

TWENTY-SIXTH DAY

St. Paul, Minnesota, Wednesday, March 11, 2015

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. Paul Rogers.

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:

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

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 12.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 9, 2015

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 12: A bill for an act relating to public safety; creating a Blue Alert system to aid in the apprehension of those who kill or injure law enforcement officers; proposing coding for new law in Minnesota Statutes, chapter 626.

Referred to the Committee on Finance.

REPORTS OF COMMITTEES

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

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

S.F. No. 746: A bill for an act relating to health records; adding adult children of a deceased patient to the definition of patient; amending Minnesota Statutes 2014, section 144.291, subdivision 2.

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

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

S.F. No. 1424: A bill for an act relating to family law; requiring notice of certain rights; modifying interest rates on judgments in family court actions; amending Minnesota Statutes 2014, sections 518.17, subdivision 3, by adding a subdivision; 549.09, subdivision 1.

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

Page 2, line 14, strike "notification required" and insert "the notifications and information required to be sent"

Page 2, line 15, strike "paragraph (b)" and insert "subdivision 3a" and after "be" insert "made"

Page 2, line 17, before the period, insert "or subdivision 3a" and before "shall" insert "or subdivision 3a"

Page 2, lines 20, 22, and 23, strike "paragraph (b)" and insert "subdivision 3a"

Page 3, line 5, before the semicolon, insert ", unless attending the same conference would result in violation of a court order prohibiting contact with a party"

Page 3, line 11, after "telephone" insert "or other electronic"

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. 775: A bill for an act relating to family law; modifying provision related to the effect of a recognition of parentage; making changes to the recognition form; modifying the definition of obligor; modifying basic support under certain circumstances; modifying a method for determining

potential income for purposes of child support determinations; establishing consumer reporting agency requirements for nonpayment of child support; amending Minnesota Statutes 2014, sections 257.75, subdivisions 3, 5; 518A.26, subdivision 14; 518A.32, subdivision 2; 518A.43, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 518A.

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

Page 4, line 8, after "may" insert "deviate from the presumptive child support obligation under section 518A.34 and"

Page 4, delete section 6 and insert:

"Sec. 6. **[518A.685] CONSUMER REPORTING AGENCY; REPORTING ARREARS.**

(a) If a public authority determines that an obligor has not paid the current monthly support obligation plus any required arrearage payment for three consecutive months, the public authority must report this information to a consumer reporting agency.

(b) Before reporting that an obligor is in arrears for court-ordered child support, the public authority must:

(1) provide written notice to the obligor that the public authority intends to report the arrears to a consumer agency; and

(2) mail the written notice to the obligor's last known mailing address 30 days before the public authority reports the arrears to a consumer reporting agency.

(c) The obligor may, within 21 days of receipt of the notice, do the following to prevent the public authority from reporting the arrears to a consumer reporting agency:

(1) pay the arrears in full; or

(2) request an administrative review. An administrative review is limited to issues of mistaken identity, a pending legal action involving the arrears, or an incorrect arrears balance.

(d) If a public authority has reported that an obligor is in arrears for court-ordered child support and subsequently determines that the obligor has paid the court-ordered child support arrears in full, or is paying the current monthly support obligation plus any required arrearage payment, the public authority must report to the consumer reporting agency that the obligor is currently paying child support as ordered by the court.

(e) A public authority that reports arrearage information under this section must make monthly reports to a consumer reporting agency. The monthly report must be consistent with credit reporting industry standards for child support.

(f) For purposes of this section, "consumer reporting agency" has the meaning given in section 13C.001, subdivision 4, and United States Code, title 15, section 1681a(f)."

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. 1191: A bill for an act relating to family law; custody and parenting time; modifying best interests standards; making technical changes; amending Minnesota Statutes 2014, sections

257.025; 518.167, subdivision 2; 518.17, subdivision 1; repealing Minnesota Statutes 2014, section 518.17, subdivisions 1a, 2.

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

Page 5, line 26, delete "when " and insert "as provided in clause (9)."

Page 5, delete line 27

Page 5, line 33, after the period, insert "In determining whether the presumption is rebutted, the court shall consider the nature and context of the domestic abuse and the implications of the domestic abuse for parenting and for the child's safety, well-being, and developmental needs."

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. 1103: A bill for an act relating to family law; clarifying parenting time rebuttable presumption; modifying remedies following denial of court-ordered parenting time or other agreements; allowing post-decree modification of maintenance; requiring disclosure of income information; allowing an alternate effective date for modification of child support; amending Minnesota Statutes 2014, sections 518.175, subdivisions 1, 6; 518.552, subdivision 5; 518A.28; 518A.39, subdivision 2.

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

Page 5, after line 24, insert:

"(e) If the court finds that a party has violated a court order or statute requiring the party to disclose income or employment information and any changes to that information, the court may issue an order requiring compensation and cost and reasonable attorney fees to the party who was wrongfully deprived of the information, but in no event later than three years from the date the information should have been provided. A party who brings a meritless motion for such relief may be ordered to pay costs and reasonable attorney fees to the other party."

Page 8, delete lines 5 to 11 and insert "order if the parties enter into a binding agreement for an alternative effective date."

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. 500: A bill for an act relating to family law; child support; modifying withholding requirements for child support obligors in arrears; amending Minnesota Statutes 2014, sections 518A.53, subdivisions 1, 4, 10; 518A.60.

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

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

S.F. No. 848: A bill for an act relating to family law; allowing allocation of income tax dependency exemptions in child support matters; amending Minnesota Statutes 2014, section 518A.38, by adding a subdivision.

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

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

S.F. No. 825: A bill for an act relating to state government; establishing the health and human services budget; modifying provisions governing children and family services, chemical and mental health services, withdrawal management programs, direct care and treatment, operations, health care, continuing care, and Department of Health programs; making changes to medical assistance, general assistance, Minnesota supplemental aid, Northstar Care for Children, MinnesotaCare, child care assistance, and group residential housing programs; modifying child support provisions; establishing standards for withdrawal management programs; modifying requirements for background studies; making changes to provisions governing the health information exchange; requiring reports; making technical changes; modifying certain fees for Department of Health programs; modifying fees of certain health-related licensing boards; appropriating money; amending Minnesota Statutes 2014, sections 62A.045; 62J.498; 62J.4981; 62J.4982, subdivisions 4, 5; 119B.07; 119B.10, subdivision 1; 119B.11, subdivision 2a; 124D.165, subdivision 4; 144.057, subdivision 1; 144.3831, subdivision 1; 144.9501, subdivisions 22b, 26b, by adding a subdivision; 144.9505; 144.9508; 144A.70, subdivision 6, by adding a subdivision; 144A.71; 144A.72; 144A.73; 144D.01, by adding a subdivision; 145A.131, subdivision 1; 148.57, subdivisions 1, 2; 148.59; 148E.180, subdivisions 2, 5; 149A.20, subdivisions 5, 6; 149A.40, subdivision 11; 149A.65; 149A.92, subdivision 1; 149A.97, subdivision 7; 150A.091, subdivisions 4, 5, 11, by adding subdivisions; 150A.31; 151.065, subdivisions 1, 2, 3, 4; 157.16; 174.30, by adding a subdivision; 245.4661, subdivision 5; 245C.03, by adding subdivisions; 245C.08, subdivision 1; 245C.10, by adding subdivisions; 245C.12; 246.54, subdivision 1; 246B.01, subdivision 2b; 246B.10; 254B.05, subdivision 5; 256.01, by adding subdivisions; 256.015, subdivision 7; 256.017, subdivision 1; 256.478; 256.741, subdivisions 1, 2; 256.962, by adding a subdivision; 256.969, subdivisions 1, 2b, 9; 256.975, subdivision 8; 256B.059, subdivision 5; 256B.0615, subdivision 3; 256B.0622, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10, by adding a subdivision; 256B.0624, subdivision 7; 256B.0625, subdivisions 9, 13h, 58, by adding a subdivision; 256B.0631; 256B.0757; 256B.092, subdivision 13; 256B.49, subdivision 24; 256B.75; 256B.76, subdivisions 2, 4; 256D.01, subdivision 1b; 256D.44, subdivisions 2, 5; 256I.01; 256I.02; 256I.03; 256I.04; 256I.05, subdivisions 1c, 1g, by adding a subdivision; 256I.06; 256L.01, subdivisions 3a, 5; 256L.03, subdivision 5; 256L.04, subdivisions 1a, 1c, 7b, 10; 256L.05, subdivisions 3, 3a, 4, by adding a subdivision; 256L.06, subdivision 3; 256L.11, subdivision 7; 256L.121, subdivision 1; 256L.15, subdivision 2; 256N.22, subdivisions 9, 10; 256N.24, subdivision 4; 256N.25, subdivision 1; 256N.27, subdivision 2; 259A.75; 260C.007, subdivisions 27, 32; 260C.203; 260C.212, subdivision 1, by adding subdivisions; 260C.221; 260C.331, subdivision 1; 260C.451, subdivisions 2, 6; 260C.515, subdivision 5; 260C.521, subdivisions 1, 2; 260C.607, subdivision 4; 282.241, subdivision 1; 297A.70, subdivision 7; 514.73; 514.981, subdivision 2; 518A.32, subdivision 2; 518A.39, subdivision 1, by adding a subdivision; 518A.41, subdivisions 1, 3, 4, 14, 15; 518A.46, subdivision 3, by adding a subdivision; 518A.51; 518A.53, subdivision 4; 518C.802; 580.032, subdivision 1; Laws 2014, chapter 189, sections 5; 10; 11; 16; 17; 18; 19; 23; 24; 27; 28; 29; 31; 43; 50; 51; 73; proposing coding for new law in Minnesota Statutes, chapters 15; 119B; 144; 144D; 245; 256B; proposing coding for new law as Minnesota Statutes, chapter 245F; repealing Minnesota Statutes 2014, sections 124D.142; 256.969, subdivision 30; 256B.69, subdivision 32; 256L.02, subdivision 3; 256L.05, subdivisions 1b, 1c, 3c, 5; Minnesota Rules, part 8840.5900, subparts 12, 14.

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

Page 18, line 35, before the first "Subdivision" insert "The amendment to subdivision 7 is effective August 1, 2015. The amendment to subdivision 8 is effective February 1, 2017."

Page 27, delete line 19 and insert:

"EFFECTIVE DATE. Subdivision 1, paragraphs (a), (b), (c), and (f), are effective September 1, 2015. Subdivision 1, paragraph (e), is effective February 1, 2017."

Page 91, line 26, delete "An individual who meets the qualification requirements of a medical director" and insert "A qualified medical professional"

Page 93, after line 4, insert:

"Subd. 20. **Qualified medical professional.** "Qualified medical professional" means an individual licensed in Minnesota as a doctor of osteopathy or physician, or an individual licensed in Minnesota as an advanced practice registered nurse by the Board of Nursing and certified to practice as a clinical nurse specialist or nurse practitioner by a national nurse organization acceptable to the board."

Renumber the subdivisions in sequence

Page 103, line 26, before the period, insert "and give the patient a written copy of the procedure"

Page 104, delete lines 13 to 16 and insert:

"(i) drugs, drug paraphernalia, and drug containers that are subject to forfeiture under section 609.5316 must be given over to the custody of a local law enforcement agency or, if giving the property over to the custody of a local law enforcement agency would violate Code of Federal Regulations, title 42, sections 2.1 to 2.67, and title 45, parts 160 to 164, destroyed by a staff person designated by the program director; and"

Page 105, line 18, delete everything after "have" and insert "a qualified medical professional"

Page 105, line 29, delete everything after "availability"

Page 105, line 30, delete "medical director" and insert "qualified medical professional"

Page 105, line 31, delete "an individual who meets the"

Page 105, line 32, delete "qualification requirements of a medical director" insert "a qualified medical professional"

Page 105, line 34, delete "an"

Page 105, line 35, delete everything before the semicolon and insert "a qualified medical professional"

Page 109, lines 13 and 18, delete "implications" and insert "requirements"

Page 116, after line 5, insert:

"Sec. 3. [246B.033] BIENNIAL EVALUATIONS OF CIVILLY COMMITTED SEX OFFENDERS.

Subdivision 1. Duty of executive director. The executive director shall ensure that each civilly committed sex offender, including those on provisional discharge status, is evaluated in the form of a forensic risk assessment and treatment progress report not less than once every two years. The purpose of these evaluations is to identify the current treatment needs, risk of reoffense, and potential for reduction in custody. The executive director shall ensure that those performing such evaluations are qualified to do so and are trained on current research and legal standards relating to risk assessment, sex offender treatment, and reductions in custody.

Subd. 2. Assessment and report. A copy of the forensic risk assessment and the treatment progress report must be provided to the civilly committed sex offender and the civilly committed sex offender's attorney, along with a copy of a blank petition for reduction in custody and instructions on completing and filing the petition.

Subd. 3. Suspension of duty if individual is in correctional facility. The executive director may suspend or delay a civilly committed sex offender's evaluation during any time period that the individual is residing in a correctional facility operated by the state or federal government until the individual returns to the custody of the Minnesota sex offender program.

Subd. 4. Right to petition. This section must not impair or restrict a civilly committed sex offender's right to petition for a reduction in custody as provided in chapter 253D. The executive director may adjust the scheduling of an individual's evaluation under this section to avoid duplication and inefficiency in circumstances where an individual has within a two-year period already received a risk assessment and treatment progress report as the result of a petition for reduction in custody.

EFFECTIVE DATE. This section is effective July 1, 2015. The executive director is not required to begin providing civilly committed sex offenders with evaluations until January 4, 2016."

Page 123, after line 18, insert:

"Sec. 2. Minnesota Statutes 2014, section 62V.05, subdivision 6, is amended to read:

Subd. 6. Appeals. (a) The board may conduct hearings, appoint hearing officers, and recommend final orders related to appeals of any MNsure determinations, except for those determinations identified in paragraph (d). An appeal by a health carrier regarding a specific certification or selection determination made by MNsure under subdivision 5 must be conducted as a contested case proceeding under chapter 14, with the report or order of the administrative law judge constituting the final decision in the case, subject to judicial review under sections 14.63 to 14.69. For other appeals, the board shall establish hearing processes which provide for a reasonable opportunity to be heard and timely resolution of the appeal and which are consistent with the requirements of federal law and guidance. An appealing party may be represented by legal counsel at these hearings, but this is not a requirement.

(b) MNsure may establish service-level agreements with state agencies to conduct hearings for appeals. Notwithstanding section 471.59, subdivision 1, a state agency is authorized to enter into service-level agreements for this purpose with MNsure.

(c) For proceedings under this subdivision, MNsure may be represented by an attorney who is an employee of MNsure.

(d) This subdivision does not apply to appeals of determinations where a state agency hearing is available under section 256.045.

(e) An appellant aggrieved by an order of the executive director of MNsure issued in an eligibility appeal, as defined in Minnesota Rules, part 7700.0101, may appeal the order to the district court of the appellant's county of residence by serving a written copy of a notice of appeal upon the executive director and any other adverse party of record within 30 days after the date the executive director issued the order, the amended order, or order affirming the original order, and by filing the original notice and proof of service with the court administrator of the district court. Service may be made personally or by mail; service by mail is complete upon mailing; no filing fee shall be required by the court administrator in appeals taken pursuant to this subdivision. The executive director shall furnish all parties to the proceedings with a copy of the decision, and a transcript of any testimony, evidence, or other supporting papers from the hearing held before the appeals examiner within 45 days after service of the notice of appeal.

(f) Any party aggrieved by the failure of an adverse party to obey an order issued by the executive director may compel performance according to the order in the manner prescribed in sections 586.01 to 586.12.

(g) Any party may obtain a hearing at a special term of the district court by serving a written notice of the time and place of the hearing at least ten days prior to the date of the hearing. The court may consider the matter in or out of chambers, and shall take no new or additional evidence unless it determines that such evidence is necessary for a more equitable disposition of the appeal.

(h) Any party aggrieved by the order of the district court may appeal the order as in other civil cases. No costs or disbursements shall be taxed against any party nor shall any filing fee or bond be required of any party.

