicle that is in violation of sections 169.46 to 169.68 and 169.69 to 169.75; and

(10) using a wireless communications device in violation of section 169.475.

(b) To establish a program under this section, the governing body of a local unit of government shall pass a resolution authorizing and setting the fee for the program and report the resolution to the commissioner of public safety and the state auditor.

(c) When issuing a citation to a vehicle operator for an offense described in paragraph (a), a peace officer employed by a local unit of government that has complied with paragraph (b) may also

provide written information about the governmental unit's educational diversion program, including contact information, eligibility, participation fee, duration, content, and benefits. The peace officer shall use best efforts to avoid referring an ineligible person to the program.

(d) A person who has been referred to an educational diversion program under paragraph (c) may respond to the citation as otherwise provided for in law or proceed under this section. If the person chooses to proceed under this section, the person shall enroll in and successfully complete the program. A person who is not eligible for the program or otherwise fails to successfully complete it shall either pay the citation or contest it as otherwise provided for in law.

Subd. 2. **Compliance with best practices.** A diversion program operating under this section shall comply with the best practices developed by the commissioner of public safety under subdivision 3.

Subd. 3. **Program best practices.** (a) By September 15, 2014, the commissioner of public safety shall develop and disseminate to local units of government uniform best practices for educational traffic diversion programs under this section. The commissioner may amend the best practices at any time and shall disseminate any amendments to local units of government. At a minimum, the best practices must address the following:

- (1) the minimum duration of a program;
- (2) acceptable locations for a program, including whether a program may be offered online, and whether a program must be offered within a certain distance of a referred person's home;
- (3) the curriculum of the program, including whether the program must address the specific offense for which a person was cited;
- (4) qualifications for persons conducting the program;
- (5) eligibility for participation, including whether a person who previously completed a program is eligible to participate again, subject to subdivision 6, paragraph (b); and
- (6) requirements for successful completion of the program.

The commissioner, in developing best practices for traffic education diversion courses, shall consult with the Minnesota Police and Peace Officers Association, Minnesota Sheriffs Association, Minnesota Chiefs of Police Association, Minnesota County Attorneys Association, Association of Minnesota Counties, League of Minnesota Cities, and an organization with expertise in driver education such as American Automobile Association or Minnesota Safety Council.

(b) A local unit of government may establish a course fee of up to \$75. Fees collected by the local unit of government must be reported to the commissioner of public safety and the state auditor. Fees may be retained by the local unit of government to pay the costs of administering and operating the program, promoting traffic safety, and administering and operating other safety and educational programs within the jurisdiction.

Subd. 4. **Surcharge.** The surcharge imposed under section 357.021, subdivision 6, does not apply to a participant in a traffic education diversion program.

Subd. 5. **Contracting with third parties.** Notwithstanding any other law or ordinance to the contrary, a local unit of government that establishes an educational diversion program under this section may contract with a third party to create and administer the program. The contract must

require the third party to comply with and operate the program in accordance with the requirements of this section.

Subd. 6. **Officer's authority.** (a) The authority to refer a person to an educational diversion program under this section is reserved exclusively to licensed peace officers. An officer may not be required by ordinance or otherwise to make a referral.

(b) A peace officer is prohibited from issuing a citation that offers a traffic safety pretrial diversion program option to an individual with more than two violations under this section in a 12-month period, beginning on the date of the first violation.

Subd. 7. **Records.** The program administrator of each traffic offense educational diversion program shall be responsible for determining participant eligibility and successful completion. A report, in a form specified by the commissioner of public safety, of licensed drivers who have enrolled in, participated in, or successfully completed an educational diversion program must be promptly transmitted to the commissioner of public safety, who shall retain the records and communicate them, on request, to similar programs in the state for the purpose of determining eligibility.

Subd. 8. **Driving records.** (a) The commissioner of public safety may not record the underlying violation on the driving record of an eligible person who successfully completes an educational diversion program or use it as grounds for revocation or suspension of the person's driver's license.

(b) A violation under this section must be recorded in the comprehensive incident-based reporting system under section 299C.40, for the limited purpose of ensuring compliance with subdivision 6, paragraph (b).

Subd. 9. **Commercial drivers' licenses and commercial vehicles; eligibility for participation.** A person who holds a commercial driver's license, or is the driver of a commercial vehicle in which an offense was committed, is not eligible for an educational diversion program under this section if participation would constitute noncompliance with federal law or regulation and subject the state to possible loss of federal funds.

Subd. 10. **Local preemption.** Educational diversion programs under this section are limited exclusively to those offenses listed in subdivision 1, paragraph (a). Notwithstanding any contrary charter provision or ordinance, no statutory or home rule charter city, county, or town may operate or participate in a diversion or similar program to enforce any other provision of this chapter.

Subd. 11. **Data.** Data on individuals referred to or enrolled in a traffic offense educational diversion program under this section are private data on individuals and may not be disclosed to insurers or used by insurers to adjust an individual's vehicle insurance premiums. However, the Department of Public Safety, law enforcement personnel, and individuals working with diversion programs may access the data to carry out their duties under this section.

Sec. 5. **EFFECTIVE DATE.**

Section 4, subdivision 3, is effective the day after final enactment. Sections 1 to 3, and section 4, subdivisions 1 and 2, and 4 to 11, are effective January 15, 2015."

Delete the title and insert:

"A bill for an act relating to public safety; traffic regulations; authorizing local units of government to establish educational diversion programs for certain traffic offenses; requiring the development of uniform best practices for the programs; classifying data; amending Minnesota Statutes 2012, sections 6.74; 13.6905, by adding a subdivision; 169.022; proposing coding for new law in Minnesota Statutes, chapter 169."

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 Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was re-referred

S.F. No. 2221: A bill for an act relating to water; modifying drainage system provisions; amending Minnesota Statutes 2012, sections 103E.015, subdivisions 1, 2, by adding a subdivision; 103E.091, subdivision 1; 103E.245, subdivisions 1, 2, 4; 103E.255; 103E.261, subdivisions 4, 5; 103E.285, subdivision 10; 103E.301; 103E.341, subdivision 1; 103E.501, subdivision 4.

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

Senator Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 2056: A bill for an act relating to telecommunications; broadband; establishing a program to award grants for the expansion of broadband service to underserved areas; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116J.

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

Page 2, line 1, delete "Unserved or"

Page 2, line 2, after "to" insert "wireline"

Page 2, after line 3, insert:

"(i) "Unserved areas" means areas of Minnesota in which households or businesses lack access to wireline broadband service at speeds that meet a Federal Communications Commission threshold of four megabits per second download and one megabit per second upload."

Page 2, line 5, after "GRANT" insert "AND LOAN"

Page 2, line 14, after "grants" insert "or loans"

Page 2, line 25, after "grant" insert "and loan"

Page 2, line 26, after "grant" insert "and loan"

Page 2, line 27, after "grant" insert "and loan" after "grants" insert "and loans"

Page 2, line 28, after "grant" insert "or loan"

Page 2, line 34, delete "end-users who" and insert "households passed that"

Page 3, line 5, after "grant" insert "or loan"

Page 3, line 7, after "grants" insert "and loans" and before the comma, insert "and loans"

Page 3, line 8, delete the colon

Page 3, line 9, delete "(1)"

Page 3, line 10, delete "or underserved;" and insert a period

Page 3, after line 10, insert:

"(b) In evaluating applications and awarding grants or loans, the commissioner may give priority to applications that:

(1) are constructed in areas identified by the director of the Office of Broadband Development as underserved;"

Page 3, line 25, delete the second "and" and insert "or"

Page 3, line 28, delete "(b)" and insert "(c)" and after "grants" insert "and loans"

Page 3, line 33, after "the" insert "special revenue fund in the"

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

Senator Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred

S.F. No. 36: A bill for an act relating to dogs and cats; providing for licensing and inspection of certain dog and cat breeders; authorizing rulemaking; providing penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 347.

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 13.643, subdivision 6, is amended to read:

Subd. 6. **Animal premises data.** (a) The following data collected and maintained by the Board of Animal Health related to registration and identification of premises and animals under chapter 35, are classified as private or nonpublic:

- (1) the names and addresses;
- (2) the location of the premises where animals are kept; and
- (3) the identification number of the premises or the animal.

(b) Except as provided in section 347.58, subdivision 5, data collected and maintained by the Board of Animal Health under sections 347.57 to 347.64 are classified as private or nonpublic.

~~(b)~~ (c) The Board of Animal Health may disclose data collected under paragraph (a) or (b) to any person, agency, or to the public if the board determines that the access will aid in the law enforcement process or the protection of public or animal health or safety.

Sec. 2. **[347.57] DEFINITIONS.**

Subdivision 1. **Terms.** The definitions in this section apply to sections 347.57 to 347.64.

Subd. 2. **Animal.** "Animal" means a dog or a cat.

Subd. 3. **Board.** "Board" means the Minnesota Board of Animal Health.

Subd. 4. **Cat.** "Cat" means a mammal that is wholly or in part of the species *Felis domesticus*. An adult cat is a cat 28 weeks of age or older. A kitten is a cat under 28 weeks of age.

Subd. 5. **Commercial breeder.** "Commercial breeder" means a person who possesses or has an ownership interest in animals and is engaged in the business of breeding animals for sale or for exchange in return for consideration, and who possesses ten or more adult intact animals and whose animals produce more than five total litters of puppies or kittens per year.

Subd. 6. **Confinement area.** "Confinement area" means a structure used or designed for use to restrict an animal to a limited amount of space, such as a room, pen, cage, kennel, compartment, crate, or hutch.

Subd. 7. **Dog.** "Dog" means a mammal that is wholly or in part of the species *Canis familiaris*. An adult dog is a dog 28 weeks of age or older. A puppy is a dog under 28 weeks of age.

Subd. 8. **Facility.** "Facility" means the place used by a commercial breeder for breeding animals, and includes all buildings, property, confinement areas, and vehicles.

Subd. 9. **Local animal control authority.** "Local animal control authority" means an agency of the state, county, municipality, or other political subdivision of the state that is responsible for animal control operations in its jurisdiction.

Subd. 10. **Person.** "Person" means a natural person, firm, partnership, corporation, or association, however organized.

Subd. 11. **Possess.** "Possess" means to have custody of or have control over.

Subd. 12. **Veterinarian.** "Veterinarian" means a veterinarian in good standing and licensed in the state of Minnesota.

Sec. 3. [347.58] LICENSING AND INSPECTIONS.

Subdivision 1. **Licensing.** (a) The board may grant an operating license to a commercial breeder and shall enforce sections 347.58 to 347.64.

(b) Beginning July 1, 2015, a commercial breeder must obtain an annual license for each facility it owns or operates. More than one building on the same premises is considered one facility. The initial prelicense inspection fee and the annual license fee is \$10 per adult intact animal, but each fee must not exceed \$250.

(c) The board must perform an announced initial prelicense inspection within 60 days from the date of receiving a license application. A commercial breeder is not in violation of this section if the commercial breeder has filed a completed license application with the board and the board has not performed the initial prelicense inspection. The board shall inspect a commercial breeder's facility before an initial license is issued. The initial prelicense inspection fee must be included with the license application. Upon completion of the inspection, the inspector must provide the commercial breeder an inspection certificate signed by the inspector in a format approved by the board.

(d) The license application must indicate if a commercial breeder operates under more than one name from a single location or has an ownership interest in any other facility. License holders must keep separate records for each business name.

(e) The application must include a statement that includes the following information:

(1) whether any license held by an applicant under this section or under any other federal, state, county, or local law, ordinance, or other regulation relating to breeding cats or dogs was ever suspended, revoked, or denied; and

(2) whether the applicant was ever convicted of animal cruelty.

(f) An application from a partnership, corporation, or limited liability company must include the name and address of all partners, directors, officers, or members and must include a notation of any partners, directors, officers, members, or others authorized to represent the partnership, corporation, or limited liability company.

(g) A nonresident applicant must consent to adjudication of any violation under the laws of the state of Minnesota and in Minnesota courts.

(h) A license issued under this section is not transferable.

(i) A license holder must apply for license renewal annually by submitting a renewal application on a form approved by the board. The license renewal application must be postmarked or submitted electronically in a method approved by the board by July 1 of each year. The board may assess a late renewal penalty of up to 50 percent of the license fee. If a license is not renewed by August 1, the board may require the commercial breeder to reapply for an initial license.

(j) A commercial breeder must submit to the board an annual report by July 1 on a form prepared by the board. The form must include the current number of cats and dogs at the facility on the date of the report, the number of animals during the preceding year that were sold, traded, bartered, leased, brokered, given away, euthanized, or deceased from other causes, and any other information required by the board.

(k) If a commercial breeder is required to be licensed by the United States Department of Agriculture, United States Department of Agriculture inspection reports and records relating to animal care plans and veterinary care must be made available during an inspection, upon request.

(l) A commercial breeder must prominently display the commercial breeder's license at each facility.

(m) A commercial breeder's state license number or a symbol approved by the board must be included in all of the commercial breeder's advertisements or promotions that pertain to animals being sold or traded including, but not limited to, all newspapers, Internet, radio, or flyers.

