

TWENTY-NINTH DAY

St. Paul, Minnesota, Thursday, March 21, 2013

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

**CALL OF THE SENATE**

Senator Sieben 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. Dennis Morreim.

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

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

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

The President declared a quorum present.

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

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

The following communications were received.

February 11, 2013

The Honorable Sandra L. Pappas  
President of the Senate

Dear Senator Pappas:

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

## PUBLIC UTILITIES COMMISSION

Nancy Lange, 17404 Bridgewater Cir., Minnetonka, in the county of Hennepin, effective March 4, 2013, for a term expiring on January 7, 2019.

(Referred to the Committee on Environment and Energy.)

Sincerely,  
Mark Dayton, Governor

March 20, 2013

The Honorable Paul Thissen  
Speaker of the House of Representatives

The Honorable Sandra L. Pappas  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2013 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2013	Date Filed 2013
	5	9	10:03 a.m. March 20	March 20

Sincerely,  
Mark Ritchie  
Secretary of State

### REPORTS OF COMMITTEES

Senator Sieben moved that the Committee Reports at the Desk be now adopted, with the exception of the report on S.F. No. 1081. The motion prevailed.

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

**S.F. No. 711:** A bill for an act relating to education; implementing integration revenue replacement advisory task force recommendations; repurposing integration revenue by establishing the "Achievement and Integration for Minnesota" program to increase student performance and equitable educational opportunities and prepare all students to be effective citizens; proposing coding for new law in Minnesota Statutes, chapter 124D.

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

Page 2, line 1, after the second comma, insert "cross-cultural interactivities, communication and pedagogy,"

Page 3, line 3, after "on" insert "student growth and progress toward proficiency in reading, mathematics, and writing, as defined under section 120B.299, and"

Page 3, delete lines 7 and 8

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

Page 3, line 10, delete "(4)" and insert "(3)"

Page 3, line 12, delete "(5)" and insert "(4)"

Page 3, line 14, delete "(6)" and insert "(5)"

Page 3, line 25, after the period, insert "Priority for funding must be given to eligible school districts that include methods that have been effective in reducing disparities in student achievement in the district's biennial plan."

Page 3, line 34, after "must" insert "report to the commissioner the reasons why the goals were not met. The district must submit a two-year improvement plan to achieve the unmet goals from its achievement and integration plan. A district that does not meet its goals in the improvement plan must"

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

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

**S.F. No. 950:** A bill for an act relating to education; clarifying continuing education clock hour requirements for teachers licensed to teach deaf and hard-of-hearing students in prekindergarten through grade 12; amending Minnesota Statutes 2012, section 122A.28, subdivision 1.

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

Page 1, line 16, delete "or" and insert "and"

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

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

**S.F. No. 1083:** A bill for an act relating to education; clarifying use of restrictive procedures; appropriating money; amending Minnesota Statutes 2012, sections 125A.0941; 125A.0942.

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

Page 5, line 11, delete "2017" and insert "2015"

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

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

**S.F. No. 872:** A bill for an act relating to human services; modifying provisions related to fair hearings and internal audits; creating the Cultural and Ethnic Leadership Communities Council; removing obsolete language; making technical changes; amending Minnesota Statutes 2012, sections 245.4661, subdivisions 2, 6; 245.482, subdivision 5; 256.01, subdivision 2; 256.017, subdivision 1; 256.045, subdivisions 1, 3, 4, 5; 256.0451, subdivisions 5, 13, 22, 24; 256B.055, subdivision 12; 256B.056, subdivision 11; 256B.057, subdivision 3b; 256B.0595, subdivisions 1,

2, 4, 9; 256D.02, subdivision 12a; 256J.30, subdivisions 8, 9; 256J.37, subdivision 3a; 256J.395, subdivision 1; 256J.575, subdivision 3; 256J.626, subdivisions 6, 7; 256J.72, subdivisions 1, 3; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 2012, sections 245.461, subdivision 3; 245.463, subdivisions 1, 3, 4; 256.01, subdivisions 2a, 13, 23a; 256B.0185; 256D.02, subdivision 4a; 256J.575, subdivision 4; 256J.74, subdivision 4; 256L.04, subdivision 9.

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

Page 11, line 16, after "chairs" insert "and ranking minority members"

Page 11, line 20, after the period, insert "In making appointments under this subdivision, the commissioner shall give priority in consideration to public members of the legislative councils of color established under chapter 3."

Page 12, line 13, delete "Members" and insert "Public members" and before "for" insert "from the council"

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

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

**S.F. No. 1346:** A bill for an act relating to elections; modifying provisions related to election law including provisions related to redistricting, absentee voting, registration, ballots, election day activities, municipal elections, school district elections, voting, campaigns, and hospital district elections; amending Minnesota Statutes 2012, sections 103C.305, subdivision 3; 201.071, subdivision 2; 203B.08, subdivision 3; 203B.081; 204B.22, subdivision 1; 204C.14; 204D.11, subdivision 4; 205.10, subdivision 3; 205A.08, subdivision 1; 206.895; 208.04, subdivision 1; 211B.045; 447.32, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 2.