(i) If the executive director or district court orders eligibility for qualified health plan coverage through MNsure, or eligibility for federal advance payment of premium tax credits or cost-sharing reductions contingent upon full payment of respective premiums, the premiums must be paid or provided pending appeal to the district court, Court of Appeals, or Supreme Court. Provision of eligibility by MNsure pending appeal does not render moot MNsure's position in a court of law."

Page 129, line 21, delete "unless" and strike "converted to"

Page 129, line 22, strike "income"

Page 136, after line 27, insert:

"(e) "Minnesota health care program" means a public health care program administered by the commissioner of human services."

Page 136, line 28, delete "(e)" and insert "(f)"

Page 136, line 31, delete "(f)" and insert "(g)"

Page 136, after line 33, insert:

"(h) "Opioid quality improvement standard thresholds" means parameters of opioid prescribing practices that fall outside community standards for prescribing to such a degree that quality improvement is required."

Page 136, line 34, delete "(g)" and insert "(i)"

Page 137, line 1, delete "(h)" and insert "(j)"

Page 137, delete lines 4 to 6

Page 137, line 7, delete "(j)" and insert "(k)"

Page 138, line 3, delete everything after "(2)" and insert "a member representing the Department of Human Services pharmacy unit; and"

Page 138, line 14, after "which" insert "for purposes of this program"

Page 138, line 28, delete "medical assistance or" and insert "Minnesota health care program"

Page 138, line 29, delete "MinnesotaCare"

Page 138, line 30, delete "prescribed" and insert "prescribes"

Page 138, line 33, delete "medical assistance and MinnesotaCare programs" and insert "Minnesota health care program"

Page 138, line 34, delete "medical assistance and MinnesotaCare" and insert "Minnesota health care program"

Page 139, line 23, delete "disenroll" and insert "terminate" and delete "medical assistance and MinnesotaCare" and insert "Minnesota health care program"

Page 139, line 24, delete "programs"

Page 139, lines 28 and 34, delete "disenrollment" and insert "termination"

Page 140, line 1, delete "disenrollment" and insert "termination"

Page 140, line 2, delete "medical"

Page 140, line 3, delete "assistance or MinnesotaCare" and insert "Minnesota health care program"

Page 140, line 6, delete "medical assistance"

Page 140, line 7, delete "and MinnesotaCare programs" and insert "Minnesota health care program"

Page 140, line 8, delete "medical assistance and MinnesotaCare programs" and insert "Minnesota health care program"

Page 140, line 20, delete "behavioral"

Page 140, line 21, before the period, insert "who meet the eligibility requirements described under subdivision 2, clause (4)" and delete "behavioral"

Page 140, line 23, delete "(a)"

Page 140, line 27, strike "or"

Page 140, line 28, strike the period and insert "; or"

Page 140, delete line 29

Page 140, line 30, delete everything before "meets" and insert "(4)"

Page 142, line 21, delete everything after "is"

Page 142, line 22, delete "under subdivision 3 are"

Page 158, line 3, after "any" insert "encumbrance allowed under section 256B.15 or 514.981, and to any"

Page 158, line 4, delete the new language

Page 159, line 24, delete "and" and insert "or"

Page 159, line 25, after the comma, insert "by the assignee's successor or assigns,"

Page 159, line 28, delete the first "and" and insert "or" and after "assignable" insert "together with all or a portion of any of the claims secured by those liens"

Page 159, line 29, delete everything after the comma

Page 159, line 30, delete "death" and insert "or the assignee's successor or assigns"

Page 159, line 31, delete "of human services" and insert "or a duly authorized agent of the commissioner" and after "may" insert "determine and"

Page 159, line 32, after "the" insert "amount of the" and after "obligation" insert "to be" and delete "filed under this chapter and section" and insert "when a lien or redemption right is assigned"

Page 159, line 33, delete everything before the period

Page 161, lines 6 and 7, delete "and" and insert "or"

Page 161, line 9, strike "mechanic's"

Page 162, line 14, delete "benefits"

Page 162, line 18, delete "benefits" and after the comma, insert "and provides"

Page 162, line 19, delete "and other benefits" and insert "other long-term care financing options, and resources"

Page 162, line 26, strike the old language

Page 162, line 27, strike "offering long-term care insurance products"

Page 163, line 34, delete "create" and insert "evaluate likely levels for insurer"

Page 164, line 1, delete "interested"

Page 172, line 27, delete the new language and insert ". The entity must be"

Page 177, after line 34, insert:

"Sec. 6. Minnesota Statutes 2014, section 144.291, subdivision 2, is amended to read:

Subd. 2. **Definitions.** For the purposes of sections 144.291 to 144.298, the following terms have the meanings given.

(a) "Group purchaser" has the meaning given in section 62J.03, subdivision 6.

(b) "Health information exchange" means a legal arrangement between health care providers and group purchasers to enable and oversee the business and legal issues involved in the electronic exchange of health records between the entities for the delivery of patient care.

(c) "Health record" means any information, whether oral or recorded in any form or medium, that relates to the past, present, or future physical or mental health or condition of a patient; the provision of health care to a patient; or the past, present, or future payment for the provision of health care to a patient.

(d) "Identifying information" means the patient's name, address, date of birth, gender, parent's or guardian's name regardless of the age of the patient, and other nonclinical data which can be used to uniquely identify a patient.

(e) "Individually identifiable form" means a form in which the patient is or can be identified as the subject of the health records.

(f) "Medical emergency" means medically necessary care which is immediately needed to preserve life, prevent serious impairment to bodily functions, organs, or parts, or prevent placing the physical or mental health of the patient in serious jeopardy.

(g) "Patient" means a natural person who has received health care services from a provider for treatment or examination of a medical, psychiatric, or mental condition, the surviving spouse and parents of a deceased patient, or a person the patient appoints in writing as a representative, including a health care agent acting according to chapter 145C, unless the authority of the agent has been limited by the principal in the principal's health care directive. Except for minors who have received health care services under sections 144.341 to 144.347, in the case of a minor, patient includes a parent or guardian, or a person acting as a parent or guardian in the absence of a parent or guardian.

(h) "Patient information service" means an entity described in section 62J.4981, subdivision 3, paragraph (c), clause (8).

~~(h)~~ (i) "Provider" means:

(1) any person who furnishes health care services and is regulated to furnish the services under chapter 147, 147A, 147B, 147C, 147D, 148, 148B, 148D, 148F, 150A, 151, 153, or 153A;

(2) a home care provider licensed under section 144A.46;

(3) a health care facility licensed under this chapter or chapter 144A; and

(4) a physician assistant registered under chapter 147A.

~~(h)~~ (j) "Record locator service" means an electronic index of patient identifying information that directs providers in a health information exchange to the location of patient health records held by providers and group purchasers.

(j) (k) "Related health care entity" means an affiliate, as defined in section 144.6521, subdivision 3, paragraph (b), of the provider releasing the health records.

Sec. 7. Minnesota Statutes 2014, section 144.293, subdivision 8, is amended to read:

Subd. 8. **Record locator or patient information service.** (a) A provider or group purchaser may release patient identifying information and information about the location of the patient's health records to a record locator or patient information service without consent from the patient, unless the patient has elected to be excluded from the service under paragraph (d). The Department of Health may not access the record locator or patient information service or receive data from the record locator service. Only a provider may have access to patient identifying information in a record locator or patient information service. Except in the case of a medical emergency, a provider participating in a health information exchange using a record locator or patient information service does not have access to patient identifying information and information about the location of the patient's health records unless the patient specifically consents to the access. A consent does not expire but may be revoked by the patient at any time by providing written notice of the revocation to the provider.

(b) A health information exchange maintaining a record locator or patient information service must maintain an audit log of providers accessing information in a record locator or patient information service that at least contains information on:

- (1) the identity of the provider accessing the information;
- (2) the identity of the patient whose information was accessed by the provider; and
- (3) the date the information was accessed.

(c) No group purchaser may in any way require a provider to participate in a record locator or patient information service as a condition of payment or participation.

(d) A provider or an entity operating a record locator or patient information service must provide a mechanism under which patients may exclude their identifying information and information about the location of their health records from a record locator or patient information service. At a minimum, a consent form that permits a provider to access a record locator or patient information service must include a conspicuous check-box option that allows a patient to exclude all of the patient's information from the record locator service. A provider participating in a health information exchange with a record locator or patient information service who receives a patient's request to exclude all of the patient's information from the record locator service or to have a specific provider contact excluded from the record locator service is responsible for removing that information from the record locator service.

Sec. 8. Minnesota Statutes 2014, section 144.298, subdivision 2, is amended to read:

Subd. 2. **Liability of provider or other person.** A person who does any of the following is liable to the patient for compensatory damages caused by an unauthorized release or an intentional, unauthorized access, plus costs and reasonable attorney fees:

- (1) negligently or intentionally requests or releases a health record in violation of sections 144.291 to 144.297;

(2) forges a signature on a consent form or materially alters the consent form of another person without the person's consent;

(3) obtains a consent form or the health records of another person under false pretenses; or

(4) intentionally violates sections 144.291 to 144.297 by intentionally accessing a record locator or patient information service without authorization.

Sec. 9. Minnesota Statutes 2014, section 144.298, subdivision 3, is amended to read:

Subd. 3. **Liability for record locator or patient information service.** A patient is entitled to receive compensatory damages plus costs and reasonable attorney fees if a health information exchange maintaining a record locator or patient information service, or an entity maintaining a record locator or patient information service for a health information exchange, negligently or intentionally violates the provisions of section 144.293, subdivision 8."

Page 180, after line 18, insert:

"Sec. 12. Minnesota Statutes 2014, section 144.9501, subdivision 6d, is amended to read:

Subd. 6d. **Certified lead firm.** "Certified lead firm" means a person that employs individuals to perform regulated lead work, with the exception of renovation, and ~~that~~ is certified by the commissioner under section 144.9505.

Sec. 13. Minnesota Statutes 2014, section 144.9501, is amended by adding a subdivision to read:

Subd. 6e. **Certified renovation firm.** "Certified renovation firm" means a person that employs individuals to perform renovation and is certified by the commissioner under section 144.9505."

Page 180, line 28, delete "and coated"

Page 181, line 27, delete the new language

Page 181, line 28, delete "firm"

Page 181, line 29, after the third comma, insert "clearance inspections,"

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 1290: A bill for an act relating to telecommunications; making a violation of the federal Do Not Call Rule a violation of state law; providing penalties; proposing coding for new law in Minnesota Statutes, chapter 325E.

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 referred

S.F. No. 782: A bill for an act relating to insurance fraud; regulating response or incident data; providing an administrative penalty for insurance fraud; creating a process for deauthorization of the right of health care providers to receive certain payments under chapter 65B; amending Minnesota Statutes 2014, sections 13.82, subdivision 6; 45.0135, by adding a subdivision; 169.09, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 45.

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 2014, section 45.0135, is amended by adding a subdivision to read:

Subd. 9. **Administrative penalty for insurance fraud.** (a) The commissioner may, upon recommendation of the Commerce Fraud Bureau:

(1) impose an administrative penalty against any person in an amount as set forth in paragraph (b) for each intentional act of insurance fraud committed by that person; and

(2) order restitution to any person suffering loss as a result of the insurance fraud.

(b) The administrative penalty for each violation described in paragraph (a) may be no more than:

(1) \$20,000 if the funds or the value of the property or services wrongfully obtained exceeds \$5,000;

(2) \$10,000 if the funds or value of the property or services wrongfully obtained exceeds \$1,000 but not more than \$5,000;

(3) \$3,000 if the funds or value of the property or services wrongfully obtained is more than \$500, but not more than \$1,000; and

(4) \$1,000 if the value of the property or services wrongfully obtained is less than \$500.

(c) If an administrative penalty is not paid after all rights of appeal have been waived or exhausted, the commissioner may bring a civil action in a court of competent jurisdiction to collect the administrative penalty, including expenses and litigation costs, reasonable attorney fees, and interest.

(d) This section does not affect a person's right to seek recovery against any person that commits insurance fraud.

(e) For purposes of this subdivision, "insurance fraud" has the meaning given in section 60A.951, subdivision 4.

(f) Hearings under this subdivision must be conducted in accordance with chapter 14 and any other applicable law.

Sec. 2. [65B.1325] RIGHT TO CONSULT WITH COUNSEL.

An insurer may not settle a claim within 30 days of an accident from which the claim arises unless the insurer gives the insured written disclosure that the insured has the legal right to consult with an attorney in evaluating the settlement.

Sec. 3. Minnesota Statutes 2014, section 65B.44, is amended by adding a subdivision to read:

Subd. 2a. **Person convicted of insurance fraud.** (a) A person convicted of insurance fraud under section 609.611 in a case related to this chapter or of employment of runners under section 609.612 may not enforce a contract for payment of services eligible for reimbursement under subdivision 2, against an insured or reparation obligor.

(b) After a period of five years from the date of conviction, a person described in paragraph (a) may apply to district court to extinguish the collateral sanction set forth in paragraph (a), which the court may grant in its reasonable discretion.

Sec. 4. [609.613] ACCIDENT VICTIM SOLICITATION.

Subdivision 1. **Prohibition.** A person shall not intentionally contact any individual that the person knows has been involved in a motor vehicle accident, or any immediate family member of that individual, for the purpose of directly soliciting or offering to provide a commercial service until at least 30 days after the date of the motor vehicle accident. This subdivision does not apply if either of the following circumstances exists:

(1) the individual or the individual's immediate family member has requested the contact from that person; and

(2) the person is an employee or agent of an insurance company and the person is contacting the individual or the individual's immediate family member on behalf of that insurance company to adjust a claim. This subdivision does not apply to a referral of the individual or the individual's immediate family member to an attorney or to any other person for representation by an attorney.

Subd. 2. **Definitions.** As used in this section:

(a) "Directly soliciting or offering to provide a commercial service" means a written solicitation or offer, including by electronic means, made to the individual or a family member seeking to provide a service for a fee or other remuneration that is based upon the knowledge or belief that the individual has sustained a personal injury as a direct result of a motor vehicle accident and that is directed toward that individual or a family member.

(b) "Immediate family member" means the individual's spouse, parent, child, or sibling.

(c) "Personal injury" means any physical or mental injury, including wrongful death.

Subd. 3. **Sentence.** A person who violates this section is guilty of a gross misdemeanor.

Sec. 5. **EFFECTIVE DATE.**

Sections 1 and 3 are effective the day following final enactment, and apply with respect to acts committed on or after that date."

Delete the title and insert:

"A bill for an act relating to insurance fraud; establishing an administrative penalty for insurance fraud; providing that certain persons convicted of insurance fraud may not enforce contracts for no-fault benefits; establishing a crime for accident victim solicitation; amending Minnesota Statutes 2014, sections 45.0135, by adding a subdivision; 65B.44, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 65B; 609."

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

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

S.F. No. 957: A bill for an act relating to commerce; establishing a task force on no-fault automobile insurance reform issues; providing legislative appointments; requiring a report.

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

Delete everything after the enacting clause and insert:

"Section 1. **TASK FORCE ON NO-FAULT AUTO INSURANCE ISSUES.**

Subdivision 1. **Establishment.** The task force on no-fault auto insurance is established to review certain issues related to no-fault automobile insurance reform.

Subd. 2. **Membership; meetings; staff.** (a) The task force shall be composed of the following 19 members, who must be appointed by July 1, 2015, and who serve at the pleasure of their appointing authorities:

- (1) the commissioner of commerce or a designee;
- (2) two members of the house of representatives, one appointed by the speaker of the house and one appointed by the minority leader;
- (3) two members of the senate, one appointed by the Subcommittee on Committees of the Committee on Rules and Administration and one appointed by the minority leader;
- (4) a representative of the Minnesota Chiropractic Association;
- (5) a representative of the Insurance Federation of Minnesota;
- (6) a person appointed by the Insurance Federation of Minnesota who is not a member of the Federation;
- (7) a representative of the Minnesota Association for Justice;
- (8) a representative of the Minnesota Medical Association;
- (9) a representative of the Minnesota Glass Association;
- (10) a representative of the Minnesota Hospital Association;
- (11) a representative of the Minnesota Ambulance Association;
- (12) a representative of the Minnesota Physical Therapy Association;
- (13) a representative of the Academy of Emergency Physicians-Minnesota Chapter;
- (14) a representative of the Medical Group Management Association of Minnesota;

(15) a representative of a medical consulting company specializing in the delivery of independent medical examinations, appointed by the commissioner;

(16) a representative of the Minnesota Defense Lawyers Association; and

(17) a representative of the Minnesota Ambulatory Surgery Center Association.