(n) A commercial breeder must notify the board by certified mail or electronically in a method approved by the board within ten days of any change in address, name, management, or substantial control and ownership of the business or operation.

(o) The board shall refuse to issue an initial license when a commercial breeder:

(1) is in violation of sections 343.20; 343.21; 343.24; 343.27; 343.28; 343.31; 343.37; 346.35; 346.36; 346.37; 346.38; 346.39; 346.43; 346.44; and 346.155;

- (2) has failed to meet any of the requirements of this section and section 347.59;
- (3) is in violation of a local ordinance regarding breeders;
- (4) has been convicted, other than a petty misdemeanor conviction, of cruelty to animals under Minnesota law or a substantially similar animal cruelty law of another jurisdiction;
- (5) has had a substantially similar license denied, revoked, or suspended by another federal or state authority within the last five years; or
- (6) has falsified any material information requested by the board.

(p) A person who has been an officer, agent, direct family member, or employee of a commercial breeder whose license was revoked or suspended and who was responsible for or participated in the violation that was a basis for the revocation or suspension may not be licensed while the revocation or suspension is in effect.

Subd. 2. **Inspections.** (a) The board shall inspect each licensed facility at least annually. The inspection must be with the commercial breeder or an agent of the commercial breeder present. The inspector must submit an inspection report to the board within ten days of each inspection on a form prepared by the board. The inspection report form must list separately each law, rule, regulation, and ordinance the facility is not in compliance with and what correction is required for compliance. The inspection report form must document the animal inventory on the date of the inspection.

(b) If, after the prelicense inspection, the commercial breeder has two consecutive years of inspections with no violations, the board shall inspect the commercial breeder at least every two years. If the commercial breeder has any violations during an inspection or if the board has cause, the board shall inspect the commercial breeder at least annually.

(c) If a license to operate is suspended, revoked, or denied, the board must be granted access to the facility during normal business hours to verify that it is not operating.

Subd. 3. **Record requirements.** (a) The commercial breeder shall keep records on each animal at the facility that include:

(1) the name, address, and United States Department of Agriculture license number, if applicable, from whom an animal was received; the date the commercial breeder received the animal; the date of the animal's birth; the breed, sex, color, and identifying marks of the animal; any identifying tag, tattoo, microchip, or collar number; worming treatments, vaccinations, and name of the person who administered the vaccination; medication received by the animal while in the possession of the commercial breeder; and any disease conditions diagnosed by a veterinarian; and

(2) the name and address of the person or entity to whom an animal was transferred.

(b) The commercial breeder shall maintain a copy of the records required to be kept under this subdivision for two years.

Subd. 4. **Veterinary protocol.** (a) A commercial breeder must establish and maintain a written protocol for disease control and prevention, euthanasia, and veterinary care of animals at each facility. The initial protocol must be developed under the direction and supervision of the board. A commercial breeder must maintain a written protocol that is updated at least every 12 months and that is signed and dated by the board or by a veterinarian along with the commercial breeder. The written protocol must be available to the board upon request or at the time of inspection.

(b) An animal sold or otherwise distributed by a commercial breeder must be accompanied by a veterinary health certificate completed by a veterinarian. The certificate must be completed within 30 days prior to the sale or distribution and must indicate that the animal is current with vaccinations and has no signs of infectious or contagious diseases. The certificate accompanying an adult dog that was not spayed or neutered must indicate that the dog has no signs of infectious or contagious diseases and was tested for canine brucellosis with a test approved by the board and found to be negative.

Subd. 5. **Posting of information.** The board shall maintain and post in a timely manner on its Web site a list of commercial breeders in good standing and licensed pursuant to this section.

Sec. 4. **[347.59] STANDARDS OF CARE.**

(a) A commercial breeder must comply with chapters 343 and 346.

(b) A commercial breeder must ensure that animals that are part of the commercial breeder's breeding business operations are cared for as follows:

(1) cats must not be housed in outdoor confinement areas;

(2) animals exercised in groups must be compatible and show no signs of contagious or infectious disease;

(3) females in estrus must not be housed in the same confinement area with unneutered males, except for breeding purposes;

(4) animals must be provided daily enrichment and must be provided positive physical contact with human beings and compatible animals at least twice daily unless a veterinarian determines such activities would adversely affect the health or well-being of the animal;

(5) animals must not be sold, traded, or given away before the age of eight weeks unless a veterinarian determines it would be in the best interests of the health or well-being of the animal;

(6) the commercial breeder must provide identification and tracking for each animal, which is not transferable to another animal; and

(7) the commercial breeder must provide adequate staff to maintain the facility and observe each animal daily to monitor each animal's health and well-being, and to properly care for the animals.

(c) A commercial breeder must not knowingly hire staff or independent contractors who have been convicted of cruelty to animals under the law of any jurisdiction.

(d) A commercial breeder must comply with any additional standards the board considers necessary to protect the public health and welfare of animals covered under sections 347.57 to 347.61. The standards must be established by rule.

(e) A United States Department of Agriculture (USDA) licensed breeder or dealer who is in compliance with the minimum USDA regulations governing the license holder as they relate to animal confinement areas as of the effective date of this section does not have to comply with the minimum confinement area measurements under section 346.39, subdivision 4, for existing confinement areas in each facility the breeder or dealer owns. If a USDA licensed breeder or dealer builds a new confinement area after the effective date of this section, those minimum standards must

meet or exceed the minimum specifications as they relate to confinement area size under section 346.39, subdivision 4.

Sec. 5. **[347.60] INVESTIGATIONS.**

(a) The board shall initiate an investigation upon receiving a formal complaint alleging violations of section 347.58 or 347.59.

(b) When a local animal control authority, a peace officer, or a humane agent appointed under section 343.01 is made aware of a violation under this chapter or chapter 343 or 346, committed by a commercial breeder, the local animal control authority, peace officer, or humane agent appointed under section 343.01 shall report the violation in a timely manner to the board.

Sec. 6. **[347.61] CIVIL ENFORCEMENT.**

Subdivision 1. **Correction orders.** (a) The board may issue a correction order requiring a commercial breeder to correct a violation of state statutes, rules, and regulations governing breeding facilities. The correction order must state the deficiencies that constitute the violation; the specific statute, rule, or regulation violated; and when the violation must be corrected.

(b) A commercial breeder may ask the board to reconsider any portion of the correction order that the commercial breeder believes is in error. The request for reconsideration must be made in writing by certified mail or electronically in a method approved by the board within seven days after receipt of the correction order. The request for reconsideration does not stay the correction order. The board must respond to the request for reconsideration within 15 days after receiving a request. The board's disposition of a request for reconsideration is final. The board may extend the time for complying with a correction order after receiving a request for reconsideration if necessary.

(c) The board shall reinspect the facility within 15 days after the time for correcting the violation has passed to determine whether the violation has been corrected. If the violation has been corrected, the board shall notify the commercial breeder in writing that the commercial breeder is in compliance with the correction order. The board may charge a reinspection fee to determine if a previous violation has been corrected.

Subd. 2. **Administrative penalty orders.** After the inspection required under subdivision 1, paragraph (c), the board may issue an order requiring violations to be corrected and administratively assessing monetary penalties for violations. The administrative penalty order must include a citation of the statute, rule, or regulation violated; a description of the violation; and the amount of the penalty for each violation. A single correction order may assess a maximum administrative penalty of \$5,000.

Subd. 3. **Injunctive relief.** In addition to any other remedy provided by law, the board may bring an action for injunctive relief in the district court in Ramsey County or in the county in which a violation of the statutes, rules, or regulations governing the breeding of cats and dogs occurred to enjoin the violation.

Subd. 4. **Cease and desist.** The board must issue an order to cease a practice if its continuation would result in an immediate risk to animal welfare or public health. An order issued under this subdivision is effective for a maximum of 72 hours. The board or its designated agent must seek an injunction or take other administrative action authorized by law to restrain a practice beyond 72

hours. The issuance of a cease-and-desist order does not preclude other enforcement action by the board.

Subd. 5. **Refusal to reissue license; license suspension or revocation.** (a) The board may suspend, revoke, or refuse to renew a license as follows:

- (1) for failure to comply with a correction order;
- (2) for failure to pay an administrative penalty;
- (3) for failure to meet the requirements of section 347.58 or 347.59; or
- (4) for falsifying information requested by the board.

A license suspension, revocation, or nonrenewal may be appealed through the Office of Administrative Hearings. A notice of intent to appeal must be filed in writing with the board within 20 days after receipt of the notice of suspension, revocation, or nonrenewal.

(b) The board shall revoke a license if a commercial breeder has been convicted of cruelty to animals under Minnesota law or a substantially similar animal cruelty law of another jurisdiction, or for the denial, revocation, or suspension of a similar license by another federal or state authority. A license revocation under this subdivision may be appealed through the Office of Administrative Hearings. A notice of intent to appeal must be filed in writing with the board within 20 days after receipt of the notice of revocation.

(c) A commercial breeder whose license is revoked may not reapply for licensure for two years after the date of revocation. The license is permanently revoked if the basis for the revocation was a gross misdemeanor or felony conviction for animal cruelty.

(d) A commercial breeder whose license is suspended or revoked two times is permanently barred from licensure.

Subd. 6. **Administrative hearing rights.** (a) Except as provided in paragraph (b), if the board proposes to refuse to renew, suspend, or revoke a license, the board must first notify the commercial breeder in writing of the proposed action and provide an opportunity to request a hearing under the contested case provisions of chapter 14. If the commercial breeder does not request a hearing within 20 days after receipt of the notice of the proposed action, the board may proceed with the action without a hearing.

(b) The contested case provisions of chapter 14 do not apply when the board denies a license based on an applicant's failure to meet the minimum qualifications for licensure.

(c) A commercial breeder may appeal the amount of an administrative penalty order through the Office of Administrative Hearings pursuant to the procedures set forth in chapter 14. A commercial breeder wishing to file an appeal must notify the board in writing within 20 days after receipt of the administrative penalty order.

Subd. 7. **Other jurisdictions.** The board may accept as prima facie evidence of grounds for an enforcement action under this section any enforcement or disciplinary action from another jurisdiction, if the underlying violation would be grounds for a violation under the provisions of this section.

Subd. 8. **Appeals.** A final order by the board may be appealed to the Minnesota Court of Appeals.

Sec. 7. **[347.615] BIOSECURITY; ENTRY INTO FACILITIES.**

No law enforcement officer, agent of the board, or other official may enter a commercial breeder facility unless the person follows either the biosecurity procedure issued by the board or a reasonable biosecurity procedure maintained and prominently posted by the commercial breeder at each entry to a facility, whichever is more stringent. This section does not apply in emergency or exigent circumstances.

Sec. 8. **[347.62] PENALTIES.**

(a) A violation of section 347.58 or 347.59 that results in cruelty or torture to an animal, as those terms are defined in section 343.20, subdivision 3, is subject to the penalties in section 343.21, subdivisions 9 and 10, relating to pet or companion animals.

(b) It is a misdemeanor to falsify information in a license application, annual report, or record.

(c) It is a misdemeanor for an unlicensed commercial breeder to advertise animals for sale.

(d) It is a misdemeanor for a commercial breeder to operate without a license.

Sec. 9. **[347.63] DOG AND CAT BREEDERS LICENSING ACCOUNT; APPROPRIATION.**

A dog and cat breeders licensing account is created in the special revenue fund. All fees and penalties collected by the board under sections 347.58 to 347.62 must be deposited in the state treasury and credited to the dog and cat breeders licensing account in the special revenue fund. Money in the account, including interest on the account, is annually appropriated to the board to administer those sections.

Sec. 10. **[347.64] APPLICABILITY.**

Sections 347.57 to 347.63 do not apply to:

(1) any species other than dogs and cats as they are defined in section 347.57; and

(2) veterinary clinics or veterinary hospitals.

Sec. 11. **RECOGNITION; COMMERCIAL BREEDER EXCELLENCE.**

The Board of Animal Health, in consultation with representatives of the licensed commercial breeder industry, shall develop a program to recognize persons who demonstrate commercial breeder excellence and exceed the standards and practices required of commercial breeders under this act.

Sec. 12. **REGISTRATION; INITIAL PRELICENSE INSPECTIONS.**

Subdivision 1. **Commercial breeder registration.** Beginning July 1, 2014, until June 30, 2015, a commercial breeder must register each facility it owns or operates by paying a registration fee not to exceed \$250 per facility to the Board of Animal Health.

Subd. 2. **Initial prelicense inspections.** Beginning July 1, 2014, the board may begin the initial prelicense inspections under Minnesota Statutes, section 347.58.

Subd. 3. **Deposits of fees.** Fees collected under this section must be deposited in the dog and cat breeders licensing account in the special revenue fund.

Sec. 13. **BOARD OF ANIMAL HEALTH; APPROPRIATION.**

\$310,000 in fiscal year 2015 is appropriated from the general fund to the Board of Animal Health to administer sections 1 to 12. \$426,000 is added to the agency's base budget.

Sec. 14. **EFFECTIVE DATE.**

Sections 1 to 13 are effective July 1, 2014."