(b) Compensation and expense reimbursement must be as provided under Minnesota Statutes, section 15.059, subdivision 3, to members of the task force.

(c) The commissioner of commerce shall convene the task force by August 1, 2015, and shall appoint a chair from the membership of the task force. Staffing and technical assistance must be provided by the Department of Commerce.

Subd. 3. **Duties.** The task force shall review and evaluate the following issues related to no-fault automobile insurance reform:

(1) no-fault arbitration process;

(2) independent medical exam process;

(3) treatment standards and fee schedules; and

(4) no-fault health provider oversight.

Subd. 4. **Report.** By February 1, 2016, the task force must submit to the chairs and ranking minority members of the house of representatives and senate committees and divisions with primary jurisdiction over commerce and transportation its written recommendations, including any draft legislation necessary to implement the recommendations.

Subd. 5. **Expiration.** The task force expires the day after submitting the report under subdivision 4, or February 2, 2016, whichever is earlier.

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

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 Metzen from the Committee on Commerce, to which was referred

S.F. No. 1113: A bill for an act relating to state government; requiring third-party payer payments within a certain time limit; requiring third-party payers to include certain information; amending Minnesota Statutes 2014, sections 62A.045; 256.015, subdivision 7.

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

Page 4, after line 2, insert:

"Sec. 3. Minnesota Statutes 2014, section 256.975, subdivision 8, is amended to read:

Subd. 8. **Promotion of Establish long-term care insurance call center.** Within the limits of appropriations specifically for this purpose, the Minnesota Board on Aging, ~~either directly or through contract,~~ its Senior Linkage Line established under section 256.975, subdivision 7, shall ~~promote the provision of employer-sponsored,~~ establish a long-term care call center that promotes planning for long-term care and provides information about long-term care insurance,

other long-term care financing options, and resources that support Minnesotans as they age or have more long-term chronic care needs. The board shall encourage private and public sector employers to make long-term care insurance available to employees, provide interested employers with information on the long-term care insurance product offered to state employees, and provide work with a variety of stakeholders, including employers, insurance providers, brokers, or other sellers of products and consumers to develop the call center. The board shall seek technical assistance to employers in designing long-term care insurance products and contacting companies offering long-term care insurance products from the commissioner for implementation of the call center.

Sec. 4. DEVELOPMENT OF LONG-TERM CARE, LIFE STAGE PLANNING INSURANCE PRODUCT.

The commissioner of human services, in consultation with members of the Own Your Future Advisory Council, the commissioner of commerce, and other stakeholders shall conduct research on the feasibility of creating a life stage planning insurance product that merges term life insurance with long-term care insurance coverage. The commissioner shall:

- (1) conduct product evaluation research with consumers;
- (2) conduct an actuarial analysis to evaluate likely levels for insurer pricing for the product;
- (3) meet with insurance carriers to determine interest in pursuing the product;
- (4) identify specific state laws and regulations that may need to be amended to make the product available; and
- (5) develop one or more pilot programs to market test the product."

Amend the title accordingly

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

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

S.F. No. 1051: A bill for an act relating to commerce; regulating guaranteed asset protection waivers; proposing coding for new law as Minnesota Statutes, chapter 59D.

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

Page 1, line 8, after "contract" insert ", including a guaranteed asset protection waiver," and after "offered" insert "by a banking institution or credit union"

Page 1, line 9, after "52;" insert "and"

Page 1, line 11, delete "; and" and insert a period

Page 1, delete lines 12 and 13

Page 1, line 20, delete "11" and insert "10"

Page 2, delete lines 3 to 6

Renumber the subdivisions in sequence

Page 2, line 34, delete "with a consumer" and insert "for personal, family, or household purposes"

Page 4, line 26, delete everything after "provided"

Page 4, line 27, delete everything before the semicolon

Page 5, line 2, delete the third comma and insert ". If such a request is being made because of the termination of the finance agreement, notice must be provided to the creditor, administrator, or other party within 90 days of the occurrence of the event terminating the finance agreement;"

Page 5, delete line 3

Page 5, line 10, delete "Guaranteed asset"

Page 5, delete line 11

Page 5, line 12, delete "period."

Page 5, line 14, delete everything after the period

Page 5, delete lines 15 and 16

Page 5, delete lines 17 to 27 and insert:

"Subd. 2. Refund requirements after free look period. (a) Guaranteed asset protection waivers may be cancelable or noncancelable after the free look period.

(b) In the event of a borrower's cancellation of the GAP waiver or early termination of the finance agreement, after the agreement has been in effect beyond the free look period, the borrower may be entitled to a refund of any unearned portion of the purchase price of the waiver unless the waiver provides otherwise. In order to receive a refund, the borrower, in accordance with any applicable terms of the waiver, must provide a written request to the creditor, administrator, or other party. If such a request is being made because of the termination of the finance agreement, notice must be provided to the creditor, administrator, or other party within 90 days of the occurrence of the event terminating the finance agreement.

(c) If the cancellation of a GAP waiver occurs as a result of a default under the finance agreement or the repossession of the motor vehicle associated with the finance agreement, or any other termination of the finance agreement, any refund due may be paid directly to the creditor or administrator and applied as set forth in subdivision 3."

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

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

S.F. No. 1038: A bill for an act relating to commerce; providing funding for the insurance fraud prevention account; ending the annual transfer of money from the automobile theft prevention program to the general fund; amending Minnesota Statutes 2014, sections 45.0135, subdivision 6; 65B.84, subdivision 1; 297I.11, subdivision 2.

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

Page 1, line 10, after "and" insert "transferred" and after "account" insert "as provided" and strike "and"

Page 1, strike line 11

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

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

S.F. No. 902: 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 2014, section 256B.097, subdivisions 3, 4.

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

Page 5, line 17, delete "three"

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 Wiger from the Committee on Education, to which was referred

S.F. No. 740: A bill for an act relating to education; requiring school districts to contract with student information system vendors able to seamlessly transfer the records of students with disabilities; proposing coding for new law in Minnesota Statutes, chapter 125A; repealing Minnesota Statutes 2014, section 125A.085.

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

Page 1, line 11, before the period, insert "that is compatible with the online system for compliance reporting under section 125A.085 beginning in the 2018-2019 school year and later"

Page 1, delete section 2 and insert:

"Sec. 2. Minnesota Statutes 2014, section 125A.085, is amended to read:

125A.085 ONLINE REPORTING OF REQUIRED DATA.

(a) To ensure a strong focus on outcomes for children with disabilities informs federal and state compliance and accountability requirements and to increase opportunities for special educators and related-services providers to focus on teaching children with disabilities, the commissioner must customize a streamlined, user-friendly statewide online system, with a single model online form, for effectively and efficiently collecting and reporting required special education-related data to individuals with a legitimate educational interest and who are authorized by law to access the data.

(b) The commissioner must consult with qualified experts, including information technology specialists, licensed special education teachers and directors of special education, related-services providers, third-party vendors, a designee of the commissioner of human services, parents of children with disabilities, representatives of advocacy groups representing children with disabilities, and representatives of school districts and special education cooperatives on integrating, field testing, customizing, and sustaining this simple, easily accessible, efficient, and effective online data system for uniform statewide reporting of required due process compliance data. Among other outcomes, the system must:

(1) reduce special education teachers' paperwork burden and thereby increase the teachers' opportunities to focus on teaching children;

(2) to the extent authorized by chapter 13 or other applicable state or federal law governing access to and dissemination of educational records, provide for efficiently and effectively transmitting the records of all transferring children with disabilities, including highly mobile and homeless children with disabilities, among others, and avoid fragmented service delivery;

(3) address language and other barriers and disparities that prevent parents from understanding and communicating information about the needs of their children with disabilities; and

(4) help continuously improve the interface among the online systems serving children with disabilities in order to maintain and reinforce the children's ability to learn.

(c) The commissioner must use the federal Office of Special Education Programs model forms for the (1) individualized education program, (2) notice of procedural safeguards, and (3) prior written notice that are consistent with Part B of IDEA to integrate and customize a state-sponsored universal special education online case management system, consistent with the requirements of state law and this section for customizing a statewide online reporting system. The commissioner must use a request for proposal process to contract for the technology and software needed for customizing the online system in order for the system to be fully functional, consistent with the requirements of this section. This online system must be made available to school districts without charge beginning in the 2015-2016 school year. For the 2015-2016 through 2017-2018 and later school years, school districts may use this online system or may contract with an outside vendor for compliance reporting. ~~Beginning in the 2018-2019 school year and later, school districts must use this online system for compliance reporting.~~

(d) All data on individuals maintained in the statewide reporting system are classified as provided in chapter 13 or other applicable state or federal law. An authorized individual's ability to enter, update, or access data must be limited through the use of role-based access codes corresponding to that individual's official duties or training level, and the statutory authorization that grants access for a particular purpose. Any action in which data in the system are entered, updated, accessed, or shared or disseminated outside of the system must be recorded in an audit trail. The audit trail must identify the specific user responsible for the action, the date and time the action occurred, and the purpose for the action. Data contained in the audit trail maintain the same classification as the underlying data affected by the action, provided the responsible authority makes the data available to a student or the student's parent upon request, and the responsible authority may access the data to audit the system's user activity and security safeguards. Before entering data on a student, the responsible authority must provide the student or the student's parent written notice of the data practices rights and responsibilities required by this section and a reasonable opportunity to refuse consent to have the student's data included in the system. Upon receiving the student or the student's parent written refusal to consent, the school district must not enter data on that student into the system and must delete any existing data on that student currently in the system.

(e) Consistent with this section, the commissioner must establish a public Internet Web interface to provide information to educators, parents, and the public about the form and content of required special education reports, to respond to queries from educators, parents, and the public about specific aspects of special education reports and reporting, and to use the information garnered from the interface to streamline and revise special education reporting on the online system under this section. The public Internet Web interface must have a prominently linked page describing the rights and responsibilities of students and parents whose data are included in the statewide reporting system, and include information on the data practices rights of students and parents provided by this section

and a form students or parents may use to refuse consent to have a student's data included in the system. The public Internet Web interface must not provide access to the educational records of any individual child.

(f) The commissioner annually by February 1 must submit to the legislature a report on the status, recent changes, and sustainability of the online system under this section."

Amend the title numbers accordingly

And when so amended the bill be re-referred to the Committee on Judiciary without recommendation. Amendments adopted. Report adopted.

Senator Wiger from the Committee on Education, to which was re-referred

S.F. No. 472: A bill for an act relating to workforce development; appropriating money to the commissioner of employment and economic development for career counseling services; proposing coding for new law in Minnesota Statutes, chapter 116L.

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

Page 1, line 6, delete "COUNSELING" and insert "ADVISING"

Page 1, line 14, after the period, insert "Workforce advisors are intended to support and augment school counselors."

Page 1, line 22, delete the second "and"

Page 1, line 23, delete the period and insert "; and"

Page 1, after line 23, insert:

"(4) workforce center advisors will coordinate with school advisors to ensure alignment between academic and career goals."

Page 2, line 3, after "youth" insert "ages 14 to 21"

Page 2, line 17, delete "counselors" and insert "advisors"

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

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

S.F. No. 1108: A bill for an act relating to public safety; requiring proof of insurance to register, reregister, or transfer ownership of a motor vehicle or motorcycle; amending Minnesota Statutes 2014, section 169.798, subdivision 4.

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. 1180: A bill for an act relating to transportation; requiring drivers to move a lane over when passing parked utility company vehicles; amending Minnesota Statutes 2014, section 169.18, subdivision 12.

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. 1128: A bill for an act relating to transportation; authorizing the city of St. Paul to regulate engine braking on a segment of Interstate Highway 94.

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. 1376: A bill for an act relating to transportation; providing for active transportation programs to support bicycle, pedestrian, and other nonmotorized transportation activities; requiring a legislative report; proposing coding for new law in Minnesota Statutes, chapter 174.

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

Page 4, after line 7, insert:

"Sec. 2. Minnesota Statutes 2014, section 297A.94, is amended to read:

297A.94 DEPOSIT OF REVENUES.

(a) Except as provided in this section, the commissioner shall deposit the revenues, including interest and penalties, derived from the taxes imposed by this chapter in the state treasury and credit them to the general fund.

(b) The commissioner shall deposit taxes in the Minnesota agricultural and economic account in the special revenue fund if:

(1) the taxes are derived from sales and use of property and services purchased for the construction and operation of an agricultural resource project; and

(2) the purchase was made on or after the date on which a conditional commitment was made for a loan guaranty for the project under section 41A.04, subdivision 3.

The commissioner of management and budget shall certify to the commissioner the date on which the project received the conditional commitment. The amount deposited in the loan guaranty account must be reduced by any refunds and by the costs incurred by the Department of Revenue to administer and enforce the assessment and collection of the taxes.

(c) The commissioner shall deposit the revenues, including interest and penalties, derived from the taxes imposed on sales and purchases included in section 297A.61, subdivision 3, paragraph (g), clauses (1) and (4), in the state treasury, and credit them as follows:

(1) first to the general obligation special tax bond debt service account in each fiscal year the amount required by section 16A.661, subdivision 3, paragraph (b); and

(2) after the requirements of clause (1) have been met, the balance to the general fund.

(d) The commissioner shall deposit the revenues, including interest and penalties, collected under section 297A.64, subdivision 5, in the state treasury and credit them to the general fund. By July 15 of each year the commissioner shall transfer to the highway user tax distribution fund an amount equal to the excess fees collected under section 297A.64, subdivision 5, for the previous calendar year.

(e) 72.43 percent of the revenues, including interest and penalties, transmitted to the commissioner under section 297A.65, must be deposited by the commissioner in the state treasury as follows:

(1) 50 percent of the receipts must be deposited in the heritage enhancement account in the game and fish fund, and may be spent only on activities that improve, enhance, or protect fish and wildlife resources, including conservation, restoration, and enhancement of land, water, and other natural resources of the state;

(2) 22.5 percent of the receipts must be deposited in the natural resources fund, and may be spent only for state parks and trails;

(3) 22.5 percent of the receipts must be deposited in the natural resources fund, and may be spent only on metropolitan park and trail grants;

(4) three percent of the receipts must be deposited in the natural resources fund, and may be spent only on local trail grants; and

(5) two percent of the receipts must be deposited in the natural resources fund, and may be spent only for the Minnesota Zoological Garden, the Como Park Zoo and Conservatory, and the Duluth Zoo.

(f) The revenue dedicated under paragraph (e) may not be used as a substitute for traditional sources of funding for the purposes specified, but the dedicated revenue shall supplement traditional sources of funding for those purposes. Land acquired with money deposited in the game and fish fund under paragraph (e) must be open to public hunting and fishing during the open season, except that in aquatic management areas or on lands where angling easements have been acquired, fishing may be prohibited during certain times of the year and hunting may be prohibited. At least 87 percent of the money deposited in the game and fish fund for improvement, enhancement, or protection of fish and wildlife resources under paragraph (e) must be allocated for field operations.

(g) Beginning July 15, 2016, and by July 15 of each year, the commissioner of revenue shall transfer from the general fund to the active transportation account under section 174.38, subdivision 3, an amount equal to the estimated revenues, including interest and penalties, collected in tax from the sale or purchase of bicycles. Beginning June 30, 2016, and by June 30 of every fourth year thereafter, the commissioner of revenue must estimate the percentage of total sales tax revenues collected in the previous calendar year that is attributable to sales and purchases of bicycles, based on available federal data and Department of Revenue consumption models. The amount of sales tax revenue to be transferred to the active transportation account on each July 15 is equal to the most recently calculated percentage estimate under this paragraph multiplied by the total sales tax

revenues collected in the previous calendar year. For purposes of this section, "bicycle" has the meaning given in section 169.011, subdivision 4.

(g) (h) The revenues deposited under paragraphs (a) to (f) (g) do not include the revenues, including interest and penalties, generated by the sales tax imposed under section 297A.62, subdivision 1a, which must be deposited as provided under the Minnesota Constitution, article XI, section 15."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "dedicating revenues from the sales tax on bicycles to the active transportation program;"

Amend the title numbers accordingly

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

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

S.F. No. 1393: A bill for an act relating to public safety; authorizing issuance of citations for certain work zone violations; amending Minnesota Statutes 2014, section 169.06, subdivision 4a.

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

Page 1, line 7, strike "until it is safe for the vehicles to"

Page 1, strike line 8

Page 1, line 9, strike everything before the period and insert "and direct them to proceed when it is safe. A driver who does not comply with the instruction of an official traffic control device, flagger, or peace officer in a work zone is guilty of a petty misdemeanor, and shall pay a fine of \$300, in addition to the surcharge under section 357.021, subdivision 6"

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. 702: A bill for an act relating to human services; modifying provisions related to individuals who are committed as mentally ill and dangerous to the public; imposing duties on special review board and the head of the treatment facility; amending Minnesota Statutes 2014, section 253B.18, subdivisions 4c, 5.

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

Page 1, line 22, delete everything after "(b)" and insert "The special review board must review each denied petition under subdivision 5 for barriers and obstacles preventing the patient from progressing in treatment. Based on the cases before the board in the previous year, the special review board shall provide to the commissioner an annual summation of the barriers to treatment progress, and recommendations to achieve the common goal of making progress in treatment."

Page 1, delete lines 23 to 25

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. 981: A bill for an act relating to health insurance; requiring coverage for telemedicine for health carriers and medical assistance; amending Minnesota Statutes 2014, section 256B.0625, subdivision 3b; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

Page 2, line 4, delete ", consistent with applicable federal law and regulations,"

Page 2, line 5, after the period, insert "A communication between health care providers that consists solely of a telephone conversation is not a telemedicine consultation."

Page 2, line 17, delete "2015" and insert "2016"

Page 2, line 25, delete "treating or consulting" and insert "distant site"

Page 2, delete line 27 and insert "those services if they had been delivered in person."

Page 2, delete subdivision 4 and insert:

"Subd. 4. **Originating site facility fee payment.** If a health care provider provides the facility used as the originating site for the delivery of telemedicine to a health carrier's insured or enrollee, the health carrier shall make a facility fee payment to the originating site health care provider. The facility fee payment to the originating site health care provider shall be in addition to the reimbursement to the distant site provider specified in subdivision 3. The facility fee payment shall not be subject to any patient coinsurance, deductible, or co-payment obligation."

Page 3, delete lines 20 to 24 and insert:

"(b) If a health care provider provides the facility used as the originating site for the delivery of telemedicine to a patient, medical assistance shall make a facility fee payment to the originating site health care provider. The facility fee payment to the originating site health care provider shall be in addition to the reimbursement for the telemedicine service specified in paragraph (a)."

Page 3, line 26, delete "2015" and insert "2016"

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

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

S.F. No. 717: A bill for an act relating to human services; modifying health plan requirements to add mental health crisis services to emergency services; appropriating money; amending Minnesota Statutes 2014, sections 62Q.55, subdivision 3; 62Q.81, subdivision 4.

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

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

S.F. No. 1356: A bill for an act relating to human services; providing for human services policy modifications relating to children and family services, chemical and mental health services, direct care and treatment, operations, health care, and continuing care; making changes to child care assistance programs, home and community-based services standards, medical assistance, the alternative care program, Northstar Care for Children, children's therapeutic services and supports, human services licensing provisions, and the community first services and supports program; modifying requirements for background studies; extending a council; modifying the Minnesota Indian Family Preservation Act; making changes to provisions governing child out-of-home placement; modifying reporting requirements for maltreatment of children and vulnerable adults; making technical changes; requiring reports; modifying requirements for administrative sanctions and hearings; authorizing rulemaking; providing criminal penalties; amending Minnesota Statutes 2014, sections 119B.011, subdivision 16; 119B.025, subdivision 1; 119B.09, subdivision 9; 119B.125, subdivisions 1, 6, by adding subdivisions; 144.0724, subdivision 12; 148E.065, subdivision 4a; 168.012, subdivision 1; 245.462, subdivision 4; 245A.02, subdivision 13, by adding subdivisions; 245A.035, subdivisions 1, 5; 245A.04, subdivision 15a; 245A.07, subdivisions 2, 2a; 245A.11, subdivision 4; 245A.12; 245A.13; 245A.16, subdivision 1; 245A.175; 245A.192, subdivision 3, by adding a subdivision; 245A.40, subdivisions 3, 4, 5; 245C.02, subdivision 2; 245C.04, subdivisions 4, 5, 6; 245C.05, subdivision 1; 245C.07; 245C.09, subdivision 1; 245C.10, by adding a subdivision; 245C.20, subdivision 2, by adding a subdivision; 245C.22, subdivision 7; 245D.10, subdivision 3; 245E.01, subdivision 8, by adding a subdivision; 245E.02, subdivisions 1, 4, by adding a subdivision; 245E.06, subdivisions 2, 3; 253B.212, subdivision 2, by adding a subdivision; 254B.05, subdivisions 1, 5; 256.01, subdivisions 4, 14b; 256.045, subdivisions 3, 6; 256.046, subdivision 1; 256.975, subdivision 7; 256B.0625, subdivision 31, by adding a subdivision; 256B.0911, subdivisions 1a, 2b, 3, 3a; 256B.0913, subdivisions 4, 5, 5a, 6, 10, 11, 12, by adding a subdivision; 256B.0943, subdivisions 1, 2, 3, 4, 5, 6, 9, 11; 256B.0946, subdivision 1; 256B.0947, subdivision 7a; 256B.85; 256N.02, subdivision 18; 256N.23, subdivision 6; 257.85, subdivision 3; 259A.01, subdivision 25; 259A.10, subdivision 6; 260.755, subdivisions 8, 14, by adding subdivisions; 260.761, subdivisions 1, 2; 260.771, subdivision 3; 260B.007, subdivision 12; 260C.007, subdivision 27, by adding a subdivision; 260C.168; 260C.178, subdivision 1; 260C.201, subdivision 5; 260C.212, subdivisions 1, 2; 260C.511; 402A.12; 402A.16, subdivisions 2, 4; 402A.18; 471.346; 609.821; 626.556, subdivisions 7, 10, 11d; 626.557, subdivisions 9a, 9b, 10; 626.5572, subdivisions 5, 6, 21; Laws 2013, chapter 108, article 7, section 58; proposing coding for new law in Minnesota Statutes, chapters 245; 245A; 256; 256B; 260; 609; repealing Minnesota Statutes 2014, sections 245D.061, subdivision 3; 245E.07, subdivision 3; Minnesota Rules, parts 9505.0175, subpart 32; 9505.0365, subpart 2; 9505.1696, subpart 10; 9505.1709; 9535.2000; 9535.2100; 9535.2200; 9535.2300; 9535.2400; 9535.2500; 9535.2600; 9535.2700; 9535.2800; 9535.2900; 9535.3000; 9555.7400; 9555.7500.

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

Page 39, line 15, delete the new language

Page 39, after line 15, insert:

"(ii) be a certified peer specialist under section 256B.0615;"

Page 39, line 16, strike "(ii)" and insert "(iii)"

Page 39, line 17, strike "(iii)" and insert "(iv)"

Page 39, lines 22 and 25, strike "(iv)" and insert "(v)"

Page 39, lines 23 and 27, strike "(v)" and insert "(vi)"

Page 40, delete section 3

Page 48, line 5, delete the new language

Page 48, delete lines 6 to 10

Page 74, after line 23, insert:

"Sec. 16. Minnesota Statutes 2014, section 245A.14, subdivision 14, is amended to read:

Subd. 14. **Attendance records for publicly funded services.** (a) A child care center licensed under this chapter and according to Minnesota Rules, chapter 9503, must maintain documentation of actual attendance for each child receiving care for which the license holder is reimbursed by a governmental program. The records must be accessible to the commissioner during the program's hours of operation, they must be completed on the actual day of attendance, and they must include:

- (1) the first and last name of the child;
- (2) the time of day that the child was dropped off; and
- (3) the time of day that the child was picked up.

(b) A family child care provider licensed under this chapter and according to Minnesota Rules, chapter 9502, must maintain documentation of actual attendance for each child receiving care for which the license holder is reimbursed for the care of that child by a governmental program. The records must be accessible to the commissioner during the program's hours of operation, they must be completed on the actual day of attendance, and they must include:

- (1) the first and last name of the child;
- (2) the time of day that the child was dropped off; and
- (3) the time of day that the child was picked up.

(c) An adult day services program licensed under this chapter and according to Minnesota Rules, parts 9555.5105 to 9555.6265, must maintain documentation of actual attendance for each adult day service recipient for which the license holder is reimbursed by a governmental program. The records must be accessible to the commissioner during the program's hours of operation, they must be completed on the actual day of attendance, and they must include:

- (1) the first, middle, and last name of the recipient;
- (2) the time of day that the recipient was dropped off; and
- (3) the time of day that the recipient was picked up.

(d) The commissioner shall not issue a correction for attendance record errors that occur before August 1, 2013."

Page 76, before line 1, insert:

"Sec. 18. Minnesota Statutes 2014, section 245A.148, is amended to read:

245A.148 FAMILY CHILD CARE DIAPERING AREA DISINFECTION.

Notwithstanding Minnesota Rules, part 9502.0435, a family child care provider may disinfect the diaper changing surface with chlorine bleach in a manner consistent with label directions for disinfection or with a surface disinfectant that meets the following criteria:

(1) the manufacturer's label or instructions state that the product is registered with the United States Environmental Protection Agency;

(2) the manufacturer's label or instructions state that the disinfectant is effective against *Staphylococcus aureus*, *Salmonella choleraesuis enterica*, and *Pseudomonas aeruginosa*;

(3) the manufacturer's label or instructions state that the disinfectant is effective with a ten minute or less contact time;

(4) the disinfectant is clearly labeled by the manufacturer with directions for mixing and use;

(5) the disinfectant is used only in accordance with the manufacturer's directions; and

(6) the product does not include triclosan or derivatives of triclosan."

Page 77, after line 24, insert:

"Sec. 21. Minnesota Statutes 2014, section 245A.1915, is amended to read:

245A.1915 OPIOID ADDICTION TREATMENT EDUCATION REQUIREMENT FOR PROVIDERS LICENSED TO PROVIDE CHEMICAL DEPENDENCY TREATMENT SERVICES.

All programs serving persons with substance use issues licensed by the commissioner must provide educational information concerning: treatment options for opioid addiction, including the use of a medication for the use of opioid addiction; and recognition of and response to opioid overdose and the use and administration of naloxone, to clients identified as having or seeking treatment for opioid addiction. The commissioner shall develop educational materials that are supported by research and updated periodically that must be used by programs to comply with this requirement."

Page 77, line 32, strike everything after "(3)"

Page 77, strike lines 33 and 34

Page 78, strike lines 1 to 3 and insert "if the physician that issued the order is not able to sign the order when issued, the unsigned order must be entered in the client record at the time it was received, and the physician must review the documentation and sign the order in the client's record within 72 hours of the medication being ordered. The license holder must report to the commissioner any medication error that endangers a patient's health, as determined by the medical director."

Page 78, delete section 20 and insert:

"Sec. 23. Minnesota Statutes 2014, section 245A.192, is amended by adding a subdivision to read:

Subd. 3a. **High dose requirements.** A client being administered or dispensed a dose, beyond that set forth in subdivision 5, paragraph (a), clause (1), that exceeds 150 milligrams of methadone or 24 milligrams of buprenorphine daily, and for each subsequent increase, must meet face to face with a prescribing physician. The meeting must occur before the administering or dispensing of the increased dose.

Sec. 24. Minnesota Statutes 2014, section 245A.192, subdivision 5, is amended to read:

Subd. 5. **Criteria for unsupervised use.** (a) To limit the potential for diversion of medication used for the treatment of opioid addiction to the illicit market, any such medications dispensed to patients for unsupervised use shall be subject to the following requirements:

(1) any patient in an opioid treatment program may receive a single take-home dose for a day that the clinic is closed for business, including Sundays and state and federal holidays; and

(2) treatment program decisions on dispensing medications used to treat opioid addiction to patients for unsupervised use beyond that set forth in clause (1) shall be determined by the medical director.

(b) ~~The medical director~~ A physician with authority to prescribe must consider the criteria in this subdivision in determining whether a client may be permitted unsupervised or take-home use of such medications. The criteria must also be considered when determining whether dispensing medication for a client's unsupervised use is appropriate to increase or to extend the amount of time between visits to the program. The criteria include:

(1) absence of recent abuse of drugs including but not limited to opioids, nonnarcotics, and alcohol;

(2) regularity of program attendance;

(3) absence of serious behavioral problems at the program;

(4) absence of known recent criminal activity such as drug dealing;

(5) stability of the client's home environment and social relationships;

(6) length of time in comprehensive maintenance treatment;

(7) reasonable assurance that take-home medication will be safely stored within the client's home; and

(8) whether the rehabilitative benefit the client derived from decreasing the frequency of program attendance outweighs the potential risks of diversion or unsupervised use.

(c) The determination, including the basis of the determination, must be consistent with the criteria in this subdivision and must be documented in the client's medical record.

Sec. 25. Minnesota Statutes 2014, section 245A.192, subdivision 10, is amended to read:

Subd. 10. **Nonmedication treatment services; documentation.** (a) The program must offer at least 50 consecutive minutes of individual or group therapy treatment services as defined in Minnesota Rules, part 9530.6430, subpart 1, item A, subitem (1), per week, for the first ten weeks following admission, and at least 50 consecutive minutes per month thereafter. As clinically appropriate, the program may offer these services cumulatively and not consecutively in increments

of no less than 15 minutes over the required time period, and for a total of 60 minutes of treatment services over the time period, and must document the reason for providing services cumulatively in the client's record. The program may offer additional levels of service when deemed clinically necessary.

(b) Notwithstanding the requirements of comprehensive assessments in Minnesota Rules, part 9530.6422, the assessment must be completed within 21 days of service initiation.

(c) Notwithstanding the requirements of individual treatment plans set forth in Minnesota Rules, part 9530.6425:

(1) treatment plan contents for maintenance clients are not required to include goals the client must reach to complete treatment and have services terminated;

(2) treatment plans for clients in a taper or detox status must include goals the client must reach to complete treatment and have services terminated;

(3) for the initial ten weeks after admission for all new admissions, readmissions, and transfers, progress notes must be entered in a client's file at least weekly and be recorded in each of the six dimensions upon the development of the treatment plan and thereafter. Subsequently, the counselor must document progress no less than one time monthly, recorded in the six dimensions or when clinical need warrants more frequent notations; and

(4) upon the development of the treatment plan and thereafter, treatment plan reviews must occur weekly, or after each treatment service, whichever is less frequent, for the first ten weeks ~~of treatment for all new admissions, readmissions, and transfers~~ after the treatment plan is developed. Following the first ten weeks of ~~treatment~~, treatment plan reviews, reviews may occur monthly, unless the client has needs that warrant more frequent revisions or documentation.

Sec. 26. Minnesota Statutes 2014, section 245A.192, subdivision 11, is amended to read:

Subd. 11. **Prescription monitoring program.** (a) ~~Upon admission to a methadone clinic outpatient treatment program, clients shall be notified that the Department of Human Services and the medical director will monitor the prescription monitoring program to review the prescribed controlled drugs the clients have received. The medical director or the medical director's delegate must review data from the Minnesota Board of Pharmacy prescription monitoring program (PMP) established under section 152.126 prior to the client being ordered any controlled substance as defined under section 152.126, subdivision 1, paragraph (b), including medications used for the treatment of opioid addiction. The subsequent reviews of the PMP data must occur quarterly and be documented in the client's individual file. When the PMP data shows a recent history of multiple prescribers or multiple prescriptions for controlled substances, then subsequent reviews of the PMP data must occur monthly and be documented in the client's individual file. If, at any time, the medical director believes the use of the controlled substances places the client at risk of harm, the program must seek the client's consent to discuss the client's opioid treatment with other prescribers and must seek consent for the other prescriber to disclose to the opioid treatment program's medical director the client's condition that formed the basis of the other prescriptions. Additionally, any findings from the PMP data that are relevant to the medical director's course of treatment for the client must be documented in the client's individual file. A review of the PMP is not required for every medication dose adjustment. The program must develop and maintain a policy and procedure that requires the ongoing monitoring of the data from the prescription~~

monitoring program for each client. The policy and procedure must include how the program will meet the requirements in paragraph (b).