Amend the title numbers accordingly

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

Senator Lutz from the Committee on Judiciary, to which was re-referred

S.F. No. 1287: A bill for an act relating to motor vehicles; providing for transfer-on-death of title to motor vehicle; exempting transfer from motor vehicle sales tax; amending Minnesota Statutes 2013 Supplement, section 297B.01, subdivision 16; proposing coding for new law in Minnesota Statutes, chapter 168A.

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

Senator Lutz from the Committee on Judiciary, to which was referred

S.F. No. 2244: A bill for an act relating to courts; amending partial payment or reimbursement of costs from a party proceeding in forma pauperis; amending Minnesota Statutes 2012, section 563.01, subdivision 3, by adding a subdivision.

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

Page 1, line 17, delete "under" and insert "described in"

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. 2262: A bill for an act relating to health; establishing a plan for achieving continuous quality improvement in the care provided under the statewide system for ST elevation myocardial infarction response and treatment; proposing coding for new law in Minnesota Statutes, chapter 144.

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

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

S.F. No. 1900: A bill for an act relating to health; providing for drug and alcohol overdose prevention and medical assistance; limiting liability; amending Minnesota Statutes 2012, section 151.37, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 604A.

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

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

S.F. No. 1807: A bill for an act relating to employment; requiring state agencies and professional licensing boards to expedite license processing for members of the military; providing for temporary licensure for certain military members; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 197.

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

Page 1, lines 10 and 19, delete "state agency and"

Page 1, line 12, delete "state agency"

Page 1, line 13, delete "or"

Page 1, line 21, delete "state agency or"

Page 2, lines 7, 11, and 13, delete "state agency or"

Amend the title as follows:

Page 1, line 2, delete "state agencies and"

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

Senator Torres Ray from the Committee on Education, to which was referred

S.F. No. 2299: A bill for an act relating to education; implementing recommendations of the 2014 Special Education Case Load and Rule Alignment Task Force; authorizing the commissioner of education to use expedited rulemaking to implement the rule recommendations of the task force; amending Minnesota Statutes 2012, sections 121A.582, subdivision 1; 125A.08; Minnesota Statutes 2013 Supplement, sections 125A.0942, subdivision 2; 626.556, subdivision 2.

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

Page 2, line 32, delete "and" and insert "or"

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 Torres Ray from the Committee on Education, to which was re-referred

S.F. No. 1835: A bill for an act relating to insurance; amending provisions relating to health coverage for school district employees; appropriating money; amending Minnesota Statutes 2012, sections 43A.316, subdivision 10, by adding a subdivision; 123A.21, subdivisions 5, 6, 9; 123B.09, subdivision 12; 471.6161, subdivisions 1, 2, 3, by adding a subdivision; 471.895, subdivision 1; Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 8.

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

Page 4, lines 5, 10, and 21, delete "rebate" and insert "refund"

Page 4, delete section 7 and insert:

"Sec. 7. Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 4a, is amended to read:

Subd. 4a. **Conflict of interest.** (a) An individual is prohibited from serving as a member of the charter school board of directors if the individual, an immediate family member, or the individual's partner is a full or part owner or principal with a for-profit or nonprofit entity or independent contractor with whom the charter school contracts, directly or indirectly, for professional services, goods, or facilities. An individual is prohibited from serving as a board member if an immediate family member is an employee of the school. A violation of this prohibition renders a contract voidable at the option of the commissioner or the charter school board of directors. A member of a charter school board of directors who violates this prohibition is individually liable to the charter school for any damage caused by the violation.

(b) No member of the board of directors, employee, officer, or agent of a charter school shall participate in selecting, awarding, or administering a contract if a conflict of interest exists. A conflict exists when:

- (1) the board member, employee, officer, or agent;
- (2) the immediate family of the board member, employee, officer, or agent;
- (3) the partner of the board member, employee, officer, or agent; or
- (4) an organization that employs, or is about to employ any individual in clauses (1) to (3),

has a financial or other interest in the entity with which the charter school is contracting. A violation of this prohibition renders the contract void.

(c) Any employee, agent, or board member of the authorizer who participates in the initial review, approval, ongoing oversight, evaluation, or the charter renewal or nonrenewal process or decision is ineligible to serve on the board of directors of a school chartered by that authorizer.

(d) An individual may serve as a member of the board of directors if no conflict of interest under paragraph (a) exists.

(e) The conflict of interest provisions under this subdivision do not apply to compensation paid to a teacher employed as a teacher by the charter school or a teacher who provides instructional services to the charter school through a cooperative formed under chapter 308A when the teacher also serves on the charter school board of directors.

(f) A charter school board member, employee, or officer must not accept gifts as defined under section 10A.071, subdivision 1, paragraph (b), and must not request another person to give a gift to a board member, employee, or officer. A board member, employee, or officer must not receive compensation from a group health insurance provider.

Sec. 8. Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 11, is amended to read:

Subd. 11. **Employment and other operating matters.** (a) A charter school must employ or contract with necessary teachers, as defined by section 122A.15, subdivision 1, who hold valid licenses to perform the particular service for which they are employed in the school. The charter school's state aid may be reduced under section 127A.43 if the school employs a teacher who is not appropriately licensed or approved by the board of teaching. The school may employ necessary

employees who are not required to hold teaching licenses to perform duties other than teaching and may contract for other services. The school may discharge teachers and nonlicensed employees. The charter school board is subject to section 181.932. When offering employment to a prospective employee, a charter school must give that employee a written description of the terms and conditions of employment and the school's personnel policies.

(b) A person, without holding a valid administrator's license, may perform administrative, supervisory, or instructional leadership duties. The board of directors shall establish qualifications for persons that hold administrative, supervisory, or instructional leadership roles. The qualifications shall include at least the following areas: instruction and assessment; human resource and personnel management; financial management; legal and compliance management; effective communication; and board, authorizer, and community relationships. The board of directors shall use those qualifications as the basis for job descriptions, hiring, and performance evaluations of those who hold administrative, supervisory, or instructional leadership roles. The board of directors and an individual who does not hold a valid administrative license and who serves in an administrative, supervisory, or instructional leadership position shall develop a professional development plan. Documentation of the implementation of the professional development plan of these persons shall be included in the school's annual report.

(c) The board of directors also shall decide and be responsible for policy matters related to the operation of the school, including budgeting, curriculum programming, personnel, and operating procedures. The board shall adopt a policy on nepotism in employment. The board shall adopt personnel evaluation policies and practices that, at a minimum:

- (1) carry out the school's mission and goals;
- (2) evaluate the execution of charter contract goals and commitments;
- (3) evaluate student achievement, postsecondary and workforce readiness, and student engagement and connection goals;
- (4) establish a teacher evaluation process under subdivision 8, paragraph (t); and
- (5) provide professional development related to the individual's job responsibilities.

(d) A charter school board with at least 25 employees or a teacher cooperative of licensed teachers providing instruction under a contract between a school and a cooperative that provides group health insurance coverage shall:

(1) request proposals for group insurance coverage from a minimum of three sources at least every three years; and

(2) notify employees covered by the group insurance coverage before the effective date of the changes in the group coverage policy contract.

A charter school board or a cooperative of teachers that provides group insurance coverage must establish and publish on its Web site the policy for the purchase of group insurance coverage. A charter school board policy must include a sealed proposal process, which requires all proposals to be opened at the same time. Upon the openings of the proposals in accordance with the school or cooperative policy, the proposals become public data under chapter 13.

Nothing in this provision supersedes the right of an exclusive representative to negotiate over terms and conditions of employment.

Sec. 9. Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 21, is amended to read:

Subd. 21. **Collective bargaining.** Employees of the board of directors of a charter school may, if otherwise eligible, organize under chapter 179A and comply with its provisions. The board of directors of a charter school is a public employer, for the purposes of chapter 179A, upon formation of one or more bargaining units at the school. Bargaining units at the school must be separate from any other units within an authorizing district, except that bargaining units may remain part of the appropriate unit within an authorizing district, if the employees of the school, the board of directors of the school, the exclusive representative of the appropriate unit in the authorizing district, and the board of the authorizing district agree to include the employees in the appropriate unit of the authorizing district. The board of directors of a charter school with employees organized under this subdivision must comply with sections 471.6161 and 471.895."

Page 6, line 20, after "chapter" insert "43A.316," and delete "or" and after "62D" insert ", or 123A.21, subdivision 7"

Page 6, lines 21 and 22, delete the new language

Page 7, line 13, after "with" insert "school district-specific"

Page 7, line 14, delete "recently available" and insert "recent"

Page 7, line 19, before the period, insert ", except as provided in paragraph (g)"

Page 7, lines 33 and 34, delete "bids" and insert "proposals"

Page 8, after line 2, insert:

"(g) School districts opting for self-insurance shall follow all of the requirements of section 471.6161, except that:

(1) their requests for proposals may be for third-party administrator services, where applicable;

(2) these requests for proposals must be from a minimum of two providers;

(3) for purposes of fulfilling the requirement to request a proposal for group insurance coverage from an administrator governed by chapter 43A, self-insured districts are not required to include in the request for proposal the coverage to be provided;

(4) requests for proposals must be sent to providers no less than 120 days from the expiration of the existing contract; and

(5) self-insured districts may open proposals 60 days prior to the plan's renewal date. The proposals may be opened on the first business day after the 60-day deadline, and must be opened in the presence of the exclusive representative, where applicable."

Page 8, delete sections 13 and 14

Page 8, delete lines 1 and 2 and insert:

"(f) Notwithstanding any other law to the contrary, a school board may continue to negotiate with up to two of the bidders in order to reduce costs or improve services. The choice of bidders must be agreed to by the exclusive representative of the largest group of employees."

Renumber the sections in sequence

Amend the title as follows:

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

Amend the title numbers accordingly

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 Bonoff from the Committee on Higher Education and Workforce Development, to which was referred

S.F. No. 2527: A bill for an act relating to economic development; establishing pilot programs to develop competency standards for apprenticeships in precision manufacturing, health care services, and information technology; appropriating money; amending Minnesota Statutes 2012, section 181A.07, by adding a subdivision.

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

Page 1, line 15, delete "PRECISION" and insert "ADVANCED"

Page 1, line 18, delete "precision" and insert "advanced"

Page 1, line 22, delete "information" and insert "advanced"

Page 1, line 23, delete "technology" and insert "manufacturing"

Page 2, line 8, delete "1" and insert "2"

Page 2, line 9, delete "2" and insert "3"

Page 2, line 14, delete "clarification" and insert "models"

Page 2, line 15, after "providing" insert "education and"

Page 2, after line 16, insert:

"Sec. 5. **REPORTS.**

(a) By January 15, 2015, the commissioner of labor and industry shall report to the legislative committees with jurisdiction over jobs on the progress and success of the pilot programs in section 2, recommendations to implement and deliver on the pilot programs in section 2, and recommendations on occupations in which similar competency standards should be developed and implemented.

(b) By January 15, 2015, the commissioner of employment and economic development shall report to the legislative committees with jurisdiction over jobs on the progress and success of the pilot program in section 3, recommendations to implement and deliver on the pilot programs in section 3, and recommendations on occupations in which similar competency standards should be developed and implemented."

Page 2, lines 18 and 21, delete "workforce development" and insert "general"

Page 2, line 19, delete "1" and insert "2"

Page 2, line 23, delete "2" and insert "3"

Renumber the sections in sequence

Delete the title and insert:

"A bill for an act relating to economic development; establishing PIPELINE project (Private Investment/Public Education Labor-Industry Experience) pilot programs to develop competency standards for apprenticeships in advanced manufacturing, health care services, and information technology; requiring reports; appropriating money; amending Minnesota Statutes 2012, section 181A.07, by adding a subdivision."

And when so amended the bill do pass and be re-referred to the Committee on Jobs, Agriculture and Rural Development. Amendments adopted. Report adopted.

Senator Latz from the Committee on Judiciary, to which was referred the following appointment:

BOARD ON JUDICIAL STANDARDS

Gerald Kaplan

Reports the same back with the recommendation that the appointment be confirmed.

Senator Bakk moved that the foregoing committee report be laid on the table. The motion prevailed.

Senator Torres Ray from the Committee on Education, to which was referred

H.F. No. 826: A bill for an act relating to education; providing for safe and supportive schools; authorizing rulemaking; amending Minnesota Statutes 2012, sections 120B.36, subdivision 1; 121A.55; 121A.69, subdivision 3; 122A.60, subdivisions 1a, 3; 124D.10, subdivision 8; 124D.895, subdivision 1; 124D.8955; 125B.15; 127A.42, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 121A; 127A; repealing Minnesota Statutes 2012, sections 121A.03; 121A.0695.

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

Delete everything after the enacting clause and insert:

"Section 1. **LEGISLATIVE PURPOSE AND INTENT.**

Bullying by a student against another student is a significant problem in our schools. Such conduct cannot only adversely impact the educational opportunities of another student or students, but it may also substantially disrupt the orderly functioning of a school. Schools have a responsibility to try to prevent such adverse consequences and disruptions for the benefit of all students.