(b) If a medication used for the treatment of opioid addiction is administered or dispensed to a client, the license holder shall be subject to the following requirements:

(1) upon admission to a methadone clinic outpatient treatment program, clients must be notified in writing that the commissioner of human services and the medical director will monitor the prescription monitoring program to review the prescribed controlled drugs the clients have received;

(2) the medical director or the medical director's delegate must review the data from the Minnesota Board of Pharmacy prescription monitoring program (PMP) established under section 152.126 prior to the client being ordered any controlled substance, as defined under section 152.126, subdivision 1, paragraph (c), including medications used for the treatment of opioid addiction, and subsequent reviews of the PMP data must occur at least every 90 days;

(3) a copy of the PMP data reviewed must be maintained in the client file;

(4) when the PMP data contains a recent history of multiple prescribers or multiple prescriptions for controlled substances, the physician's review of the data and subsequent actions must be documented in the client's individual file within 72 hours and must contain the medical director's determination of whether or not the prescriptions place the client at risk of harm and the actions to be taken in response to the PMP findings. In addition, the provider must conduct subsequent reviews of the PMP on a monthly basis; and

(5) if at any time the medical director believes the use of the controlled substances places the client at risk of harm, the program must seek the client's consent to discuss the client's opioid treatment with other prescribers and must seek consent for the other prescriber to disclose to the opioid treatment program's medical director the client's condition that formed the basis of the other prescriptions. If the information is not obtained within seven days, the medical director must document whether or not changes to the client's medication dose or number of take-home doses are necessary until the information is obtained.

(c) The commissioner shall collaborate with the Minnesota Board of Pharmacy to develop and implement an electronic system through which the commissioner shall routinely access the data from the Minnesota Board of Pharmacy prescription monitoring program established under section 152.126 for the purpose of determining whether any client enrolled in an opioid addiction treatment program licensed according to this section has also been prescribed or dispensed a controlled substance in addition to that administered or dispensed by the opioid addiction treatment program. When the commissioner determines there have been multiple prescribers or multiple prescriptions of controlled substances, the commissioner shall:

(1) inform the medical director of the opioid treatment program only that the commissioner determined the existence of multiple prescribers or multiple prescriptions of controlled substances; and

(2) direct the medical director of the opioid treatment program to access the data directly, review the effect of the multiple prescribers or multiple prescriptions, and document the review.

~~(c)~~(d) If determined necessary, the commissioner shall seek a federal waiver of, or exception to, any applicable provision of Code of Federal Regulations, title 42, section 2.34(c), prior to implementing this subdivision.

Sec. 27. Minnesota Statutes 2014, section 245A.192, is amended by adding a subdivision to read:

Subd. 15. **A program's duty to report suspected drug diversion.** (a) To the fullest extent permitted under Code of Federal Regulations, title 42, sections 2.1 to 2.67, a program shall report to law enforcement any credible evidence that the program or its personnel knows, or reasonably should know, that is directly related to a diversion crime on the premises of the program, or a threat to commit a diversion crime.

(b) "Diversion crime" for the purposes of this section, means diverting, attempting to divert, or conspiring to divert schedule I, II, III, or IV drugs, as defined in section 152.02, on the program's premises.

(c) The program must document its compliance with the requirement in paragraph (a) in either a client's record or an incident report.

(d) Failure to comply with the duty in paragraph (a) may result in sanctions as provided in sections 245A.06 and 245A.07.

Sec. 28. Minnesota Statutes 2014, section 245A.192, is amended by adding a subdivision to read:

Subd. 16. **Variance.** The commissioner may grant a variance to the requirements of this section."

Page 78, line 20, delete everything after "(b)"

Page 78, delete lines 21 to 23 and insert "Notwithstanding paragraph (a), which allows 90 days to complete training, at least one staff person who has satisfactorily completed first aid training must be present at all times in the center, during field trips, and when transporting children in care."

Page 79, line 5, delete everything after "(b)"

Page 79, delete lines 6 to 9 and insert "Notwithstanding paragraph (a), which allows 90 days to complete training, at least one staff person who has satisfactorily completed cardiopulmonary resuscitation training must be present at all times in the center, during field trips, and when transporting children in care."

Page 80, after line 10, insert:

"Sec. 32. Minnesota Statutes 2014, section 245A.50, subdivision 1, is amended to read:

Subdivision 1. **Initial training.** (a) License holders, caregivers, and substitutes must comply with the training requirements in this section.

(b) Helpers who assist with care on a regular basis must complete six hours of training within one year after the date of initial employment.

(c) Training requirements established under this section that must be completed prior to initial licensure must be satisfied only by a newly licensed child care provider or by a child care provider who has not held an active child care license in Minnesota in the previous 12 months. A child care

provider who relocates within the state or who voluntarily cancels a license or allows the license to lapse for a period of less than 12 months and who seeks reinstatement of the lapsed or canceled license within 12 months of the lapse or cancellation must satisfy the annual, ongoing training requirements, and is not required to satisfy the training requirements that must be completed prior to initial licensure."

Page 93, line 28, delete everything after "(10)" and insert "emergency general assistance and emergency assistance."

Page 107, line 27, strike "(a)"

Page 108, lines 1 and 3, strike the old language

Page 108, line 20, after the period, insert "If the support team or expanded support team makes a determination that is contrary to the recommendation of a licensed professional treating the person, the license holder must document the specific reasons why a contrary decision was made."

Page 132, line 23, strike "contractor" and insert "provider"

Page 134, line 25, strike "contractor or vendor" and insert "provider" and strike "contractor" and insert "provider"

Page 134, line 27, strike "has a written contract" and insert "is an enrolled provider"

Page 138, lines 15 and 33, strike "contractor" and insert "provider"

Page 139, line 4, strike "contractor" and insert "provider"

Page 140, line 3, strike "contractor" and insert "provider"

Page 141, line 21, strike "contractor" and delete the new language

Page 141, line 22, strike "under contract" and insert "provider as defined under subdivision 13a, that is an enrolled provider"

Page 145, line 16, strike "contractor" and insert "provider"

Page 145, line 18, strike "contractors"

Page 145, line 19, before "identified" insert "providers"

Page 146, line 7, strike "contractors" and insert "providers"

Page 147, line 14, strike "contractor" and insert "provider"

Page 152, line 25, strike "contractor" and before the period, insert "provider"

Page 153, line 16, delete "contractor" and insert "provider"

Page 153, lines 24 and 26, strike "contractor" and insert "provider"

Page 154, line 2, strike "in the contract with" and insert "by"

Page 154, lines 5, 11, and 35, strike "contractor" and insert "provider"

Page 154, line 6, strike the second "for"

Page 154, line 7, strike "agency-provider participants"

Page 154, line 8, delete "contractor" and insert "provider"

Page 155, line 4, strike "contractor" and insert "provider"

Page 155, line 6, strike "contractor" and insert "provider" and strike "contractors" and insert "providers"

Page 155, line 8, strike "contractors" and insert "providers"

Page 155, lines 22 and 24, delete "contractor" and insert "provider"

Page 155, line 26, after the semicolon, insert "and"

Page 155, line 28, delete "; and" and insert a period

Page 155, delete line 29

Page 156, line 1, delete "contractor or vendor" and insert "provider" and delete "under contract" and insert "enrolled"

Page 156, lines 3, 5, and 10, delete "contractor" and insert "provider"

Page 156, line 4, delete "vendors" and insert "providers"

Page 156, line 26, delete "and"

Page 156, line 32, delete the period and insert "; and"

Page 156, after line 32, insert:

"(9) participating in the evaluation of CFSS services."

Page 157, lines 26, 27, and 35, delete "contractor" and insert "provider"

Page 158, line 10, delete "contractor" and insert "provider"

Page 160, lines 3, 8, 9, 12, and 14, strike "contractor" and insert "provider"

Page 160, line 29, delete "contractors" and insert "providers"

Page 161, line 5, delete "contractor" and insert "provider"

Page 161, line 19, strike "contractor" and insert "provider"

Page 162, lines 4 and 18, strike "contractor" and insert "provider"

Page 164, line 19, delete "must" and strike "include" and delete "that explains" and insert "must explain"

Page 167, line 26, strike "contractor's" and insert "provider's"

Page 167, line 29, after "enrollment" insert "or FMS provider's enrollment"

Page 167, line 30, strike "FMS contract" and delete "or"

Page 167, line 33, delete "contractors" and insert "providers"

Page 167, line 36, delete "contractor" and insert "provider"

Page 169, line 4, delete "contractors" and insert "providers"

Page 169, line 5, delete "contractors" and insert "providers"

Page 169, line 13, after "owners" insert "and"

Page 170, line 12, before "adult" insert "emergency"

Page 170, line 25, after "for" insert "emergency adult"

Page 171, line 4, after "for" insert "emergency"

Page 171, line 24, before "adult" insert "emergency" and delete "makes a referral to" and insert "requests assistance from"

Page 173, line 8, strike "to serve adults"

Page 173, line 12, strike "sections" and insert "section" and after "19a," insert "sections"

Page 173, line 13, after the stricken "and" insert "section and" and delete "and" and insert "or section"

Page 173, line 32, strike "sections" and insert "section"

Page 173, line 33, delete "and" and insert "or"

Page 175, line 12, delete "section" and insert "sections" and delete ", is" and insert "; and 256B.0911, subdivision 6a, are"

Re-number the sections in sequence

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

S.F. No. 1246: A bill for an act relating to health; implementing investment priorities of the Legislative Health Care Workforce Council; establishing a grant program to expand clinical training of advanced practice registered nurses, physician assistants, and mental health professionals; establishing a grant program to expand primary care residency training; providing an incentive payment for health professions student preceptors and medical resident preceptors; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Page 1, line 22, delete "22" and insert "26"

Page 2, line 1, delete "eight" and insert "ten" and before the semicolon, insert ", at least three members must represent health care employers or education institutions outside the seven-county metropolitan area as defined in section 473.121, subdivision 2, one member must represent teaching hospitals, one member must represent oral health practice or education, and one member must represent mental health practice or education"

Page 2, after line 6, insert:

"(9) one member appointed by the governor representing a nonphysician health care provider;"

Page 2, line 7, delete "(9)" and insert "(10)"

Page 2, line 8, delete "(10)" and insert "(11)"

Page 2, line 9, delete "(11)" and insert "(12)"

Page 2, line 10, delete "(12)" and insert "(13)" and delete "and"

Page 2, line 11, delete "(13)" and insert "(14)" and delete the period and insert "; and"

Page 2, after line 11, insert:

"(15) the commissioner of the Office of Higher Education or designee."

Page 3, line 23, delete "psychiatric nursing,"

Page 7, line 35, after the period, insert "The maximum award to a preceptor shall be \$1,500."

Page 8, line 13, delete "\$2,100,000" and insert "\$4,200,000" and delete "\$2,100,000" and insert "\$4,200,000"

Page 8, line 17, delete "primary care residency" and insert "health professions preceptor incentive"

Page 8, line 18, delete "expansion"

Amend the title as follows:

Page 1, line 3, delete "Council" and insert "Commission"

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 State and Local Government, to which was referred

S.F. No. 888: A bill for an act relating to the operation of state government; providing funding for the legislature, constitutional officers, and other agencies, boards, councils, commissions, and state entities; changing certain government programs; changing requirement for targeted group business; changing licensing provisions for pari-mutuel horse racing; changing the monthly regulatory fee for lawful gambling; specifying additional uses for the "Support Our Troops Fund"; appropriating money; amending Minnesota Statutes 2014, sections 16A.28, subdivision 1; 16C.16, subdivision 2, by adding a subdivision; 16C.19; 190.19, subdivision 2a; 240.08, subdivision 4; 240.10; 349.16, subdivision 6a; Laws 2013, chapter 142, article 1, section 10; Laws 2014, chapter 287, section 25.

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

Page 2, line 1, delete "74,404,000" and insert "74,774,000" and delete "78,124,000" and insert "78,969,000"

Page 2, line 4, delete "74,276,000" and insert "74,646,000" and delete "77,996,000" and insert "78,841,000"

Page 2, line 16, delete "16,657,000" and insert "17,027,000" and delete "16,657,000" and insert "17,502,000"

Page 2, line 18, delete "16,529,000" and insert "16,899,000" and delete "16,529,000" and insert "17,374,000"

Page 2, after line 19, insert:

"\$380,000 the first year and \$855,000 the second year are from the general fund for transfer to the Office of the Revisor of Statutes to develop and maintain a Web-based rulemaking system. The base in fiscal year 2018 and fiscal year 2019 is \$430,000 from the general fund for transfer to the Office of the Revisor of Statutes."

Page 13, after line 11, insert:

"Sec. 34. Minnesota Statutes 2014, section 14.365, is amended to read:

14.365 OFFICIAL RULEMAKING RECORD.

(a) The agency shall maintain the official rulemaking record for every rule adopted under sections 14.05 to 14.389. The record must be available for public inspection. The record required by this section constitutes the official and exclusive agency rulemaking record with respect to agency action on or judicial review of the rule. The record must contain:

- (1) copies of all publications in the State Register pertaining to the rule;
- ~~(2) all written petitions, and all requests, submissions, or comments received by the agency or the administrative law judge after publication of the notice of intent to adopt or the notice of hearing in the State Register pertaining to the rule;~~
- ~~(3) (2) the statement of need and reasonableness for the rule;~~
- ~~(4) the official transcript of the hearing if one was held, or the tape recording of the hearing if a transcript was not prepared;~~
- ~~(5) (3) the report of the administrative law judge, if any;~~
- ~~(6) (4) the rule in the form last submitted to the administrative law judge under sections 14.14 to 14.20 or first submitted to the administrative law judge under sections 14.22 to 14.28;~~
- ~~(7) (5) the administrative law judge's written statement of required modifications and of approval or disapproval by the chief administrative law judge, if any;~~
- ~~(8) any documents required by applicable rules of the Office of Administrative Hearings;~~
- ~~(9) (6) the agency's order adopting the rule;~~
- ~~(10) (7) the revisor's certificate approving the form of the rule; and~~
- ~~(11) (8) a copy of the adopted rule as filed with the secretary of state;~~

(9) all written petitions and requests, submissions, or comments pertaining to the rule received by the agency or the administrative law judge after publication of the notice of intent to adopt or the notice of hearing in the State Register;

(10) the official transcript of the hearing, if one was held, or the recording of the hearing if a transcript was not prepared; and

(11) any other document required by applicable rules of the Office of Administrative Hearings.

(b) The agency shall permanently maintain the documents described in paragraph (a), clauses (1) to (7). The agency shall maintain for at least seven years the documents described in paragraph (a), clauses (8) to (10). The agency may fulfill this duty by providing the documents to the revisor of statutes in the form and manner required by the revisor. The official rulemaking record must be available for public inspection. The official rulemaking record constitutes the official and exclusive agency rulemaking record with respect to agency action on or judicial review of the rule."

Page 15, after line 2, insert:

"Sec. 39. Minnesota Statutes 2014, section 161.1419, subdivision 8, is amended to read:

Subd. 8. **Expiration.** The commission expires on June 30, ~~2016~~ 2020."

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 857: A bill for an act relating to public safety; establishing a working group to study and make recommendations on establishing a Silver Alert system; requiring a report.