Consistent with United States Supreme Court precedent, under this Act, which may be cited as the "Safe and Supportive Minnesota Schools Act," bullying involves plainly offensive conduct that improperly interferes with the rights of other students and the work or discipline of the school. Bullying may occur on school premises or school buses, at school events or functions, or by use of technology. This legislation is intended to prevent bullying by a student to facilitate a safe and

conducive educational environment for all students, ameliorate the effects of bullying and teach students the boundaries of socially appropriate behavior.

Sec. 2. [121A.031] SCHOOL STUDENT BULLYING POLICY.

Subdivision 1. **Student bullying policy; scope and application.** (a) This section applies to bullying by a student against another student enrolled in a public school and which occurs:

(1) on the school premises, at the school functions or activities, or on the school transportation;

(2) by use of electronic technology and communications on the school premises, during the school functions or activities, on the school transportation, or on the school computers, networks, forums, and mailing lists; or

(3) by use of electronic technology and communications off the school premises to the extent such use substantially and materially disrupts student learning or the school environment.

(b) A nonpublic school under section 123B.41, subdivision 9, consistent with its school accreditation cycle, is encouraged to electronically transmit to the commissioner its antibullying policy, if any, and any summary data on its bullying incidents.

(c) This section does not apply to a home school under sections 120A.22, subdivision 4, and 120A.24.

(d) A school-aged child who voluntarily participates in a public school activity such as a co-curricular or extra-curricular activity, is subject to the same student bullying policy provisions applicable to the public school students participating in the activity.

Subd. 2. **Definitions.** (a) For purposes of this section, the following terms have the meanings given them.

(b) "District" means a district under section 120A.05, subdivision 8.

(c) "Public school" or "school" means a public school under section 120A.05, subdivisions 9, 11, 13, and 17, and a charter school under section 124D.10.

(d) "Student" means a student enrolled in a school under paragraph (c).

(e) "Bullying" means intimidating, threatening, abusive, or harming conduct that is objectively offensive and:

(1) there is an actual or perceived imbalance of power between the student engaging in prohibited conduct and the target of the behavior and the conduct is repeated or forms a pattern; or

(2) materially and substantially interferes with a student's educational opportunities or performance or ability to participate in school functions or activities or receive school benefits, services, or privileges.

(f) "Cyberbullying" means bullying using technology or other electronic communication, including, but not limited to, a transfer of a sign, signal, writing, image, sound, or data, including a post on a social network Internet Web site or forum, transmitted through a computer, cell phone, or other electronic device.

(g) Intimidating, threatening, abusive, or harming conduct may involve, but is not limited to, conduct that causes physical harm to a student or a student's property or causes a student to

be in reasonable fear of harm to person or property; under Minnesota common law, violates a student's reasonable expectation of privacy, defames a student, or constitutes intentional infliction of emotional distress against a student; is directed at a student or students based on a person's actual or perceived race, ethnicity, color, creed, religion, national origin, immigration status, sex, age, marital status, familial status, socioeconomic status, physical appearance, sexual orientation, including gender identity and expression, academic status related to student performance, disability, or status with regard to public assistance, age, or any additional characteristic defined in chapter 363A. However, prohibited conduct need not be based on any particular characteristic defined in this paragraph or chapter 363A.

(h) "Prohibited conduct" means bullying or cyberbullying as defined under this subdivision or retaliation for asserting, alleging, reporting, or providing information about such conduct.

(i) "Remedial response" means a measure to stop and correct prohibited conduct, prevent prohibited conduct from recurring, and protect, support, and intervene on behalf of the student who is the target of the prohibited conduct. Districts and schools may seek the assistance of the school climate center under section 127A.052 to develop and implement remedial responses on behalf of a student who is the target of prohibited conduct, to stop and correct a student engaging in prohibited conduct, and for use with students and adults in the school community.

Subd. 3. **Local district and school policy.** (a) Districts and schools, in consultation with students, parents, and community organizations, to the extent practicable, shall adopt, implement, and, on a cycle consistent with other district policies, review, and revise where appropriate, a written policy to prevent and prohibit student bullying consistent with this section. The policy must conform with sections 121A.41 to 121A.56. A district or school must adopt and implement a local policy under subdivisions 3 to 5 or comply with the provisions of the state model policy in subdivision 6.

(b) Each local district and school policy must establish research-based, developmentally appropriate best practices that include preventive and remedial measures and effective discipline for deterring policy violations; apply throughout the school or district; and foster active student, parent, and community participation. A district or school may request assistance from the school climate center under section 127A.052 in complying with local policy requirements. The policy shall:

(1) define the roles and responsibilities of students, school personnel, and volunteers under the policy;

(2) specifically list the characteristics contained in subdivision 2, paragraph (g);

(3) emphasize remedial responses;

(4) be conspicuously posted in the administrative offices of the school and school district in summary form;

(5) be given to each school employee and independent contractor, if a contractor regularly interacts with students, at the time of employment with the district or school;

(6) be included in the student handbook on school policies; and

(7) be available to all parents and other school community members in an electronic format in the languages appearing on the district or school Web site, consistent with the district policies and practices.

(c) Consistent with its applicable policies and practices, each district and school under this subdivision must discuss its policy with students, school personnel, and volunteers and provide appropriate training for all school personnel to prevent, identify, and respond to prohibited conduct. Districts and schools must establish a training cycle, not to exceed a period of three school years, for school personnel under this paragraph. Newly employed school personnel must receive the training within the first year of their employment with the district or school. A district or school administrator may accelerate the training cycle or provide additional training based on a particular need or circumstance.

(d) Each district and school under this subdivision must submit an electronic copy of its prohibited conduct policy to the commissioner.

Subd. 4. **Local policy components.** (a) Each district and school policy implemented under this section must, at a minimum:

(1) designate a staff member as the primary contact person in the school building to receive reports of prohibited conduct under clause (3), ensure the policy and its procedures including restorative practices, consequences, and sanctions are fairly and fully implemented, and serve as the primary contact on policy and procedural matters implicating both the district or school and the department;

(2) require school employees who witness prohibited conduct or possess reliable information that would lead a reasonable person to suspect that a student is a target of prohibited conduct to make reasonable efforts to address and resolve the prohibited conduct;

(3) provide a procedure to begin to investigate reports of prohibited conduct within three school days of the report, and make the primary contact person responsible for the investigation and any resulting record and for keeping and regulating access to any record;

(4) indicate how a school will respond to an identified incident of prohibited conduct, including immediately intervening to protect the target of the prohibited conduct; at the school administrator's discretion and consistent with state and federal data practices law governing access to data, including section 13.02, subdivision 8, a presumption that a district or school official will notify the parent of the reported target of the prohibited conduct and the parent of the actor engaged in the prohibited conduct; providing other remedial responses to the prohibited conduct; and ensuring that remedial responses are tailored to the particular incident and nature of the conduct and the student's developmental age and behavioral history;

(5) prohibit reprisals or retaliation against any person who asserts, alleges, or reports prohibited conduct or provides information about such conduct and establish appropriate consequences for a person who engages in reprisal or retaliation;

(6) allow anonymous reporting but do not rely solely on an anonymous report to determine discipline;

(7) provide information about available community resources to the target, actor, and other affected individuals, as appropriate;

(8) where appropriate for a child with a disability to prevent or respond to prohibited conduct, allow the child's individualized education program or section 504 plan to address the skills and proficiencies the child needs to respond to or not engage in prohibited conduct;

(9) use new employee training materials, the school publication on school rules, procedures, and standards of conduct, and the student handbook on school policies to publicize the policy;

(10) require ongoing professional development, consistent with section 122A.60, to build the skills of all school personnel who regularly interact with students, including, but not limited to, educators, administrators, school counselors, social workers, psychologists, other school mental health professionals, school nurses, cafeteria workers, custodians, bus drivers, athletic coaches, extracurricular activities advisors, and paraprofessionals to identify, prevent, and appropriately address prohibited conduct.

(b) Professional development under a local policy includes, but is not limited to, information about:

(1) developmentally appropriate strategies both to prevent and to immediately and effectively intervene to stop prohibited conduct;

(2) the complex dynamics affecting an actor, target, and witnesses to prohibited conduct;

(3) research on prohibited conduct, including specific categories of students at risk for prohibited conduct in school;

(4) the incidence and nature of cyberbullying; and

(5) Internet safety and cyberbullying.

Subd. 5. Safe and supportive schools programming. (a) Districts and schools are encouraged to provide developmentally appropriate programmatic instruction to help students identify, prevent, and reduce prohibited conduct; value diversity in school and society; develop and improve students' knowledge and skills for solving problems, managing conflict, engaging in civil discourse, and recognizing, responding to, and reporting prohibited conduct; and make effective prevention and intervention programs available to students. Upon request, the school climate center under section 127A.052 must assist a district or school in helping students understand social media and cyberbullying. Districts and schools must establish strategies for creating a positive school climate and use evidence-based social-emotional learning to prevent and reduce discrimination and other improper conduct.

(b) Districts and schools are encouraged to:

(1) engage all students in creating a safe and supportive school environment;

(2) partner with parents and other community members to develop and implement prevention and intervention programs;

(3) engage all students and adults in integrating education, intervention, and other remedial responses into the school environment;

(4) train student bystanders to intervene in and report incidents of prohibited conduct to the school's primary contact person;

(5) teach students to advocate for themselves and others;

(6) prevent inappropriate referrals to special education of students who may engage in prohibited conduct; and

(7) foster student collaborations that foster a safe and supportive school climate.

Subd. 6. **State model policy.** (a) The commissioner, in consultation with the commissioner of human rights, shall develop and maintain a state model policy. A district or school that does not adopt and implement a local policy under subdivisions 3 to 5 must implement and may supplement the provisions of the state model policy. The commissioner must assist districts and schools under this subdivision to implement the state policy. The state model policy must:

(1) define prohibited conduct, consistent with this section;

(2) apply the prohibited conduct policy components in this section;

(3) for a child with a disability, whenever an evaluation by an individualized education program team or a section 504 team indicates that the child's disability affects the child's social skills development or the child is vulnerable to prohibited conduct because of the child's disability, the child's individualized education program or section 504 plan may address the skills and proficiencies the child needs to not engage in and respond to such conduct; and

(4) encourage violence prevention and character development education programs under section 120B.232, subdivision 1.

(b) The commissioner shall develop and post departmental procedures for:

(1) periodically reviewing district and school programs and policies for compliance with this section;

(2) investigating, reporting, and responding to noncompliance with this section, which may include an annual review of plans to improve and provide a safe and supportive school climate; and

(3) allowing students, parents, and educators to file a complaint about noncompliance with the commissioner.

(c) The commissioner must post on the department's Web site information indicating that when districts and schools allow noncurriculum-related student groups access to school facilities, the district or school must give all student groups equal access to the school facilities regardless of the content of the group members' speech.

Subd. 7. **Relation to existing law.** This section does not:

(1) establish any private right of action;

(2) limit rights currently available to an individual under other civil or criminal law, including, but not limited to, chapter 363A; or

(3) interfere with a person's rights of religious expression and free speech and expression under the First Amendment of the United States Constitution.

EFFECTIVE DATE. This section is effective for the 2014-2015 school year and later.

Sec. 3. **[121A.0311] NOTICE OF THE RIGHTS AND RESPONSIBILITIES OF STUDENTS AND PARENTS UNDER THE SAFE AND SUPPORTIVE MINNESOTA SCHOOLS ACT.**

A district or school subject to section 121A.031 must include in the student discipline policy it distributes or otherwise transmits to students and their parents annually at the beginning of each school year notice about the rights and responsibilities of students and their parents under the Safe and Supportive Minnesota Schools Act.

EFFECTIVE DATE. This section is effective for the 2014-2015 school year and later.

Sec. 4. Minnesota Statutes 2013 Supplement, section 124D.10, subdivision 8, is amended to read:

Subd. 8. **Federal, state, and local requirements.** (a) A charter school shall meet all federal, state, and local health and safety requirements applicable to school districts.

(b) A school must comply with statewide accountability requirements governing standards and assessments in chapter 120B.

(c) A school authorized by a school board may be located in any district, unless the school board of the district of the proposed location disapproves by written resolution.

(d) A charter school must be nonsectarian in its programs, admission policies, employment practices, and all other operations. An authorizer may not authorize a charter school or program that is affiliated with a nonpublic sectarian school or a religious institution. A charter school student must be released for religious instruction, consistent with section 120A.22, subdivision 12, clause (3).

(e) Charter schools must not be used as a method of providing education or generating revenue for students who are being home-schooled. This paragraph does not apply to shared time aid under section 126C.19.

(f) The primary focus of a charter school must be to provide a comprehensive program of instruction for at least one grade or age group from five through 18 years of age. Instruction may be provided to people younger than five years and older than 18 years of age.

(g) A charter school may not charge tuition.

(h) A charter school is subject to and must comply with chapter 363A and section 121A.04.

(i) A charter school is subject to and must comply with the Pupil Fair Dismissal Act, sections 121A.40 to 121A.56, and the Minnesota Public School Fee Law, sections 123B.34 to 123B.39.