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

Page 1, line 5, delete the semicolon

Page 1, line 6, after "required" insert "; duties"

Page 1, line 7, after the first "a" insert "Silver Alert system"

Page 1, line 16, delete everything after "shall" and insert "consist of 11 members as follows:"

Page 1, delete lines 17 to 23 and insert:

"(1) the commissioner of public safety or a designee;

(2) the superintendent of the Bureau of Criminal Apprehension or a designee;

(3) the Amber Alert coordinator or a designee;

(4) one person employed by the Department of Transportation, appointed by the commissioner of transportation;

(5) one person from the Cultural and Ethnic Communities Leadership Council, appointed by the commissioner of human services; and

(6) one representative appointed by the commissioner of public safety from each of the following groups:

(i) a person working for Tubman in the area of elder care;

(ii) the Minnesota Chiefs of Police Association;

(iii) the Minnesota Sheriff's Association;

(iv) the Minnesota Broadcasters Association;

(v) the Alzheimer's Association; and

(vi) the Minnesota Brain Injury Alliance.

In selecting these representatives, the commissioner of public safety shall solicit nominees from each of these groups and shall ensure that the working group has expertise and a broad range of interests represented, including multicultural perspectives."

Page 2, line 1, after "commissioner" insert "of public safety"

Page 2, line 2, delete "September" and insert "August"

Page 2, after line 11, insert:

"Subd. 5. **Sunset.** The working group expires the day after submitting the report required under subdivision 4 or February 15, 2016, whichever is earlier."

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

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

S.F. No. 839: A bill for an act relating to cosmetologists; defining mobile salons and setting requirements; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2014, sections 155A.23, by adding a subdivision; 155A.29, by adding a subdivision.

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

Page 2, line 6, after the period, insert "The rules must prohibit mobile salons from violating reasonable municipal restrictions on time and place of operation of a mobile salon within its jurisdiction, and shall establish penalties, up to and including revocation of a license, for repeated violations of municipal laws."

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 State and Local Government, to which was referred

S.F. No. 1172: A bill for an act relating to state government; enacting the Radon Mitigation Licensing Act; changing provisions for lead work standards and methods; modifying supplemental nursing services provisions; establishing an Excellence in Mental Health demonstration project;

establishing an opioid prescribing improvement program; amending Minnesota Statutes 2014, sections 144.9508; 144A.72; proposing coding for new law in Minnesota Statutes, chapters 144; 245; 256B.

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

Page 1, line 19, delete everything after "health" and insert "shall adopt"

Page 1, line 22, delete everything after "commissioner" and insert "shall"

Page 1, line 23, delete everything before "all" and insert "coordinate, oversee, and implement"

Page 10, delete section 5 and insert:

"Sec. 5. [256B.0638] OPIOID PRESCRIBING IMPROVEMENT PROGRAM.

Subdivision 1. **Program established.** The commissioner of human services, in conjunction with the commissioner of health, shall coordinate and implement an opioid prescribing improvement program to reduce opioid dependency and substance use by Minnesotans due to the prescribing of opioid analgesics by health care providers.

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

(b) "Commissioner" means the commissioner of human services.

(c) "Commissioners" means the commissioner of human services and the commissioner of health.

(d) "DEA" means the United States Drug Enforcement Administration.

(e) "Opioid disenrollment standards" means parameters of opioid prescribing practices that fall outside community standard thresholds for prescribing to such a degree that a provider must be disenrolled as a medical assistance provider.

(f) "Opioid prescriber" means a licensed health care provider who prescribes opioids to medical assistance and MinnesotaCare enrollees under the fee-for-service system or under a managed care or county-based purchasing plan.

(g) "Opioid quality improvement standard thresholds" means parameters of opioid prescribing practices that fall outside community standards for prescribing to such a degree that quality improvement is required.

(h) "Program" means the statewide opioid prescribing improvement program established under this section.

(i) "Provider group" means a clinic, hospital, or primary or specialty practice group that employs, contracts with, or is affiliated with an opioid prescriber. Provider group does not include a professional association supported by dues-paying members.

(j) "Sentinel measures" means measures of opioid use that identify variations in prescribing practices during the prescribing intervals.

Subd. 3. **Opioid prescribing work group.** (a) The commissioner of human services, in consultation with the commissioner of health, shall appoint the following voting members to an opioid prescribing work group:

(1) two consumer members who have been impacted by an opioid abuse disorder or opioid dependence disorder, either personally or with family members;

(2) one member who is a licensed physician actively practicing in Minnesota and registered as a practitioner with the DEA;

(3) one member who is a licensed pharmacist actively practicing in Minnesota and registered as a practitioner with the DEA;

(4) one member who is a licensed nurse practitioner actively practicing in Minnesota and registered as a practitioner with the DEA;

(5) one member who is a licensed dentist actively practicing in Minnesota and registered as a practitioner with the DEA;

(6) two members who are nonphysician licensed health care professionals actively engaged in the practice of their profession in Minnesota, and their practice includes treating pain;

(7) one member who is a mental health professional who is licensed or registered in a mental health profession, who is actively engaged in the practice of that profession in Minnesota, and whose practice includes treating patients with chemical dependency or substance abuse;

(8) one member who is a medical examiner for a Minnesota county;

(9) one member of the Health Services Policy Committee established under section 256B.0625, subdivisions 3c to 3e;

(10) one member who is a medical director of a health plan company doing business in Minnesota;

(11) one member who is a pharmacy director of a health plan company doing business in Minnesota; and

(12) one member representing Minnesota law enforcement.

(b) In addition, the work group shall include the following nonvoting members:

(1) the medical director for the medical assistance program;

(2) the Department of Human Services pharmacy program manager; and

(3) the medical director for the Department of Labor and Industry.

(c) An honorarium of \$200 per meeting and reimbursement for mileage and parking shall be paid to each voting member in attendance.

Subd. 4. **Program components.** (a) The working group shall recommend to the commissioners the components of the statewide opioid prescribing improvement program, including, but not limited to, the following:

(1) developing criteria for opioid prescribing protocols, including:

(i) prescribing for the interval of up to four days immediately after an acute painful event;
(ii) prescribing for the interval of up to 45 days after an acute painful event; and
(iii) prescribing for chronic pain, which means pain lasting longer than 45 days after an acute painful event;

(2) developing sentinel measures;

(3) developing educational resources for opioid prescribers about communicating with patients about pain management and the use of opioids to treat pain;

(4) developing opioid quality improvement standard thresholds and opioid disenrollment standards for opioid prescribers and provider groups. In developing opioid disenrollment standards, the standards may be described in terms of the length of time in which prescribing practices fall outside community standards and the nature and amount of opioid prescribing that fall outside community standards; and

(5) addressing other program issues as determined by the commissioners.

(b) The opioid prescribing protocols shall not apply to opioids prescribed for patients who are experiencing pain caused by a malignant condition or who are receiving hospice care, or to opioids prescribed as medication-assisted therapy to treat opioid dependency.

(c) All opioid prescribers who prescribe opioids to medical assistance or MinnesotaCare enrollees must participate in the program in accordance with subdivision 5. Any other prescriber who prescribed opioids may comply with the components of this program described in paragraph (a) on a voluntary basis.

Subd. 5. Program implementation. (a) The commissioner shall implement the program within the medical assistance and MinnesotaCare programs to improve the health of and quality of care provided to medical assistance and MinnesotaCare enrollees. The commissioner shall annually collect and report to opioid prescribers data showing the sentinel measures of their opioid prescribing patterns compared to their anonymized peers.

(b) The commissioner shall notify an opioid prescriber and all provider groups with which the opioid prescriber is employed or affiliated when the opioid prescriber's prescribing pattern exceeds the opioid quality improvement standard thresholds. An opioid prescriber and any provider group that receives a notice under this paragraph shall submit to the commissioner a quality improvement plan for review and approval by the commissioner with the goal of bringing the opioid prescriber's prescribing practices into alignment with community standards. A quality improvement plan must include:

(1) components of the program described in subdivision 4, paragraph (a);

(2) internal practice-based measures to review the prescribing practice of the opioid prescriber and, where appropriate, any other opioid prescribers employed by or affiliated with any of the provider groups with which the opioid prescriber is employed or affiliated; and

(3) appropriate use of the prescription monitoring program under section 152.126.

(c) If, after a year from the commissioner's notice under paragraph (b), the opioid prescriber's prescribing practices do not improve so that they are consistent with community standards, the commissioner shall take one or more of the following steps:

(1) monitor prescribing practices more frequently than annually;

(2) monitor more aspects of the opioid prescriber's prescribing practices than the sentinel measures; or

(3) require the opioid prescriber to participate in additional quality improvement efforts, including but not limited to mandatory use of the prescription monitoring program established under section 152.126.

(d) The commissioner shall disenroll from the medical assistance and MinnesotaCare programs all opioid prescribers and provider groups whose prescribing practices fall within the applicable opioid disenrollment standards.

Subd. 6. **Data practices.** (a) Reports and data identifying an opioid prescriber are private data on individuals as defined under section 13.02, subdivision 12, until an opioid prescriber is subject to disenrollment as a medical assistance provider under this section. Notwithstanding this data classification, the commissioner shall share with all of the provider groups with which an opioid prescriber is employed or affiliated, a report identifying an opioid prescriber who is subject to quality improvement activities under subdivision 5, paragraph (b) or (c).

(b) Reports and data identifying a provider group are nonpublic data as defined under section 13.02, subdivision 9, until the provider group is subject to disenrollment as a medical assistance provider under this section.

(c) Upon disenrollment under this section, reports and data identifying an opioid prescriber or provider group are public, except that any identifying information of medical assistance or MinnesotaCare enrollees must be redacted by the commissioner.

Subd. 7. **Annual report to legislature.** By September 15, 2016, and annually thereafter, the commissioner of human services shall report to the legislature on the implementation of the opioid prescribing improvement program in the medical assistance and MinnesotaCare programs. The report must include data on the utilization of opioids within the medical assistance and MinnesotaCare programs."

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 State and Local Government, to which was referred

S.F. No. 1288: A bill for an act relating to counties; repealing the requirement for appointment of an overseer of roads in unorganized territories of a county; repealing Minnesota Statutes 2014, section 375.23.

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

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

S.F. No. 1553: A bill for an act relating to human services; providing for human services policy modifications; authorizing the use of unmarked vehicles by tobacco inspector staff; modifying requirements for background study expenses; modifying cost of care requirements for persons committed by tribal courts; requiring compliance with the Minnesota Indian Family Preservation Act; continuing a council; authorizing rulemaking; amending Minnesota Statutes 2014, sections 168.012, subdivision 1; 245C.10, by adding a subdivision; 253B.212, subdivision 2, by adding a subdivision; 260C.168; proposing coding for new law in Minnesota Statutes, chapter 256.

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

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

S.F. No. 771: A bill for an act relating to surveying; streamlining and simplifying statutory sections; making technical and conforming changes; amending Minnesota Statutes 2014, sections 160.15, subdivisions 1, 3; 358.47; 381.12; 389.09, subdivision 1; 505.021, subdivisions 1, 5, 7, 9; 505.04; 505.1792, subdivision 1; 507.093; 508.47, subdivision 4; repealing Minnesota Statutes 2014, sections 160.15, subdivisions 2, 4, 5; 389.09, subdivision 2.

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

Page 2, line 2, delete "at least"

Page 2, line 11, delete everything after "except" and insert " (1) a plat as described in section 505.021; (2) a registered land survey as described in section 508.47 or 508A.47; or (3) a CIC plat or a supplemental CIC plat as described in chapter 515B shall be recorded regardless of whether a notary stamp was used or was illegible if used, if a certificate of notarial act that includes the jurisdiction of the notarial act, the name and title of the notarial officer, and the date the notary commission expires is printed in pen and ink or typewritten on the plat, the registered land survey, or the CIC plat or supplemental CIC plat"

Page 2, line 12, delete the new language

Page 5, line 29, delete "The" and insert "Only the"

Page 9, delete lines 21 to 24

Page 9, line 25, delete everything before "All"

Page 10, after line 9, insert:

"Sec. 13. Minnesota Statutes 2014, section 508A.47, subdivision 4, is amended to read:

Subd. 4. **Survey; requisites; filing; copies.** The registered land survey shall correctly show the legal description of the parcel of unplatted land represented by the registered land survey and the outside measurements of the parcel of unplatted land and of all tracts delineated therein, the direction of all lines of the tracts to be shown by angles or bearings or other relationship to the outside lines of the registered land survey, and the surveyor shall place monuments in the ground at appropriate corners, and all tracts shall be lettered consecutively beginning with the letter "A." A registered land survey which delineates multilevel tracts shall include a map showing the elevation view of

the tracts with their upper and lower boundaries defined by elevations referenced to a mean sea level adjusted datum benchmark. None of the tracts or parts of them may be dedicated to the public by the registered land survey.

A licensed land surveyor shall certify that the registered land survey is a correct representation of said parcel of unplatted land. All signatures on the registered land survey shall be written with black ink and shall not be written with ball point ink. The registered land survey shall be prepared on four mil transparent reproducible film or the equivalent with a minimum thickness of four mil, and shall be prepared by a photographic process. Sheet size shall be 22 inches by 34 inches. A border line shall be placed one-half inch inside the outer edge of the sheet on the top and bottom 34-inch sides; and the right 22-inch side; and two inches inside the outer edge of the sheet on the left 22-inch side. Text used on the registered land survey shall not be smaller than eight-point type. If the registered land survey consists of more than one sheet, the sheets shall be numbered consecutively. Only the registered land survey shall be labeled "OFFICIAL" and any copy shall be marked "copy" in the center of the top margin.

Before filing, however, any survey shall be approved in the manner required for the approval of subdivision plats, which approval shall be endorsed on it or attached to it.

At the time of filing, a registered land survey shall contain a certification by the proper county official that there are no delinquent taxes owed and that the current year's payable taxes have been paid in accordance with section 272.12.

Notwithstanding any provisions of subdivision 5 to the contrary, no other copies of the survey need be filed.

The registrar shall duly certify and furnish to any person a copy of the registered land survey. The copy shall be admissible in evidence."

Renumber the sections in sequence

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. 1078: A bill for an act relating to data practices; providing for sharing of data within human services and health care systems; amending Minnesota Statutes 2014, sections 13.46, subdivisions 2, 7; 144.293, subdivision 5; 245.467, subdivision 6; 245.4876, subdivision 7.

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

Page 2, line 3, after "services" insert " provided that a health record may be disclosed only with consent, as provided under section 144.293"

Page 6, line 13, after "services" insert " provided that a health record may be disclosed only with consent, as provided under section 144.293"

Page 7, delete section 3 and insert:

"Sec. 3. Minnesota Statutes 2014, section 144.293, subdivision 6, is amended to read:

Subd. 6. **Consent does not expire.** Notwithstanding subdivision 4, if a patient explicitly gives informed consent to the release of health records for the purposes and restrictions in ~~clauses~~ clause (1) ~~and~~, (2), or (3), the consent does not expire after one year for:

(1) the release of health records to a provider who is being advised or consulted with in connection with the releasing provider's current treatment of the patient;

(2) the release of health records to an accident and health insurer, health service plan corporation, health maintenance organization, or third-party administrator for purposes of payment of claims, fraud investigation, or quality of care review and studies, provided that:

(i) the use or release of the records complies with sections 72A.49 to 72A.505;

(ii) further use or release of the records in individually identifiable form to a person other than the patient without the patient's consent is prohibited; and

(iii) the recipient establishes adequate safeguards to protect the records from unauthorized disclosure, including a procedure for removal or destruction of information that identifies the patient; or

(3) the release of health records to a program in the welfare system, as defined in section 13.46, to the extent necessary to coordinate services for the patient."

Amend the title numbers accordingly

And when so amended the bill do pass and be re-referred to the Committee on Health, Human Services and Housing. Amendments adopted. Report adopted.

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

DEPARTMENT OF HEALTH
COMMISSIONER
Edward P. Ehlinger

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 Sheran from the Committee on Health, Human Services and Housing, to which was referred the following appointment:

MINNESOTA HOUSING FINANCE AGENCY
COMMISSIONER
Mary Tingerthal

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 Sparks from the Committee on Jobs, Agriculture and Rural Development, to which was referred the following appointment:

DEPARTMENT OF LABOR AND INDUSTRY
COMMISSIONER
Kenneth B. Peterson

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 Cohen from the Committee on Finance, to which was referred the following appointment:

DEPARTMENT OF MANAGEMENT AND BUDGET
COMMISSIONER
Myron L. Frans

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.