(j) A charter school is subject to the same financial audits, audit procedures, and audit requirements as a district, except as required under subdivision 6a. Audits must be conducted in compliance with generally accepted governmental auditing standards, the federal Single Audit Act, if applicable, and section 6.65. A charter school is subject to and must comply with sections 15.054; 118A.01; 118A.02; 118A.03; 118A.04; 118A.05; 118A.06; 471.38; 471.391; 471.392; and 471.425. The audit must comply with the requirements of sections 123B.75 to 123B.83, except to the extent deviations are necessary because of the program at the school. Deviations must be approved by the commissioner and authorizer. The Department of Education, state auditor, legislative auditor, or authorizer may conduct financial, program, or compliance audits. A charter

school determined to be in statutory operating debt under sections 123B.81 to 123B.83 must submit a plan under section 123B.81, subdivision 4.

(k) A charter school is a district for the purposes of tort liability under chapter 466.

(l) A charter school must comply with chapters 13 and 13D; and sections 120A.22, subdivision 7; 121A.75; and 260B.171, subdivisions 3 and 5.

(m) A charter school is subject to the Pledge of Allegiance requirement under section 121A.11, subdivision 3.

(n) A charter school offering online courses or programs must comply with section 124D.095.

(o) A charter school and charter school board of directors are subject to chapter 181.

(p) A charter school must comply with section 120A.22, subdivision 7, governing the transfer of students' educational records and sections 138.163 and 138.17 governing the management of local records.

(q) A charter school that provides early childhood health and developmental screening must comply with sections 121A.16 to 121A.19.

(r) A charter school that provides school-sponsored youth athletic activities must comply with section 121A.38.

(s) A charter school is subject to and must comply with continuing truant notification under section 260A.03.

(t) A charter school must develop and implement a teacher evaluation and peer review process under section 122A.40, subdivision 8, paragraph (b), clauses (2) to (12).

(u) A charter school must adopt a policy, plan, budget, and process, consistent with section 120B.11, to review curriculum, instruction, and student achievement and strive for the world's best workforce.

(v) A charter school must comply with section 121A.031 governing policies on prohibited conduct.

EFFECTIVE DATE. This section is effective for the 2014-2015 school year and later.

Sec. 5. Minnesota Statutes 2012, section 124D.895, subdivision 1, is amended to read:

Subdivision 1. **Program goals.** The department, in consultation with the state curriculum advisory committee, must develop guidelines and model plans for parental involvement programs that will:

(1) engage the interests and talents of parents or guardians in recognizing and meeting the emotional, intellectual, and physical needs of their school-age children;

(2) promote healthy self-concepts among parents or guardians and other family members;

(3) offer parents or guardians a chance to share and learn about educational skills, techniques, and ideas;

(4) provide creative learning experiences for parents or guardians and their school-age children, including involvement from parents or guardians of color;

(5) encourage parents to actively participate in their district's curriculum advisory committee under section 120B.11 in order to assist the school board in improving children's education programs; and

(6) encourage parents to help in promoting school desegregation/integration; and

(7) partner with parents in establishing a positive school climate by developing and implementing prevention and intervention programs on prohibited conduct under section 121A.031.

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

Sec. 6. Minnesota Statutes 2012, section 124D.8955, is amended to read:

124D.8955 PARENT AND FAMILY INVOLVEMENT POLICY.

(a) In order to promote and support student achievement, a local school board is encouraged to formally adopt and implement a parent and family involvement policy that promotes and supports:

(1) communication between home and school that is regular, two-way, and meaningful;

(2) parenting skills;

(3) parents and caregivers who play an integral role in assisting student learning and learn about fostering students' academic success and learning at home and school;

(4) welcoming parents in the school and seeking their support and assistance;

(5) partnerships with parents in the decisions that affect children and families in the schools; and

(6) providing community resources to strengthen schools, families, and student learning, including establishing a safe and supportive school climate by developing and implementing prevention and intervention programs on prohibited conduct under section 121A.031.

(b) A school board that implements a parent and family involvement policy under paragraph (a) must convene an advisory committee composed of an equal number of resident parents who are not district employees and school staff to make recommendations to the board on developing and evaluating the board's parent and family involvement policy. If possible, the advisory committee must represent the diversity of the district. The advisory committee must consider the district's demographic diversity and barriers to parent involvement when developing its recommendations. The advisory committee must recommend to the school board and district or school how programs serving children and adolescents can collaborate on:

(1) understanding child and adolescent development;

(2) encouraging healthy communication between parents and children;

(3) managing students' behavior through positive reinforcement;

(4) establishing expectations for student behavior;

(5) providing media and Internet limits and supervision; and

(6) promoting resilience and reducing risks for children.

The advisory committee must present its recommendations to the board for board consideration.

(c) The board must consider best practices when implementing this policy.

(d) The board periodically must review this policy to determine whether it is aligned with the most current research findings on parent involvement policies and practices and how effective the policy is in supporting increased student achievement.

(e) Nothing in this section obligates a school district to exceed any parent or family involvement requirement under federal law.

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

Sec. 7. [127A.051] SCHOOL CLIMATE COUNCIL.

Subdivision 1. **Establishment and membership; terms.** (a) A 23-member multiagency leadership council is established to improve school climate and school safety so that all Minnesota students in prekindergarten through grade 12 schools and higher education institutions have a safe and supportive learning environment in order to maximize each student's learning potential.

(b) The council shall consist of:

(1) the commissioners or their designees from the Departments of Education, Health, Human Rights, Human Services, Public Safety, and Corrections, and the Office of Higher Education;

(2) one representative each from the Minnesota Association of School Administrators, Minnesota School Boards Association, Elementary School Principals Association, Association of Secondary School Principals, and Education Minnesota as selected by each organization;

(3) two representatives each of student support personnel, parents, and students as selected by the commissioner of education;

(4) two representatives of local law enforcement as selected by the commissioner of public safety;

(5) two representatives of the judicial branch as selected by the chief justice of the Supreme Court; and

(6) one charter school representative selected by the Minnesota Association of Charter Schools.

(c) A member serves at the pleasure of their appointing authority and continues to serve until their successor is appointed.

Subd. 2. **Duties.** The council must provide leadership for the following activities:

(1) establishment of norms and standards for prevention, intervention, and support around issues of prohibited conduct;

(2) advancement of evidence-based policy and best practices to improve school climate and promote school safety;

(3) development and dissemination of resources and training for schools and communities about issues of prohibited conduct under section 121A.031, and other school safety-related issues; and

(4) develop policies and procedures for the services provided by the school climate center under section 127A.052.

Subd. 3. **Meetings; chair.** The commissioner of education must convene the first meeting of the council by October 1, 2014, and must serve as chair. The council must meet at least one time per year. The council does not need a quorum to conduct its meetings.

Subd. 4. **Compensation.** Council members are not eligible for compensation or reimbursement for expenses related to council activities.

Subd. 5. **Support.** The Department of Education and the Department of Public Safety must provide technical assistance to council members upon request. The council, upon request, must consult with the school climate center and the school safety center.

Subd. 6. **Reporting.** The council must report its activities annually by October 1, to the commissioner of education. The Department of Education must post the council's meeting notices and other relevant information regarding its duties on the agency's Web site.

Subd. 7. **Expiration.** The school climate council does not expire.

Sec. 8. [127A.052] SCHOOL CLIMATE CENTER.

(a) The commissioner shall establish a school climate center at the department to help districts and schools under section 121A.031 provide a safe and supportive learning environment and foster academic achievement for all students by focusing on prevention, intervention, support, and recovery efforts to develop and maintain safe and supportive schools. The center must work collaboratively with implicated state agencies identified by the center and schools, communities, and interested individuals and organizations to determine how to best use available resources.

(b) The center's services shall include:

(1) evidence-based policy review, development, and dissemination;

(2) single, point-of-contact services designed for schools, parents, and students seeking information or other help;

(3) qualitative and quantitative data gathering, interpretation, and dissemination of summary data for existing reporting systems and student surveys and the identification and pursuit of emerging trends and issues;

(4) assistance to districts and schools in using Minnesota student survey results to inform intervention and prevention programs;

(5) education and skill building;

(6) multisector and multiagency planning and advisory activities incorporating best practices and research; and

(7) administrative and financial support for school and district planning, schools recovering from incidents of violence, and school and district violence prevention education.

(c) The center shall:

(1) compile and make available to all districts and schools evidence-based elements and resources to develop and maintain safe and supportive schools;

(2) establish and maintain a central repository for collecting and analyzing information about prohibited conduct under section 121A.031, including, but not limited to:

(i) training materials on strategies and techniques to prevent and appropriately address prohibited conduct under section 121A.031;

(ii) model programming;

(iii) remedial responses consistent with section 121A.031, subdivision 2, paragraph (i); and

(iv) other resources for improving the school climate and preventing prohibited conduct under section 121A.031;

(3) assist districts and schools to develop strategies and techniques for effectively communicating with and engaging parents in efforts to protect and deter students from prohibited conduct under section 121A.031; and

(4) solicit input from social media experts on implementing this section.

(d) The commissioner shall provide administrative services including personnel, budget, payroll and contract services, and staff support for center activities including developing and disseminating materials, providing seminars, and developing and maintaining a Web site. Center staff shall include a center director, a data analyst coordinator, and trainers who provide training to affected state and local organizations under a fee-for-service agreement. The financial, administrative, and staff support the commissioner provides under this section must be based on an annual budget and work program developed by the center and submitted to the commissioner by the center director.

(e) School climate center staff may consult with school safety center staff at the Department of Public Safety in providing services under this section.

EFFECTIVE DATE. This section is effective beginning July 1, 2014.

Sec. 9. Minnesota Statutes 2012, section 127A.42, subdivision 2, is amended to read:

Subd. 2. **Violations of law.** The commissioner may reduce or withhold the district's state aid for any school year whenever the board of the district authorizes or permits violations of law within the district by:

(1) employing a teacher who does not hold a valid teaching license or permit in a public school;

(2) noncompliance with a mandatory rule of general application promulgated by the commissioner in accordance with statute, unless special circumstances make enforcement inequitable, impose an extraordinary hardship on the district, or the rule is contrary to the district's best interests;

(3) the district's continued performance of a contract made for the rental of rooms or buildings for school purposes or for the rental of any facility owned or operated by or under the direction of any private organization, if the contract has been disapproved, the time for review of the determination of disapproval has expired, and no proceeding for review is pending;

(4) any practice which is a violation of sections 1 and 2 of article 13 of the Constitution of the state of Minnesota;

(5) failure to reasonably provide for a resident pupil's school attendance under Minnesota Statutes;

(6) noncompliance with state laws prohibiting discrimination because of race, color, creed, religion, national origin, sex, sexual orientation, including gender identity and expression, age, marital status, status with regard to public assistance or disability, as defined in sections 363A.08 to 363A.19 and 363A.28, subdivision 10, or noncompliance with prohibited conduct under section 121A.031; or

(7) using funds contrary to the statutory purpose of the funds.

The reduction or withholding must be made in the amount and upon the procedure provided in this section, or, in the case of the violation stated in clause (1), upon the procedure provided in section 127A.43.

EFFECTIVE DATE. This section is effective for the 2014-2015 school year and later.

Sec. 10. **REPEALER.**

Minnesota Statutes 2012, section 121A.0695, is repealed effective July 1, 2014."

Delete the title and insert:

"A bill for an act relating to education; providing for safe and supportive schools by prohibiting bullying; amending Minnesota Statutes 2012, sections 121A.55; 122A.60, subdivisions 1a, 3; 124D.895, subdivision 1; 124D.8955; 125B.15; 127A.42, subdivision 2; Minnesota Statutes 2013 Supplement, sections 120B.36, subdivision 1; 124D.10, subdivision 8; proposing coding for new law in Minnesota Statutes, chapters 121A; 127A; repealing Minnesota Statutes 2012, sections 121A.03; 121A.0695."

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 12.10, upon the request of three members, a roll call was taken on the Nelson amendment to H.F. No. 826.

There were yeas 6 and nays 9, as follows:

Those who voted in the affirmative were:

Senators Chamberlain; Nelson; Nienow; Petersen, B.; Ruud and Thompson.

Those who voted in the negative were:

Senators Carlson, Clausen, Dahle, Franzen, Johnson, Kent, Torres Ray, Wiger and Wiklund.

The amendment was not adopted.

SECOND READING OF SENATE BILLS

S.F. Nos. 2273, 1441, 1757, 2446, 2178, 2108, 2162, 1660, 1737, 2103, 2221 and 2244 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Latz introduced—

S.F. No. 2546: A bill for an act relating to public safety; modifying and clarifying predatory offender registration requirements; clarifying sentence for crime of criminal sexual conduct in the third degree; amending Minnesota Statutes 2012, section 609.344, subdivisions 1, 2; Minnesota Statutes 2013 Supplement, section 243.166, subdivisions 1b, 3a, 4, 6.

Referred to the Committee on Judiciary.

Senators Latz and Sheran introduced—

S.F. No. 2547: A bill for an act relating to human services; modifying requirements for human services background studies; amending Minnesota Statutes 2012, sections 245C.03, by adding a subdivision; 245C.05, subdivisions 1, 2c, 5; 245C.32, by adding a subdivision; Minnesota Statutes 2013 Supplement, section 245C.08, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 245C.

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

Senators Sheran, Lourey and Latz introduced—

S.F. No. 2548: A bill for an act relating to human services; modifying provisions governing civil commitment of persons with sexual psychopathic personalities and sexually dangerous persons; establishing a Sex Offender Civil Commitment Screening Unit; implementing the statewide sex offender civil commitment judicial panel; establishing a Sex Offender Civil Commitment Defense Office; appropriating money; amending Minnesota Statutes 2012, section 253B.18, subdivision 4b; Minnesota Statutes 2013 Supplement, sections 244.05, subdivision 7; 253B.18, subdivision 4c; 253D.07, subdivision 1; 253D.08; 253D.09; 253D.11; 253D.12, subdivision 2; 253D.14, subdivision 3; 253D.20; 253D.23; proposing coding for new law in Minnesota Statutes, chapter 253D; repealing Minnesota Statutes 2013 Supplement, sections 253D.27; 253D.28.

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

Senators Torres Ray, Franzen, Pratt, Kent and Nelson introduced—

S.F. No. 2549: A bill for an act relating to education; modifying postsecondary enrollment options dissemination of information requirements; amending Minnesota Statutes 2012, section 124D.09, subdivision 9.

Referred to the Committee on Education.

Senator Sparks introduced—

S.F. No. 2550: A bill for an act relating to taxation; sales and use; expanding the exemption for local governments; amending Minnesota Statutes 2013 Supplement, section 297A.70, subdivision 2.

Referred to the Committee on Taxes.

Senator Sparks introduced—

S.F. No. 2551: A bill for an act relating to capital improvements; appropriating money for flood hazard mitigation grants; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Sparks introduced—

S.F. No. 2552: 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.

Senator Latz introduced—

S.F. No. 2553: A bill for an act relating to public safety; providing an exception in the DWI vehicle forfeiture law for offenders who participate in the ignition interlock program; amending Minnesota Statutes 2012, section 169A.63, by adding a subdivision.

Referred to the Committee on Judiciary.

Senator Latz introduced—

S.F. No. 2554: A bill for an act relating to public safety; clarifying the scope of the ignition interlock device program relating to criminal vehicular operation; amending Laws 2013, chapter 117, article 3, sections 9; 15; 16; 17; 18.

Referred to the Committee on Judiciary.

Senator Eaton introduced—

S.F. No. 2555: A bill for an act relating to real property; prohibiting certain restrictions on the use of residential solar energy systems; amending Minnesota Statutes 2012, sections 515.07; 515B.2-103; 515B.3-102; proposing coding for new law in Minnesota Statutes, chapter 500.

Referred to the Committee on Judiciary.

Senator Eaton introduced—

S.F. No. 2556: A bill for an act relating to building codes; regulating building permit fees for certain solar energy system installations; proposing coding for new law in Minnesota Statutes, chapter 326B.

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

Senator Brown introduced—

S.F. No. 2557: A bill for an act relating to capital investment; appropriating money for wastewater treatment facility necessary improvements for the Clear Lake/Clearwater Sewer Authority; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Wiklund, Marty, Nienow and Wiger introduced—

S.F. No. 2558: A bill for an act relating to housing finance; changing nonprofit eligibility for funding; amending Minnesota Statutes 2012, sections 462A.03, by adding a subdivision; 462A.209, subdivisions 1, 2, 3, by adding a subdivision; 462A.29.

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

Senator Latz introduced—

S.F. No. 2559: A bill for an act relating to public safety; eliminating part-time peace officer licensure; amending Minnesota Statutes 2012, section 626.8468, subdivision 1; repealing Minnesota Statutes 2012, sections 626.8462; 626.8464; 626.8465, subdivision 3; 626.8468, subdivision 2; Minnesota Rules, part 6700.1101, subparts 5, 6.

Referred to the Committee on Judiciary.

Senator Wiger introduced—

S.F. No. 2560: A bill for an act relating to water policy; establishing the position of state hydrologist; proposing coding for new law in Minnesota Statutes, chapter 4.

Referred to the Committee on Environment and Energy.

Senator Wiger introduced—

S.F. No. 2561: A bill for an act relating to state government; appropriating money to the Minnesota Humanities Center.

Referred to the Committee on Finance.

Senator Hayden introduced—

S.F. No. 2562: A bill for an act relating to education finance; providing for nutrition policy; appropriating money; amending Minnesota Statutes 2012, section 124D.111, by adding a subdivision; Minnesota Statutes 2013 Supplement, section 124D.111, subdivision 1; Laws 2013, chapter 116, article 7, section 21, subdivision 2.

Referred to the Committee on Education.

Senators Tomassoni, Hawj and Saxhaug introduced—

S.F. No. 2563: A bill for an act relating to unemployment insurance; modifying definitions; modifying time period for appeal deadlines; amending Minnesota Statutes 2012, section 268.085, subdivision 15.

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

Senator Hoffman introduced—

S.F. No. 2564: A bill for an act relating to capital investment; appropriating money for historic sites and historic preservation, including the Oliver H. Kelley Farm Historic Site; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Tomassoni introduced—

S.F. No. 2565: A bill for an act relating to elections; authorizing the Saint Louis County Board to change a certain Board of Commissioners 2014 election term to two years.

Referred to the Committee on Rules and Administration.

Senator Hayden introduced—

S.F. No. 2566: A bill for an act relating to liquor; providing for issuance of liquor licenses at the Minneapolis Institute of Arts; amending Minnesota Statutes 2012, section 340A.404, subdivision 2.

Referred to the Committee on Commerce.

Senator Kiffmeyer introduced—

S.F. No. 2567: A bill for an act relating to education finance; expanding school district eligibility for location equity revenue; amending Minnesota Statutes 2013 Supplement, section 126C.10, subdivision 2e.

Referred to the Committee on Finance.

Senators Wiklund and Franzen introduced—

S.F. No. 2568: A bill for an act relating to education; allowing resident pupils temporarily placed in a care and treatment center to continue to participate in district extracurricular activities; amending Minnesota Statutes 2012, section 123B.49, subdivision 4.

Referred to the Committee on Education.

Senator Wiklund introduced—

S.F. No. 2569: A bill for an act relating to housing; repealing obsolete, redundant, and unnecessary laws and rules under the direction of the Minnesota Housing Finance Agency; making conforming changes; changing a State Register notice requirement; amending Minnesota Statutes

2012, sections 462A.225; 469.0171; repealing Minnesota Statutes 2012, sections 462A.203; 462A.205; 462A.206, subdivisions 1, 2, 3, 4; 462A.2092; 462A.21, subdivisions 15, 21, 24, 25, 28; 462C.04, subdivisions 3, 4; Minnesota Rules, parts 4900.0351; 4900.0352; 4900.0353; 4900.0354; 4900.0355; 4900.0356; 4900.0601; 4900.0602; 4900.0603; 4900.0604; 4900.0605; 4900.1800; 4900.1801; 4900.1802; 4900.1803; 4900.1804; 4900.1805; 4900.1806; 4900.1807; 4900.1808; 4900.1900; 4900.1905; 4900.1910; 4900.1915; 4900.3370; 4900.3371; 4900.3372; 4900.3373; 4900.3374; 4900.3375; 4900.3376; 4900.3377; 4900.3378; 4900.3379; 4900.3380; 4900.3400; 4900.3402; 4900.3403; 4900.3404; 4900.3410; 4900.3411; 4900.3412; 4900.3413; 4900.3414; 4900.3420; 4900.3421; 4900.3422; 4900.3423; 4900.3424.

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

Senators Carlson and Dibble introduced—

S.F. No. 2570: A bill for an act relating to transportation; railroads; amending regulation of motor carriers of railroad employees; imposing penalties; amending Minnesota Statutes 2012, sections 169.781, subdivision 2; 221.0255.

Referred to the Committee on Transportation and Public Safety.

Senator Champion introduced—

S.F. No. 2571: A bill for an act relating to public safety; providing technical amendments to criminal vehicular homicide or operation statute; amending Minnesota Statutes 2012, section 609.21, subdivisions 1, 1a, 5; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary.

Senator Metzen introduced—

S.F. No. 2572: A bill for an act relating to liquor; repealing obsolete provision relating to citation of the Liquor Act; repealing Minnesota Statutes 2012, section 340A.901.

Referred to the Committee on Commerce.

Senator Metzen introduced—

S.F. No. 2573: A bill for an act relating to taxation; tax increment financing; extending the five-year rule for TIF District 2-5 in the city of Eagan.

Referred to the Committee on Taxes.

Senators Brown, Benson, Kiffmeyer, Rosen and Hoffman introduced—

S.F. No. 2574: A bill for an act relating to human services; exempting services provided by providers licensed under Minnesota Statutes, chapter 245D, from the family deductible under medical assistance; amending Minnesota Statutes 2012, section 256B.0631, subdivision 2; Minnesota Statutes 2013 Supplement, section 256B.0631, subdivision 1.

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

Senators Eken, Sheran, Ruud, Hoffman and Saxhaug introduced—

S.F. No. 2575: A bill for an act relating to state government; modifying a proposed constitutional amendment to stop lawmakers from raising their own pay; amending Laws 2013, chapter 124, section 2.

Referred to the Committee on State and Local Government.

Senators Goodwin, Scalze, Limmer and Hoffman introduced—

S.F. No. 2576: A bill for an act relating to elections; requiring any Web site established for elections or voting purposes be accessible to persons with disabilities; proposing coding for new law in Minnesota Statutes, chapter 200.

Referred to the Committee on Rules and Administration.

Senator Stumpf introduced—

S.F. No. 2577: A bill for an act relating to capital investment; appropriating money for an expansion of existing solid waste and recyclable material facilities; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Metzen introduced—

S.F. No. 2578: A bill for an act relating to local government; modifying the threshold criteria for the allocation of low-income housing tax credits for the Dakota County Community Development Agency; amending Minnesota Statutes 2012, section 383D.41, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Sheran and Dibble introduced—

S.F. No. 2579: A bill for an act relating to public safety; traffic regulations; authorizing local authorities to regulate traffic at intersections using traffic safety cameras; requiring signage; establishing criminal penalties and fines; amending Minnesota Statutes 2012, sections 169.011, by adding a subdivision; 169.04; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation and Public Safety.

Senators Nienow and Torres Ray introduced—

S.F. No. 2580: A bill for an act relating to education finance; increasing adult basic education aid for community-based program providers; appropriating money; amending Minnesota Statutes 2012, section 124D.531, subdivisions 2, 3; Minnesota Statutes 2013 Supplement, section 124D.531, subdivision 1; Laws 2013, chapter 116, article 8, section 5, subdivision 14.

Referred to the Committee on Finance.

Senators Eaton, Franzen and Latz introduced—

S.F. No. 2581: A bill for an act relating to local government; broadening the application of city special service districts to include residential and mixed uses; amending Minnesota Statutes 2012, sections 428A.08; 428A.09, subdivision 2; Minnesota Statutes 2013 Supplement, section 428A.02, subdivision 1; repealing Minnesota Statutes 2012, section 428A.01, subdivision 6.

Referred to the Committee on Taxes.

Senator Skoe introduced—

S.F. No. 2582: A bill for an act relating to human services; requiring the commissioner of human services to identify, seek to recover, and report on certain administrative costs for transferred human services programs; appropriating money.

Referred to the Committee on Finance.

Senators Jensen and Gazelka introduced—

S.F. No. 2583: A bill for an act relating to insurance; health plan contracts and stop loss coverage; amending Minnesota Statutes 2012, section 60A.235, subdivision 3.

Referred to the Committee on Commerce.

Senators Nienow and Benson introduced—

S.F. No. 2584: A bill for an act relating to human services; requiring community notification prior to licensing residential or nonresidential programs; amending Minnesota Statutes 2012, section 245A.04, subdivision 2.

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

Senator Jensen introduced—

S.F. No. 2585: A bill for an act relating to judiciary; requiring judicial training on needs of child witnesses; amending Minnesota Statutes 2012, section 480.30, subdivision 1.

Referred to the Committee on Judiciary.

Senator Jensen introduced—

S.F. No. 2586: A bill for an act relating to witness testimony; providing for manner of child testimony; proposing coding for new law in Minnesota Statutes, chapter 595.

Referred to the Committee on Judiciary.

Senator Jensen introduced—

S.F. No. 2587: A bill for an act relating to economic development; appropriating money to the Southern Minnesota Initiative Foundation.

Referred to the Committee on Finance.

Senators Sparks, Dahms, Koenen, Schmit and Eken introduced—

S.F. No. 2588: A bill for an act relating to agriculture; adding two new members to the Agricultural Utilization Research Institute; amending Minnesota Statutes 2012, section 116V.01, subdivision 2.

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

Senators Housley and Thompson introduced—

S.F. No. 2589: A bill for an act relating to education; allowing high school students with disabilities to transfer between schools without affecting their eligibility for varsity competition; amending Minnesota Statutes 2012, section 128C.02, subdivision 5.

Referred to the Committee on Education.