SECOND READING OF SENATE BILLS

S.F. Nos. 1424, 1191, 1103, 1180, 1128, 857, 1288 and 771 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Rest introduced—

S.F. No. 1557: A bill for an act relating to taxation; property; eliminating the automatic inflation of the state general levy; reducing the state general levy amount; amending Minnesota Statutes 2014, section 275.025, subdivision 1.

Referred to the Committee on Taxes.

Senators Skoe, Rest, Eaton, Gazelka and Dziejcz introduced—

S.F. No. 1558: A bill for an act relating to taxation; making technical and clarifying changes to individual income and corporate franchise taxes, estate taxes, sales and use taxes, special taxes, property taxes, and other taxes and tax provisions; amending Minnesota Statutes 2014, sections 69.021, subdivision 5; 270A.03, subdivision 5; 270C.35, by adding a subdivision; 270C.72, subdivision 4; 272.02, subdivision 9; 273.032; 273.33, subdivisions 1, 2; 274.01, subdivision 1; 274.135, subdivision 3; 275.065, subdivision 1; 282.01, subdivisions 1a, 1d; 289A.08, subdivision 11; 289A.09, subdivision 2; 290.01, subdivisions 19b, 19c, 19d; 290.0671, subdivision 6a; 290.0672, subdivision 1; 290.091, subdivision 3; 290.0921, subdivision 3; 290.0922, subdivision 2; 291.031; 296A.01, subdivision 42; 296A.07, subdivision 1; 297A.82, subdivision 4a; 297A.94;

297H.06, subdivision 2; 297I.05, subdivision 2; 297I.10, subdivisions 1, 3; 298.01, subdivisions 3b, 4c; 469.190, by adding a subdivision; Laws 2014, chapter 308, article 9, section 94; repealing Minnesota Statutes 2014, sections 273.111, subdivision 9a; 281.22; Minnesota Rules, part 8092.2000.

Referred to the Committee on Taxes.

Senators Skoe, Rest, Eaton, Gazelka and Dzedzic introduced—

S.F. No. 1559: A bill for an act relating to taxation; making policy changes to individual income and corporate franchise taxes, estate taxes, excise taxes, special taxes, property taxes, and other miscellaneous taxes and tax provisions; amending Minnesota Statutes 2014, sections 13.51, subdivision 2; 270.071, subdivisions 2, 7, 8, by adding a subdivision; 270.072, subdivisions 2, 3, by adding a subdivision; 270.12, by adding a subdivision; 270.82, subdivision 1; 270B.14, subdivision 1; 270C.30; 270C.33, subdivision 5; 270C.34, subdivision 2; 270C.347, subdivision 1; 270C.35, subdivision 3; 270C.445, by adding a subdivision; 270C.446, subdivision 5; 270C.89, subdivision 1; 271.06, subdivisions 2, 7; 272.02, subdivision 10; 272.0211, subdivision 1; 272.025, subdivision 1; 272.029, subdivisions 2, 4, by adding a subdivision; 272.0295, subdivision 4; 272.115, subdivision 2; 273.061, subdivision 7; 273.08; 273.121, by adding a subdivision; 273.124, subdivision 13; 273.371; 273.372, subdivisions 2, 4, by adding subdivisions; 274.13, subdivision 1; 275.62, subdivision 2; 278.01, subdivision 1; 287.2205; 289A.08, subdivision 16, by adding a subdivision; 289A.09, subdivisions 1, 2; 289A.11, subdivision 1; 289A.12, subdivision 14; 289A.38, subdivision 6; 289A.50, subdivision 7; 289A.60, subdivision 28; 290A.19; 290C.03; 290C.13, subdivision 3; 291.03, subdivision 10; 295.54, subdivision 2; 295.55, subdivision 6; 296A.01, subdivision 33, by adding a subdivision; 296A.02, by adding a subdivision; 296A.22, subdivision 9; 296A.26; 297D.02; 297E.02, subdivisions 3, 7; 297E.04, subdivision 1; 297E.05, subdivision 4; 297E.06, subdivision 1; 297F.09, subdivision 1; 297F.23; 297G.09, subdivision 1; 297G.22; 297I.30, by adding a subdivision; 297I.60, subdivision 2; 469.319, subdivision 5; 477A.013, by adding a subdivision; 477A.19, by adding subdivisions; 559.202, subdivision 2; Laws 2014, chapter 308, article 1, section 14, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 290B; 290C; 293; repealing Minnesota Statutes 2014, sections 290C.02, subdivisions 5, 9; 290C.06.

Referred to the Committee on Taxes.

Senator Dibble introduced—

S.F. No. 1560: A bill for an act relating to metropolitan government; establishing a task force to study and make recommendations on metropolitan governance.

Referred to the Committee on State and Local Government.

Senators Gazelka and Dahms introduced—

S.F. No. 1561: A bill for an act relating to taxation; property; eliminating the automatic inflation and exempting the first tier of commercial-industrial property from the state general levy; repealing apportionment; amending Minnesota Statutes 2014, section 275.025, subdivisions 1, 2; repealing Minnesota Statutes 2014, section 275.025, subdivision 4.

Referred to the Committee on Taxes.

Senator Gazelka introduced—

S.F. No. 1562: A bill for an act relating to state government; appropriating money for a bust of Senator Rod Grams.

Referred to the Committee on Finance.

Senators Lourey, Latz and Limmer introduced—

S.F. No. 1563: A bill for an act relating to public safety; requiring the Bureau of Criminal Apprehension to do background checks at the request of Indian tribes; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Judiciary.

Senator Johnson introduced—

S.F. No. 1564: A bill for an act relating to education; creating alternative accountability measures for certain schools; requesting a federal waiver; amending Minnesota Statutes 2014, sections 120B.11, subdivision 1a; 120B.36, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on Education.

Senators Torres Ray, Johnson, Wiger and Wiklund introduced—

S.F. No. 1565: A bill for an act relating to education; school boards; requiring a student member to serve on a school board; amending Minnesota Statutes 2014, section 123B.09, subdivision 1.

Referred to the Committee on Education.

Senators Goodwin, Eaton and Carlson introduced—

S.F. No. 1566: A bill for an act relating to commerce; regulating abusive acts in auto insurance claims; providing penalties and remedies; proposing coding for new law in Minnesota Statutes, chapter 65B.

Referred to the Committee on Commerce.

Senators Goodwin, Eaton, Eken and Carlson introduced—

S.F. No. 1567: A bill for an act relating to commerce; requiring an insurer to respond to an agent's request for reasons for an increase in premiums for a customer; proposing coding for new law in Minnesota Statutes, chapter 60A.

Referred to the Committee on Commerce.

Senators Dzedzic, Hawj, Saxhaug and Dibble introduced—

S.F. No. 1568: A bill for an act relating to housing; appropriating money for Open Access Connection voice mail services.

Referred to the Committee on Finance.

Senators Eaton and Goodwin introduced—

S.F. No. 1569: A bill for an act relating to health; expanding the distribution of naloxone; appropriating money.

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

Senators Eaton, Hoffman and Goodwin introduced—

S.F. No. 1570: A bill for an act relating to higher education; appropriating money for the addiction medicine graduate medical education fellowship program.

Referred to the Committee on Finance.

Senator Reinert introduced—

S.F. No. 1571: A bill for an act relating to state lands; authorizing the private sale of certain tax-forfeited lands in St. Louis County.

Referred to the Committee on Environment and Energy.

Senator Weber introduced—

S.F. No. 1572: A bill for an act relating to capital investment; appropriating money for construction of a regional ice arena in Windom; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Jensen introduced—

S.F. No. 1573: A bill for an act relating to transportation; motor carriers; prohibiting certain commercial motor vehicles from operating in Minnesota while a federal out-of-service order is effective; amending Minnesota Statutes 2014, sections 221.031, by adding a subdivision; 221.605, by adding a subdivision.

Referred to the Committee on Transportation and Public Safety.

Senator Jensen introduced—

S.F. No. 1574: A bill for an act relating to public safety; clarifying requirements for overdimensional load escort drivers; amending Minnesota Statutes 2014, section 299D.085, subdivision 2.

Referred to the Committee on Transportation and Public Safety.

Senators Torres Ray and Wiklund introduced—

S.F. No. 1575: A bill for an act relating to the city of Richfield; extending duration of a redevelopment tax increment financing district.

Referred to the Committee on Taxes.

Senator Sheran introduced—

S.F. No. 1576: A bill for an act relating to human services; continuing the payment rates for primary care services and immunization administration services for medical assistance; amending Minnesota Statutes 2014, section 256B.76, subdivision 7.

Referred to the Committee on Finance.

Senators Nelson, Bonoff, Miller, Pratt and Franzen introduced—

S.F. No. 1577: A bill for an act relating to higher education; requiring Minnesota State Colleges and Universities to implement a goal of timely degree and certificate completion; proposing coding for new law in Minnesota Statutes, chapter 136F.

Referred to the Committee on Higher Education and Workforce Development.

Senator Osmek introduced—

S.F. No. 1578: A bill for an act relating to state lands; requiring sale of certain donated land.

Referred to the Committee on Environment and Energy.

Senator Osmek introduced—

S.F. No. 1579: A bill for an act relating to liquor; abolishing classification of 3.2 percent malt liquor; repealing Minnesota Statutes 2014, sections 340A.101, subdivision 19; 340A.403; 340A.408, subdivision 1; 340A.411; 340A.412, subdivision 6; 340A.504, subdivision 1.

Referred to the Committee on Commerce.

Senators Carlson, Benson, Eaton, Rosen and Hoffman introduced—

S.F. No. 1580: A bill for an act relating to health; requiring commissioner of health to develop a list of authorized entities; allowing certain individuals to obtain and administer epinephrine without a prescription; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Senators Koenen, Dibble and Pederson, J. introduced—

S.F. No. 1581: A bill for an act relating to capital investment; appropriating money to the Board of Water and Soil Resources for wetland replacement program; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Hawj, Goodwin and Rosen introduced—

S.F. No. 1582: A bill for an act relating to marriage; authorizing legislators to perform civil marriages; amending Minnesota Statutes 2014, section 517.04.

Referred to the Committee on Judiciary.

Senator Saxhaug introduced—

S.F. No. 1583: A bill for an act relating to arts and cultural heritage; appropriating money for the Children's Discovery Museum in Grand Rapids for new exhibits.

Referred to the Committee on Finance.

Senators Saxhaug, Eken and Tomassoni introduced—

S.F. No. 1584: A bill for an act relating to workforce development; appropriating money for adult workforce programs.

Referred to the Committee on Finance.

Senator Metzen introduced—

S.F. No. 1585: A bill for an act relating to education; allowing charter school students to participate in the extracurricular activities of their resident district; amending Minnesota Statutes 2014, sections 123B.36, subdivision 1; 123B.49, subdivision 4; 124D.10, subdivision 8.

Referred to the Committee on Education.

Senator Metzen introduced—

S.F. No. 1586: A bill for an act relating to economic development; requiring a report regarding the economic impact of noncompete agreements.

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

Senator Ingebrigtsen introduced—

S.F. No. 1587: A bill for an act relating to real property; extending the protection of the equity-stripping law to owners of agricultural property; amending Minnesota Statutes 2014, sections 325N.10, subdivisions 2, 7; 325N.17.

Referred to the Committee on Judiciary.

Senators Koenen and Clausen introduced—

S.F. No. 1588: A bill for an act relating to mental health; authorizing medical assistance coverage for psychiatric residential treatment for persons under age 21; amending Minnesota Statutes 2014, section 256B.0625, by adding a subdivision.

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

Senators Dziezic and Hawj introduced—

S.F. No. 1589: A bill for an act relating to economic development; appropriating money for youth employment programs.

Referred to the Committee on Finance.

Senator Dibble introduced—

S.F. No. 1590: A bill for an act relating to public safety; appropriating money to address alternatives to juvenile detention throughout the state.

Referred to the Committee on Finance.

Senators Hoffman, Rosen and Eken introduced—

S.F. No. 1591: A bill for an act relating to human services; increasing the medical assistance reimbursement rate for critical access mental health services provided by certain providers; amending Minnesota Statutes 2014, section 256B.763.

Referred to the Committee on Finance.

Senators Clausen, Hoffman, Eaton, Hayden and Nelson introduced—

S.F. No. 1592: A bill for an act relating to insurance; modifying requirements for utilization review of certain mental health and substance abuse services; amending Minnesota Statutes 2014, section 62M.09, subdivisions 3, 3a.

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

Senators Tomassoni, Lourey, Bakk, Saxhaug and Reinert introduced—

S.F. No. 1593: A bill for an act relating to transportation; establishing a James L. Oberstar Memorial Bikeway; modifying provisions governing state bikeways; making technical changes; amending Minnesota Statutes 2014, section 160.266, subdivisions 2, 3, by adding subdivisions.

Referred to the Committee on Transportation and Public Safety.

Senators Osmek and Brown introduced—

S.F. No. 1594: A bill for an act relating to natural resources; modifying penalty for unlawfully taking wolves; amending Minnesota Statutes 2014, section 97B.648.

Referred to the Committee on Environment and Energy.

Senators Dibble, Dziezic and Saxhaug introduced—

S.F. No. 1595: A bill for an act relating to vocational rehabilitation; appropriating money for seniors who are becoming blind.

Referred to the Committee on Finance.

Senator Rest introduced—

S.F. No. 1596: A bill for an act relating to state government; requiring the legislative auditor to evaluate economic development incentive programs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on State and Local Government.

Senator Rest introduced—

S.F. No. 1597: A bill for an act relating to public safety; firefighters; modifying licensure requirements; providing for license reciprocity; making technical changes; amending Minnesota Statutes 2014, sections 299N.01, subdivision 2; 299N.02, subdivision 2; 299N.03, subdivisions 3, 5, 6, 7; 299N.04, subdivision 3; 299N.05, subdivisions 1, 5, 6, 7, 8; proposing coding for new law in Minnesota Statutes, chapter 299N; repealing Minnesota Statutes 2014, section 299N.05, subdivisions 3, 4.

Referred to the Committee on Judiciary.

Senator Franzen introduced—

S.F. No. 1598: A bill for an act relating to transportation; governing volunteer-based nonprofit providers of special transportation service; providing for operating regulations; making technical changes; amending Minnesota Statutes 2014, sections 174.29, subdivision 1; 174.30, subdivisions 1, 2a, by adding subdivisions.

Referred to the Committee on Transportation and Public Safety.

Senator Hayden introduced—

S.F. No. 1599: A bill for an act relating to sustainable agriculture; modifying certain programs and grants; amending Minnesota Statutes 2014, sections 17.115, subdivisions 2, 3; 17.116.

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

Senators Dibble, Hayden, Dziedzic and Champion introduced—

S.F. No. 1600: A bill for an act relating to capital investment; appropriating money for the Lake Street Transit Station; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Pappas, Hawj, Hoffman, Kiffmeyer and Hayden introduced—

S.F. No. 1601: A bill for an act relating to economic development; appropriating money for a revolving loan fund and Little Africa virtual marketing and branding network.

Referred to the Committee on Finance.

Senator Johnson introduced—

S.F. No. 1602: A bill for an act relating to human rights; making changes to scope of application for certificate of compliance; clarifying requirements for bids and proposals from certain businesses; amending Minnesota Statutes 2014, sections 363A.36, subdivision 1; 363A.37, subdivision 1; 473.144.

Referred to the Committee on Judiciary.

Senators Eaton and Goodwin introduced—

S.F. No. 1603: A bill for an act relating to taxation; sales and use; providing criminal and civil penalties for use of automated sales suppression devices; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary.

Senators Thompson, Clausen and Hall introduced—

S.F. No. 1604: A bill for an act relating to transportation; requiring funds from nonstate and nonfederal sources for certain monuments maintained by the Department of Transportation; amending Minnesota Statutes 2014, section 161.139.