Senators Housley and Thompson introduced—

S.F. No. 2590: A bill for an act relating to taxation; income; providing a deduction for military compensation; amending Minnesota Statutes 2013 Supplement, sections 290.01, subdivision 19b; 290.091, subdivision 2.

Referred to the Committee on Taxes.

Senators Tomassoni and Saxhaug introduced—

S.F. No. 2591: A bill for an act relating to utilities; requiring that cost of service be the primary factor in determining revenue allocations between electric utility customer classes; amending Minnesota Statutes 2012, section 216B.16, by adding a subdivision.

Referred to the Committee on Environment and Energy.

Senator Dahms introduced—

S.F. No. 2592: A bill for an act relating to corrections; eliminating the requirement of contiguous counties from qualifications for a grant for the delivery of correctional services; amending Minnesota Statutes 2012, section 401.02, subdivision 1.

Referred to the Committee on Judiciary.

Senator Bakk introduced—

S.F. No. 2593: A bill for an act relating to transportation; establishing community destination sign program; amending Minnesota Statutes 2012, section 173.02, subdivision 16; proposing coding for new law in Minnesota Statutes, chapter 160.

Referred to the Committee on Transportation and Public Safety.

Senators Rest; Pederson, J.; Schmit and Eken introduced—

S.F. No. 2594: A bill for an act relating to taxation; tax increment financing; increasing the time permitted to expend increments; amending Minnesota Statutes 2012, section 469.1763, subdivisions 3, 4; Minnesota Statutes 2013 Supplement, section 469.1763, subdivision 2.

Referred to the Committee on Taxes.

Senator Wiger introduced—

S.F. No. 2595: A bill for an act relating to commerce; establishing a fee schedule for automated property system transactions; authorizing state auditor to examine fee schedule; delaying effective dates for automated property system; requiring reports; amending Minnesota Statutes 2012, section 325E.21, by adding a subdivision; Minnesota Statutes 2013 Supplement, sections 168A.1501, subdivision 5, by adding a subdivision; 325E.21, subdivisions 1a, 1c, 4; Laws 2013, chapter 126, sections 5; 10; 11.

Referred to the Committee on Commerce.

Senator Miller introduced—

S.F. No. 2596: A bill for an act relating to capital investment; appropriating money for the Blufflands State Trail system; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Torres Ray introduced—

S.F. No. 2597: A bill for an act relating to education; providing for English learners with interrupted formal education; amending Minnesota Statutes 2012, section 124D.59, by adding a subdivision.

Referred to the Committee on Education.

Senator Saxhaug introduced—

S.F. No. 2598: A bill for an act relating to economic development; appropriating money for the small business development center program.

Referred to the Committee on Finance.

Senator Eken introduced—

S.F. No. 2599: A bill for an act relating to taxation; property; reducing the class rate for the disparity reduction credit; amending Minnesota Statutes 2013 Supplement, section 273.1398, subdivision 4.

Referred to the Committee on Taxes.

Senator Eken introduced—

S.F. No. 2600: A bill for an act relating to taxation; modifying the incentives available in and the funding for border city enterprise and development zones; amending Minnesota Statutes 2012, section 469.171, subdivision 6; Minnesota Statutes 2013 Supplement, section 469.169, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Cohen, Tomassoni, Miller, Lourey and Sparks introduced—

S.F. No. 2601: A bill for an act relating to disaster relief; creating a disaster assistance contingency account; requiring transfer of unused disaster relief appropriations to the disaster assistance contingency account; establishing a disaster relief cost-share relationship between the state, local governments, and American Indian tribes and bands; authorizing state public disaster assistance in the absence of federal public disaster assistance; appropriating money; amending Minnesota Statutes 2012, sections 12.03, by adding subdivisions; 12.221, subdivision 4, by adding a subdivision; 12A.02, subdivision 2, by adding subdivisions; 12A.03, subdivision 3; 12A.15, subdivision 1; 16A.28, by adding a subdivision; proposing coding for new law as Minnesota Statutes, chapter 12B.

Referred to the Committee on Finance.

Senator Rosen introduced—

S.F. No. 2602: A bill for an act relating to health; amending the responsibility of collection and reporting of prehospital care data; amending Minnesota Statutes 2012, sections 13.3806, by adding a subdivision; 144E.31, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 2012, section 144E.123.

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

Senator Miller introduced—

S.F. No. 2603: A bill for an act relating to taxation; estate and gift; conforming to the federal exemption amount; amending Minnesota Statutes 2013 Supplement, sections 289A.10, subdivision 1; 291.005, subdivision 1; 291.03, subdivision 1; 292.17, subdivision 2; repealing Minnesota Statutes 2013 Supplement, sections 289A.10, subdivision 1a; 289A.12, subdivision 18; 289A.18, subdivision 3a; 289A.20, subdivision 3a; 291.03, subdivisions 8, 9, 10, 11.

Referred to the Committee on Taxes.

Senator Saxhaug introduced—

S.F. No. 2604: A bill for an act relating to alcohol; allowing home-brewed products to be shown at public events; amending Minnesota Statutes 2012, sections 297G.07, subdivision 1; 340A.301, subdivision 9.

Referred to the Committee on Commerce.

Senator Stumpf introduced—

S.F. No. 2605: A bill for an act relating to capital improvements; authorizing spending to acquire and better public land and buildings and other improvements of a capital nature with certain conditions; authorizing the sale of state bonds; modifying programs; modifying prior appropriations; appropriating money; amending Minnesota Statutes 2012, sections 16A.641, by adding a subdivision; 16A.642, subdivisions 1, 2; 115A.0716, subdivision 1; 462A.37, subdivision 2, by adding subdivisions; Laws 2009, chapter 93, article 1, section 11, subdivision 4; Laws 2010, chapter 189, section 15, subdivision 5; Laws 2012, chapter 293, section 19, subdivision 4.

Referred to the Committee on Finance.

Senator Hoffman introduced—

S.F. No. 2606: A bill for an act relating to game and fish; modifying muskellunge minimum size limit; requiring rulemaking.

Referred to the Committee on Environment and Energy.

Senator Hoffman introduced—

S.F. No. 2607: A bill for an act relating to human services; updating and clarifying language governing consent to marriage for developmentally disabled persons under state guardianship; amending Minnesota Statutes 2012, sections 246.01; 252A.111, by adding a subdivision; Minnesota Statutes 2013 Supplement, section 517.08, by adding a subdivision; repealing Minnesota Statutes 2013 Supplement, section 517.03, subdivision 2.

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

Senator Saxhaug introduced—

S.F. No. 2608: A bill for an act relating to local government; repealing the authorization for the creation of the Grand Rapids Central School Commission; repealing Laws 1986, chapter 347, sections 1; 2.

Referred to the Committee on State and Local Government.

Senator Saxhaug introduced—

S.F. No. 2609: A bill for an act relating to local government; authorizing four-year terms for Grand Rapids Public Utilities Commission; amending Laws 1999, chapter 195, section 2.

Referred to the Committee on State and Local Government.

Senators Jensen, Reinert, Sparks and Metzen introduced—

S.F. No. 2610: A bill for an act relating to commerce; prohibiting noncovered discounts for vision care provided by health and vision plans; adding optometrists to a definition of health care provider; amending Minnesota Statutes 2012, section 62Q.74, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Commerce.

Senators Torres Ray, Wiger, Dahle and Johnson introduced—

S.F. No. 2611: A bill for an act relating to education; recognizing the native and English language development and academic needs of English learners, from young children to adults; amending Minnesota Statutes 2012, sections 119A.50, subdivision 3; 120B.12; 122A.06, subdivision 4; 122A.14, subdivisions 2, 3; 122A.18, subdivisions 2a, 4; 122A.19; 122A.413, subdivision 2; 122A.414, subdivision 2; 122A.60, subdivisions 1a, 2, 3; 122A.68, subdivision 3; 122A.74; 123A.06, subdivision 2; 123B.04, subdivision 4; 123B.147, subdivision 3; 124D.13, subdivision 2; 124D.15, subdivision 3; 124D.49, subdivision 3; 124D.52, as amended; 124D.522; 124D.59, subdivision 2; 124D.895; 124D.8955; Minnesota Statutes 2013 Supplement, sections 120B.11; 120B.115; 120B.125; 120B.35, subdivision 3; 120B.36, subdivision 1; 122A.09, subdivision 4; 122A.18, subdivision 2; 122A.40, subdivision 8; 122A.41, subdivision 5; 127A.70, subdivision 2; repealing Minnesota Statutes 2012, section 122A.19, subdivision 3.

Referred to the Committee on Education.

Senator Metzen introduced—

S.F. No. 2612: A bill for an act relating to lawful gambling; modifying the definition of paddlewheel games; amending Minnesota Statutes 2012, sections 349.12, subdivisions 28a, 28b, 29; 349.211, subdivision 2b.

Referred to the Committee on State and Local Government.

Senators Dibble and Kent introduced—

S.F. No. 2613: A bill for an act relating to transportation; modernizing provisions relating to traffic regulations and motor vehicles; eliminating certain reporting requirements; clarifying distribution of motor vehicle sales tax revenues; eliminating antiquated, unnecessary, and obsolete provisions; making conforming changes; amending Minnesota Statutes 2012, sections 168.056; 168.10, subdivision 1b; 169.685, subdivision 7; 169.751; 297B.09, subdivision 1; repealing Minnesota Statutes 2012, sections 168.0422; 168.055; 168A.20, subdivision 1a; 169.11; 169.36; 169.39; 169.725; 169.743; 169.754; 169.78; 169.7961; 169.983; 169A.60, subdivision 18; 171.28; 299D.02; 299D.04; 299D.05; 609B.202; Minnesota Rules, part 7409.4700, subpart 2.

Referred to the Committee on Transportation and Public Safety.

Senators Dibble and Kent introduced—

S.F. No. 2614: A bill for an act relating to transportation; removing length limit of certain connector highways; allowing one-week bid advertisement period for certain trunk highway contracts; clarifying state responsibility for certain bond payments for cities with population decline to under 5,000; amending Minnesota Statutes 2012, sections 161.261, subdivisions 1, 2; 161.32, subdivision 4; 162.18, by adding a subdivision.

Referred to the Committee on Transportation and Public Safety.

Senators Dibble, Marty, Pratt and Schmit introduced—

S.F. No. 2615: A bill for an act relating to energy; conservation; amending the amount the Department of Commerce may assess utilities; allocating incremental revenue to develop and maintain a statewide uniform energy conservation reporting system for utilities; amending Minnesota Statutes 2012, section 216B.241, subdivision 1d.

Referred to the Committee on Environment and Energy.

Senators Dibble and Kent introduced—

S.F. No. 2616: A bill for an act relating to transportation; eliminating certain reporting requirements; eliminating or modernizing antiquated, unnecessary, redundant, and obsolete provisions; making conforming changes; amending Minnesota Statutes 2012, sections 12A.16, subdivision 5; 16A.633, subdivision 4; 16B.335, subdivision 1; 16B.51, subdivision 1; 161.082, subdivision 2a; 161.20, subdivision 2; 161.3410, subdivision 1; 161.3412, subdivision 2; 161.3414, subdivision 1; 161.3418, subdivision 2; 161.36, subdivision 7; 162.06, subdivision 3; 162.12, subdivision 3; 162.13, subdivision 1; 165.09, subdivision 3; 169.86, subdivision 5; 173.02, subdivisions 6, 16; 173.13, subdivision 4; 174.02, subdivisions 6, 8; 174.06, subdivision 7; 174.30, subdivision 9; 174.40, subdivision 8; 174.66; 221.022; 221.0252, subdivision 7; 221.026, subdivision 2; 221.031, subdivision 1; 221.036, subdivisions 1, 3; 302A.021, subdivision 10; 322B.02; 336.9-201; 360.015, subdivision 2; 360.511, subdivision 4; 360.55, subdivision 4; 360.59, subdivision 7; Laws 2013, chapter 117, article 1, section 3, subdivision 7; repealing Minnesota Statutes 2012, sections 160.27, subdivision 3; 160.283, subdivision 1; 161.05; 161.06; 161.07; 161.08, subdivision 1; 161.082, subdivision 3; 161.1231, subdivisions 3, 9; 161.13; 161.161; 161.201; 161.22; 161.31, subdivision 2; 161.3205; 161.3428; 161.51; 162.02, subdivision 2; 162.06, subdivision 6; 162.065; 162.08, subdivision 3; 162.09, subdivision 3; 162.12, subdivision 5; 162.125; 163.07, subdivision 3; 164.041; 164.05; 165.09, subdivision 5; 165.11; 165.13; 169.16; 169.835; 169.867; 173.0845; 173.085; 174.02, subdivision 7; 174.05; 174.06, subdivision 8; 174.19; 174.256, subdivision 5; 174.50, subdivisions 6a, 6b; 174.93, subdivision 2; 181.28; 181.29; 181.30; 218.021; 218.031, subdivisions 1, 3, 4, 5, 6, 7, 8, 9, 10; 218.041, subdivisions 1, 2, 7; 219.55; 219.562, subdivisions 1, 1a, 3, 4; 219.565; 219.566; 221.123; 221.151, subdivision 1; 221.241; 221.251; 221.295; 222.04; 222.06; 222.07; 222.08; 222.09; 222.10; 222.11; 222.12; 222.13; 222.141; 222.15; 222.16; 222.17; 222.18; 222.19; 222.20; 222.21; 222.22; 222.23; 222.24; 222.25; 222.28; 222.31; 222.32; 222.35; 360.013, subdivision 59; 360.015, subdivisions 11a, 17, 19; 360.55, subdivision 7; Minnesota Statutes 2013 Supplement, section 174.03, subdivision 1d.