Referred to the Committee on Transportation and Public Safety.

Senators Benson, Brown and Chamberlain introduced—

S.F. No. 1605: A bill for an act relating to state grants; preventing the state from entering into a grant agreement with grantees disclosing certain information; requiring the attorney general to post federal tax information filed by charitable organizations on the attorney general's charities database Web site; amending Minnesota Statutes 2014, sections 16B.98, subdivision 5; 309.54, subdivision 1.

Referred to the Committee on State and Local Government.

Senators Benson, Lourey, Rosen and Bonoff introduced—

S.F. No. 1606: A bill for an act relating to human services; establishing a jobs and health innovation grant program for hard-to-employ Minnesotans; requiring reports; authorizing pay for performance bonds; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256E.

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

Senators Benson, Rosen, Nelson, Gazelka and Dahms introduced—

S.F. No. 1607: A bill for an act relating to health; eliminating the MNsure Board; placing MNsure under the regulatory authority of the commissioner of human services; changing rulemaking provisions; amending Minnesota Statutes 2014, sections 62V.02, subdivisions 2, 11; 62V.03; 62V.04; 62V.05; 62V.06; 62V.07; 62V.08; 62V.09; 62V.11.

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

Senators Osmek; Newman; Kiffmeyer; Pederson, J. and Pratt introduced—

S.F. No. 1608: A bill for an act relating to the State Lottery; dedicating certain net proceeds for local roads and bridges; amending Minnesota Statutes 2014, section 349A.10, subdivision 5.

Referred to the Committee on State and Local Government.

Senator Jensen introduced—

S.F. No. 1609: A bill for an act relating to agriculture; requiring certain information for custom formula feed sold; amending Minnesota Statutes 2014, section 25.35.

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

Senators Metzen, Tomassoni, Wiger, Dahle and Stumpf introduced—

S.F. No. 1610: A bill for an act relating to capital investment; appropriating money for Mighty Ducks grants for new or renovated air handling systems of indoor ice facilities; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Skoe and Stumpf introduced—

S.F. No. 1611: A bill for an act relating to capital improvements; appropriating money for construction and renovation of facilities in Independent School District No. 38, Red Lake; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Bakk introduced—

S.F. No. 1612: A bill for an act relating to capital investment; appropriating money for the Arrowhead Regional Health and Wellness Center in Hermantown; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Miller, Bonoff and Clausen introduced—

S.F. No. 1613: A bill for an act relating to education; postsecondary; MnSCU course and credit policies; requiring a report; appropriating money.

Referred to the Committee on Higher Education and Workforce Development.

Senator Petersen, B. introduced—

S.F. No. 1614: A bill for an act relating to county attorneys; modifying standards related to issuance of administrative subpoenas; requiring disclosure; amending Minnesota Statutes 2014, section 388.23, subdivisions 1, 2, 4, 6, by adding subdivisions.

Referred to the Committee on Judiciary.

Senators Nelson, Rest and Kiffmeyer introduced—

S.F. No. 1615: A bill for an act relating to taxation; individual income; modifying the K-12 education expense credit; increasing the credit amount and increasing the income phaseout for the credit; adjusting the credit phaseout threshold for inflation; amending Minnesota Statutes 2014, section 290.0674, subdivision 2, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Nelson, Rest, Pratt and Rosen introduced—

S.F. No. 1616: A bill for an act relating to early childhood education; modifying certain early learning scholarship provisions; amending Minnesota Statutes 2014, section 124D.165, subdivision 3.

Referred to the Committee on Education.

Senators Nelson, Rest and Scalze introduced—

S.F. No. 1617: A bill for an act relating to public safety; amending harassment restraining order provisions on definitions, jurisdiction, notice, service, and relief; amending Minnesota Statutes 2014, section 609.748.

Referred to the Committee on Judiciary.

Senators Nelson, Torres Ray and Fischbach introduced—

S.F. No. 1618: A bill for an act relating to higher education; establishing performance goals; requiring reports.

Referred to the Committee on Higher Education and Workforce Development.

Senator Osmek introduced—

S.F. No. 1619: A bill for an act relating to taxation; property; exempting the first tier of commercial-industrial property from the state general levy; reducing the amount of the state general levy; amending Minnesota Statutes 2014, section 275.025, subdivisions 1, 2, 4.

Referred to the Committee on Taxes.

Senators Nelson, Bonoff, Miller, Pratt and Franzen introduced—

S.F. No. 1620: A bill for an act relating to higher education; requiring development of a plan to encourage students to finish their degree programs; requiring reports.

Referred to the Committee on Higher Education and Workforce Development.

Senators Lourey and Hayden introduced—

S.F. No. 1621: A bill for an act relating to corrections; requiring state and local jail and prison inmates to be housed in publicly owned and operated jails and prisons; prohibiting the state and counties from contracting with private prisons; amending Minnesota Statutes 2014, section 241.01, subdivision 3a; proposing coding for new law in Minnesota Statutes, chapters 243; 641.

Referred to the Committee on Judiciary.

Senators Hayden and Lourey introduced—

S.F. No. 1622: A bill for an act relating to corrections; appropriating funds for additional correctional workers.

Referred to the Committee on Finance.

Senator Franzen introduced—

S.F. No. 1623: A bill for an act relating to taxation; estate; increasing the exclusion amount; modifying rates; amending Minnesota Statutes 2014, sections 291.016, subdivision 3; 291.03, subdivision 1.

Referred to the Committee on Taxes.

Senator Franzen introduced—

S.F. No. 1624: A bill for an act relating to higher education; encouraging saving for higher education expenses; amending Minnesota Statutes 2014, section 290.01, subdivision 19b; proposing coding for new law in Minnesota Statutes, chapter 136G.

Referred to the Committee on Finance.

Senators Ortman, Osmek, Dahms, Pratt and Newman introduced—

S.F. No. 1625: A bill for an act relating to transportation; capital investment; appropriating money for construction of an interchange at marked Trunk Highway 212 and Carver County Road 140; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Weber introduced—

S.F. No. 1626: A bill for an act relating to capital investment; appropriating money for construction of a regional emergency services facility in Windom; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Koenen, Dahle, Eken, Jensen and Dahms introduced—

S.F. No. 1627: A bill for an act relating to agriculture; extending the Agricultural Growth, Research, and Investment (AGRI) program for ten years; dedicating a portion of annual AGRI spending to farm business management scholarships; providing income tax credits to encourage beginning farmers; appropriating money for beginning farmer individual development accounts and supplemental farm business management program funding; amending Minnesota Statutes 2014, sections 41A.12, subdivisions 2, 4; 290.06, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 41B.

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

Senator Koenen introduced—

S.F. No. 1628: A bill for an act relating to human services; modifying nursing facility operating payment rates for certain facilities; amending Minnesota Statutes 2014, section 256B.431, by adding a subdivision.

Referred to the Committee on Finance.

Senator Rest introduced—

S.F. No. 1629: A bill for an act relating to state government; adopting public-private partnership agreements concerning public buildings and public infrastructure; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 446.

Referred to the Committee on State and Local Government.

Senators Nelson, Rosen and Miller introduced—

S.F. No. 1630: A bill for an act relating to education; establishing basic needs revenue; appropriating money; providing limited-term relief from state mandates.

Referred to the Committee on Education.

Senator Weber introduced—

S.F. No. 1631: A bill for an act relating to education; modifying certain postsecondary credit provisions; appropriating money; amending Minnesota Statutes 2014, sections 120B.125; 120B.131; 123A.22, subdivision 4; 123B.31; 124D.09; 124D.091, subdivision 3; 136D.73, subdivision 4c; repealing Minnesota Statutes 2014, section 120B.14.

Referred to the Committee on Education.

Senators Pratt, Jensen, Nelson, Wiger and Wiklund introduced—

S.F. No. 1632: A bill for an act relating to education finance; extending the authority for school districts to transfer certain money among funds and accounts; amending Laws 2013, chapter 116, article 7, section 19.

Referred to the Committee on Finance.

Senator Stumpf introduced—

S.F. No. 1633: A bill for an act relating to capital investment; appropriating money for a transportation facility in Roseau County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Dibble, Cohen, Franzen, Hayden and Latz introduced—

S.F. No. 1634: A bill for an act relating to human services; providing grant funds for nontraditional counseling services; appropriating money.

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

Senators Rest and Bonoff introduced—

S.F. No. 1635: A bill for an act relating to education finance; modifying special education payments for certain charter schools; amending Minnesota Statutes 2014, section 124D.11, subdivision 5, by adding a subdivision.

Referred to the Committee on Finance.

Senators Skoe, Marty and Rest introduced—

S.F. No. 1636: A bill for an act relating to taxation; property; eliminating the personal property tax on electric generation systems; instituting a new method of valuing personal property on electric generation systems; authorizing transition aid; repealing exemptions; appropriating money; amending Minnesota Statutes 2014, sections 126C.21, subdivision 3; 216B.16, subdivision 6d; 216B.1621, subdivision 2; 216B.164, subdivision 2a; 216B.2424, subdivision 5; 270C.01, subdivision 7; 272.02, subdivision 9; 272.025, subdivision 1; 273.13, subdivision 24; 275.70, subdivision 6; 275.71, subdivision 5; 469.315; proposing coding for new law in Minnesota Statutes, chapters 273; 477A; repealing Minnesota Statutes 2014, sections 272.02, subdivisions 10, 24, 29, 33, 44, 45, 52, 54, 55, 56, 68, 69, 70, 71, 84, 89, 92, 93, 96, 99; 272.0211; 272.029; 272.0295.

Referred to the Committee on Taxes.

Senators Wiklund and Franzen introduced—

S.F. No. 1637: A bill for an act relating to human services; modifying requirements for child care assistance redeterminations of eligibility and recovery of overpayments; amending Minnesota Statutes 2014, sections 119B.025, subdivision 1, by adding a subdivision; 119B.09, subdivision 4; 119B.11, subdivision 2a.

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

Senator Carlson introduced—

S.F. No. 1638: A bill for an act relating to campaign practices; modifying provisions relating to campaign practices hearings; clarifying noncommercial signs exemption; amending Minnesota Statutes 2014, sections 211B.045; 211B.34, subdivisions 1, 2; 211B.35, subdivision 1.

Referred to the Committee on Rules and Administration.

Senator Saxhaug introduced—

S.F. No. 1639: A bill for an act relating to workers' compensation; clarifying coverage under the targeted logging industry fund; amending Minnesota Statutes 2014, section 176.130, subdivision 1.

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

Senators Eken, Dahms, Skoe and Weber introduced—

S.F. No. 1640: A bill for an act relating to taxation; local government aid; modifying county program aid; appropriating money; amending Minnesota Statutes 2014, sections 477A.0124, subdivision 4; 477A.03, subdivision 2b.

Referred to the Committee on Taxes.

Senators Wiger, Chamberlain, Stumpf and Tomassoni introduced—

S.F. No. 1641: A bill for an act relating to capital investment; requiring a study and proposals for augmenting White Bear Lake water levels.

Referred to the Committee on Capital Investment.

Senators Tomassoni and Saxhaug introduced—

S.F. No. 1642: A bill for an act relating to education finance; appropriating money to a cooperative center to provide staff development.

Referred to the Committee on Finance.

Senators Tomassoni and Saxhaug introduced—

S.F. No. 1643: A bill for an act relating to education finance; modifying the calculation of compensation revenue pupil units; amending Minnesota Statutes 2014, section 126C.05, subdivision 3.

Referred to the Committee on Finance.

Senator Saxhaug introduced—

S.F. No. 1644: A bill for an act relating to state government; increasing the complement of the Office of the Revisor of Statutes; appropriating money to maintain and improve information technology services.

Referred to the Committee on Finance.

Senator Metzen introduced—

S.F. No. 1645: A bill for an act relating to commerce; modifying unclaimed property requirements; modifying the commissioner's duties; requiring reports; appropriating money; amending Minnesota Statutes 2014, section 345.42, subdivision 1, by adding a subdivision.

Referred to the Committee on Commerce.

Senator Dibble introduced—

S.F. No. 1646: A bill for an act relating to transportation; requiring the Metropolitan Council to consult with Transportation Accessibility Advisory Committee on certain procurements; amending Minnesota Statutes 2014, section 473.915.

Referred to the Committee on Transportation and Public Safety.

Senator Dibble introduced—

S.F. No. 1647: A bill for an act relating to transportation; directing the commissioner of transportation to adopt policy to lower local share of transportation project costs.

Referred to the Committee on Transportation and Public Safety.

Senators Dibble and Rest introduced—

S.F. No. 1648: A bill for an act relating to transportation; establishing public-private partnership pilot program; requiring report.

Referred to the Committee on Transportation and Public Safety.

Senators Weber and Tomassoni introduced—

S.F. No. 1649: A bill for an act relating to economic development; appropriating money for Enterprise Minnesota, Inc.

Referred to the Committee on Finance.

Senators Carlson, Clausen, Senjem, Metzen and Wiger introduced—

S.F. No. 1650: A bill for an act relating to state government; expanding duties and powers of the Council on Black Minnesotans; amending Minnesota Statutes 2014, section 3.9225.

Referred to the Committee on State and Local Government.

Senator Clausen introduced—

S.F. No. 1651: A bill for an act relating to contracts; regulating automatic renewal clauses in consumer contracts; proposing coding for new law in Minnesota Statutes, chapter 325G.

Referred to the Committee on Commerce.

MOTIONS AND RESOLUTIONS

Senator Skoe moved that the name of Senator Nelson be added as a co-author to S.F. No. 8. The motion prevailed.

Senator Rosen moved that the name of Senator Kent be added as a co-author to S.F. No. 475. The motion prevailed.

Senator Housley moved that the name of Senator Hall be added as a co-author to S.F. No. 617. The motion prevailed.

Senator Pratt moved that the name of Senator Jensen be added as a co-author to S.F. No. 740. The motion prevailed.

Senator Fischbach moved that the name of Senator Metzen be added as a co-author to S.F. No. 855. The motion prevailed.

Senator Hoffman moved that the name of Senator Jensen be added as a co-author to S.F. No. 1002. The motion prevailed.

Senator Scalze moved that her name be stricken as a co-author to S.F. No. 1069. The motion prevailed.

Senator Eken moved that the name of Senator Nelson be added as a co-author to S.F. No. 1462. The motion prevailed.

Senator Dibble moved that the name of Senator Dziejczak be added as a co-author to S.F. No. 1522. The motion prevailed.

Senator Carlson moved that the name of Senator Eken be added as a co-author to S.F. No. 1524. The motion prevailed.

Senator Hoffman moved that his name be stricken as chief author, shown as a co-author, and the name of Senator Franzen be added as chief author to S.F. No. 1527. The motion prevailed.

Senator Bonoff moved that the name of Senator Dziejczak be added as a co-author to S.F. No. 1536. The motion prevailed.

Senator Newman moved that S.F. No. 384 be withdrawn from the Committee on Environment and Energy and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Wiklund moved that S.F. No. 501 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Finance. The motion prevailed.

Senator Pratt moved that S.F. No. 740 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Education. The motion prevailed.

Senator Kent moved that S.F. No. 1464 be withdrawn from the Committee on Capital Investment and re-referred to the Committee on Finance. The motion prevailed.

Senator Weber introduced –

Senate Resolution No. 90: A Senate resolution honoring Emily Lodine of Magnolia on winning a Grammy Award.

Referred to the Committee on Rules and Administration.

Senator Cohen introduced –

Senate Resolution No. 91: A Senate resolution recognizing March 2015 as Multiple Myeloma Awareness Month.

Referred to the Committee on Rules and Administration.

Senator Nelson introduced –

Senate Resolution No. 92: A Senate resolution congratulating Brett Andrew Boggust of Rochester, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Nelson introduced –

Senate Resolution No. 93: A Senate resolution congratulating Grant Randall Reimer of Rochester, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

Senator Limmer introduced –

Senate Resolution No. 94: A Senate resolution honoring Prudential Spirit of Community Award Distinguished Finalist Claire Baker.

Referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Senators Anderson, Brown, Champion, Nienow and Ortman were excused from the Session of today.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 12, 2015. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