Referred to the Committee on Transportation and Public Safety.

Senator Sparks introduced—

S.F. No. 2617: A bill for an act relating to economic development; repealing obsolete, redundant, and unnecessary laws administered by the Department of Employment and Economic Development; making conforming changes; amending Minnesota Statutes 2012, sections 15.991, subdivision 1; 116C.34, subdivision 3; 116D.04, subdivision 2a; 116L.02; 116L.05, subdivision 5; 116L.20, subdivision 2; 256J.49, subdivision 4; 256J.51, subdivision 2; 268.105, subdivision 7; 268.186; repealing Minnesota Statutes 2012, sections 116C.22; 116C.23; 116C.24; 116C.25; 116C.26; 116C.261; 116C.27; 116C.28; 116C.29; 116C.30; 116C.31; 116C.32; 116C.33; 116J.037; 116J.422; 116J.578; 116J.658; 116J.68, subdivision 5; 116J.74, subdivision 7a; 116J.874,

subdivisions 1, 2, 3, 4, 5; 116J.885; 116J.987; 116J.988; 116J.989; 116J.990, subdivisions 1, 2, 3, 4, 5, 6; 116L.06; 116L.10; 116L.11; 116L.12, subdivisions 1, 3, 4, 5, 6; 116L.13; 116L.14; 116L.146; 116L.15; 116L.361, subdivision 2; 116L.363; 116L.871; 116L.872; 469.109; 469.124; 469.35; 469.351; Minnesota Statutes 2013 Supplement, sections 116J.6581; 116J.70, subdivision 2a.

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

Senator Sparks introduced—

S.F. No. 2618: A bill for an act relating to agriculture; removing obsolete, redundant, and unnecessary laws administered by the Department of Agriculture; transferring the enforcement of warehouse law from the Department of Agriculture to the Department of Commerce; amending Minnesota Statutes 2012, sections 17.03, subdivision 1; 17.101, subdivision 5; 28A.05; 28A.08, subdivision 3; 32.645, subdivision 1; 231.01, subdivisions 2, 5; 231.18, subdivision 3; 609B.105; Minnesota Statutes 2013 Supplement, section 28A.0752, subdivision 1; repealing Minnesota Statutes 2012, sections 17.03, subdivision 2; 17.038; 17.045; 17.1161; 17.138; 17.14, subdivisions 1, 3, 4; 17.15; 17.16; 17.17; 17.18; 17.181; 17.19; 17.42; 17.43; 17.44; 17.452, subdivisions 1, 2; 18.011; 18.62; 18.63; 18.64; 18.65; 18.66; 18.67; 18.68; 18.69; 18.70; 18.71; 30.003; 30.01, subdivisions 1, 6; 30.099; 30.10; 30.102; 30.103; 30.104; 30.15; 30.151; 30.152; 30.16; 30.161; 30.17; 30.19; 30.20; 30.201; 30.55; 30.56; 30.57; 30.58; 30.59; 32.104; 32.411, subdivisions 1, 2, 3, 4, 5; 32.417; 32.57; 32.59.

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

Senators Franzen and Wiklund introduced—

S.F. No. 2619: A bill for an act relating to human services; establishing the Healthy Eating, Here at Home program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256E.

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

Senator Latz introduced—

S.F. No. 2620: A bill for an act relating to public safety; amending and repealing outdated and redundant statutes; amending Minnesota Statutes 2012, sections 13.823; 15.0591, subdivision 2; 299C.05; 299C.111; 403.025, subdivision 7; 403.05, subdivision 1; 403.08, subdivision 10; 518B.01, subdivision 21; 611A.0311, subdivision 2; 611A.37, subdivision 5; 611A.76; 629.342, subdivision 2; Minnesota Statutes 2013 Supplement, sections 13.82, subdivision 5; 403.11, subdivision 1; 611A.02, subdivisions 2, 3; proposing coding for new law in Minnesota Statutes, chapter 611A; repealing Minnesota Statutes 2012, sections 237.83, subdivision 4; 299A.63; 299C.01, subdivision 1; 299C.04; 299C.145, subdivision 4; 299C.19; 299C.20; 299C.215; 299C.30; 299C.31; 299C.32; 299C.33; 299C.34; 299C.49; 299F.01, subdivision 1; 299F.04, subdivision 3a; 299F.37; 403.02, subdivision 15; 611A.02, subdivision 1; 611A.0311, subdivision 3; 611A.21; 611A.22; 611A.221; 611A.41; 611A.43; 611A.78.

Referred to the Committee on Judiciary.

Senator Latz introduced—

S.F. No. 2621: A bill for an act relating to commerce; regulating certain lenders, loans, lending practices, health insurance benefits, and property and casualty cancellations and nonrenewals; establishing a communications fraud act and prescribing criminal and civil penalties; amending Minnesota Statutes 2012, sections 47.60, subdivision 2; 47.601, subdivision 2; 53.05; 53C.01, subdivisions 8, 12; 53C.02; 53C.08, subdivision 1, by adding a subdivision; 72A.20, by adding a subdivision; 332.32; proposing coding for new law in Minnesota Statutes, chapters 53C; 609.

Referred to the Committee on Commerce.

Senators Carlson and Johnson introduced—

S.F. No. 2622: A bill for an act relating to energy; requiring a special electric tariff for charging electric vehicles; proposing coding for new law in Minnesota Statutes, chapter 216B.

Referred to the Committee on Environment and Energy.

Senator Rest introduced—

S.F. No. 2623: A bill for an act relating to building codes; prohibiting spans or weight loads containing engineered lightweight wood components; amending Minnesota Statutes 2012, section 299F.01, by adding a subdivision.

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

Senators Kent, Pratt and Jensen introduced—

S.F. No. 2624: A bill for an act relating to commerce; transferring certain accident report fees to the insurance fraud prevention account; amending Minnesota Statutes 2012, section 169.09, subdivision 13; Minnesota Statutes 2013 Supplement, section 45.0135, subdivision 6.

Referred to the Committee on Commerce.

Senators Kent and Dibble introduced—

S.F. No. 2625: A bill for an act relating to transportation; amending requirements governing Minnesota Department of Transportation expenditures on transportation alternatives; amending Minnesota Statutes 2013 Supplement, section 174.42, subdivision 2.

Referred to the Committee on Finance.

Senators Kent, Pratt and Jensen introduced—

S.F. No. 2626: A bill for an act relating to data practices; modifying standards related to bulk transfer of certain driver's license and motor vehicle registration data; requiring a study; amending Minnesota Statutes 2012, sections 168.346, subdivision 1; 171.12, subdivision 7.

Referred to the Committee on Transportation and Public Safety.

Senators Pappas and Latz introduced—

S.F. No. 2627: A bill for an act relating to assisted reproduction; modifying certain provisions related to determinations of paternity and maternity; amending Minnesota Statutes 2012, sections 257.54; 257.541, subdivision 1; 257.55, subdivision 1.

Referred to the Committee on Judiciary.

Senators Benson and Nienow introduced—

S.F. No. 2628: A bill for an act relating to health insurance; requiring a report of the number of uninsured enrolling through MNsure.

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

Senators Benson, Kiffmeyer and Nelson introduced—

S.F. No. 2629: A bill for an act relating to health insurance; removing the rulemaking exemption for MNsure; amending Minnesota Statutes 2013 Supplement, sections 62V.03, subdivision 2; 62V.05, subdivision 8.

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

Senators Benson and Gazelka introduced—

S.F. No. 2630: A bill for an act relating to health insurance; modifying the participation requirements for health carriers and health plans for MNsure; amending Minnesota Statutes 2013 Supplement, section 62V.05, subdivision 5.

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

Senators Benson, Brown, Kiffmeyer and Gazelka introduced—

S.F. No. 2631: A bill for an act relating to health insurance; requiring background studies for MNsure navigators and in-person assisters; amending Minnesota Statutes 2013 Supplement, section 62V.05, subdivision 4.

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

Senators Bonoff, Tomassoni and Reinert introduced—

S.F. No. 2632: A bill for an act relating to higher education; establishing a Sustainable Mining Institute at the University of Minnesota, Duluth; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 137.

Referred to the Committee on Higher Education and Workforce Development.

Senators Bonoff and Reinert introduced—

S.F. No. 2633: A bill for an act relating to workforce development; modifying program accountability requirements for economic development programs; requiring measurement

standards for workforce program outcomes; requiring reports; appropriating money; amending Minnesota Statutes 2012, sections 116J.997; 116L.98.

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

Senators Benson and Brown introduced—

S.F. No. 2634: A bill for an act relating to health insurance; stipulating that no other money shall be collected from health carriers for the operation of MNsure; amending Minnesota Statutes 2013 Supplement, section 62V.05, subdivision 2.

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

Senators Benson, Housley and Anderson introduced—

S.F. No. 2635: A bill for an act relating to health insurance; removing the exemption for MNsure from Minnesota Statutes, chapter 16E; amending Minnesota Statutes 2013 Supplement, section 62V.03, subdivision 2.

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

Senators Benson, Thompson and Chamberlain introduced—

S.F. No. 2636: A bill for an act relating to collective bargaining; repealing the authorization for collective bargaining among family child care providers; repealing Laws 2013, chapter 128, article 1, sections 1; 2; 3; 4; 5; 6; 7.

Referred to the Committee on State and Local Government.

MOTIONS AND RESOLUTIONS

Senator Bakk moved that the name of Senator Housley be added as a co-author to S.F. No. 4. The motion prevailed.

Senator Hoffman moved that the name of Senator Pappas be added as a co-author to S.F. No. 954. The motion prevailed.

Senator Ortman moved that the name of Senator Newman be added as a co-author to S.F. No. 1360. The motion prevailed.

Senator Wiger moved that the name of Senator Ruud be added as a co-author to S.F. No. 1903. The motion prevailed.

Senator Ingebrigtsen moved that the name of Senator Westrom be added as a co-author to S.F. No. 1991. The motion prevailed.

Senator Saxhaug moved that the name of Senator Ruud be added as a co-author to S.F. No. 2017. The motion prevailed.

Senator Stumpf moved that the name of Senator Eken be added as a co-author to S.F. No. 2026. The motion prevailed.

Senator Marty moved that the name of Senator Hall be added as a co-author to S.F. No. 2053. The motion prevailed.

Senator Ingebrihtsen moved that his name be stricken as a co-author to S.F. No. 2384. The motion prevailed.

Senator Hawj moved that the name of Senator Weber be added as a co-author to S.F. No. 2449. The motion prevailed.

Senator Housley moved that the name of Senator Kent be added as a co-author to S.F. No. 2452. The motion prevailed.

Senator Franzen moved that the name of Senator Sheran be added as a co-author to S.F. No. 2464. The motion prevailed.

Senator Dahle moved that the name of Senator Jensen be added as a co-author to S.F. No. 2468. The motion prevailed.

Senator Sheran moved that the name of Senator Jensen be added as a co-author to S.F. No. 2533. The motion prevailed.

Senator Hayden moved that the name of Senator Dziejcz be added as a co-author to S.F. No. 2534. The motion prevailed.

Senator Hayden moved that the name of Senator Dziejcz be added as a co-author to S.F. No. 2535. The motion prevailed.

Senator Hoffman moved that the name of Senator Petersen, B. be added as a co-author to S.F. No. 2540. The motion prevailed.

Senator Stumpf moved that the name of Senator Reinert be added as a co-author to S.F. No. 2541. The motion prevailed.

Senator Latz moved that the name of Senator Pederson, J. be added as a co-author to S.F. No. 2542. The motion prevailed.

Senator Rosen moved that S.F. No. 973 be withdrawn from the Committee on Health, Human Services and Housing and re-referred to the Committee on Finance. The motion prevailed.

Senator Sieben moved that S.F. No. 1791 be withdrawn from the Committee on Jobs, Agriculture and Rural Development and re-referred to the Committee on Higher Education and Workforce Development. The motion prevailed.

Senator Sieben moved that S.F. No. 1956 be withdrawn from the Committee on Jobs, Agriculture and Rural Development and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Saxhaug moved that S.F. No. 2101 be withdrawn from the Committee on Jobs, Agriculture and Rural Development and re-referred to the Committee on Environment and Energy. The motion prevailed.

Senator Rosen moved that S.F. No. 2487 be withdrawn from the Committee on Health, Human Services and Housing and re-referred to the Committee on Commerce. The motion prevailed.

Senator Kiffmeyer introduced –

Senate Resolution No. 171: A Senate resolution congratulating Elk River High School's culinary team on team and individual victories in competition.

Referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Senator Miller was excused from the Session of today.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 13, 2014. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