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

Page 2, delete section 4

Page 4, delete section 11

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

**S.F. No. 1374:** A bill for an act relating to elections; making various changes to election law provisions including provisions related to voter registration, absentee ballots, election day activities, state general election ballots, municipal elections, school district elections, voting, campaigns, hospital district elections, and redistricting; amending Minnesota Statutes 2012, sections 103C.305, subdivision 3; 201.071, subdivision 2; 203B.081; 203B.227; 204B.04, by adding a subdivision; 204B.18, subdivision 2; 204B.32, subdivision 1; 204B.36, subdivision 1; 204C.14; 204C.19, subdivision 2; 204C.25; 204C.27; 204D.08, subdivision 6; 204D.11, subdivisions 1, 4, 5, 6; 204D.13, subdivision 3; 204D.14, subdivisions 1, 3; 204D.15, subdivision 3; 205.13, subdivision 1a; 205.17, subdivisions 1, 3; 205A.05, subdivision 2; 205A.08, subdivision 1; 206.61, subdivision 4; 206.895; 208.04, subdivision 2; 211B.045; 447.32, subdivision 3; proposing coding for new law

in Minnesota Statutes, chapter 2; repealing Minnesota Statutes 2012, sections 204B.42; 204D.11, subdivisions 2, 3; 205.17, subdivisions 2, 4; 205A.08, subdivision 4.

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

Page 3, delete line 25 and insert "election, unless the candidate withdraws the initial affidavit pursuant to section 204B.12. The provisions in section 645.241 do not apply to this subdivision."

Page 9, delete section 26

Page 10, delete section 29

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

**S.F. No. 1232:** A bill for an act relating to elections; establishing a pilot project for conducting elections using electronic roster technology; creating the Electronic Roster Task Force; appropriating money.

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

Delete everything after the enacting clause and insert:

"Section 1. **ELECTRONIC ROSTER PILOT PROJECT.**

Subdivision 1. **Established.** A pilot project is established to explore the use of electronic rosters in conducting elections. Jurisdictions participating in the project may use electronic rosters to process election day registration, to verify the registration status of preregistered voters, or both. The pilot project shall apply to general elections for home rule charter or statutory cities conducted in participating cities in 2013. The standards for conducting the pilot project are provided in this section.

Subd. 2. **Participating cities.** Precincts located in Dilworth, Minnetonka, Moorhead, Saint Anthony, and Saint Paul may participate in the project. In participating cities, the head elections official may designate individual precincts in the jurisdiction to participate. A city is not required to use electronic rosters in all precincts.

Subd. 3. **Technology requirements.** (a) In participating precincts, an electronic poll book must:

(1) be able to be loaded with a data file that includes voter registration data in a file format prescribed by the secretary of state;

(2) allow for data to be exported in a file format prescribed by the secretary of state;

(3) allow for data to be entered manually or by scanning a Minnesota driver's license or identification card to populate a voter registration application that would be printed and signed and dated by the voter;

(4) provide for a printed voter's signature certificate, containing the voter's name, address of residence, date of birth, voter identification number, the oath required by Minnesota Statutes, section 204C.10, and a space for the voter's original signature;

(5) immediately alert the election judge if the electronic poll book indicates that a voter has already voted, the voter's registration status is challenged, or it appears the voter resides in a different precinct;

(6) provide immediate instructions on how to resolve a particular type of challenge when a voter's record is challenged; and

(7) perform any other functions necessary for the efficient and secure administration of participating election, as determined by the secretary of state.

(b) In precincts using electronic rosters only for election day registration, the technology does not need to comply with paragraph (a), clause (4), (5), or (6).

Subd. 4. **Minnesota election law; other law.** Except as provided in this section, the provisions of the Minnesota Election Law apply to this pilot project, so far as practicable. Voters participating in the safe at home program must be allowed to vote pursuant to Minnesota Statutes, section 5B.06. Nothing in this section shall be construed to amend absentee voting provisions in Minnesota Statutes, chapter 203B.

Subd. 5. **Election records retention.** All voter's signature certificates and voter registration applications printed from an electronic poll book shall be retained pursuant to Minnesota Statutes, section 204B.40. Data on election day registrants must be uploaded to the statewide voter registration system for processing by county auditors.

Subd. 6. **Election day.** Participating precincts may use electronic rosters for election day registration, to verify registration status of preregistered voters, or both. In precincts using electronic rosters to verify registration status of preregistered voters, the election judges shall also use a paper roster.

Subd. 7. **Evaluation.** The secretary of state must evaluate the pilot project and must report to the legislative committees with jurisdiction over elections by January 31, 2014, on the results of the evaluation. The report must include:

(1) a description of the technology that was used and explanation of how that technology was selected;

(2) the process used for implementing electronic poll books;

(3) a description of training that was conducted for election judges and other election officials in precincts that used electronic poll books;

(4) the number of voters who voted in each precinct using electronic poll books;

(5) comments, feedback, or recommendations from election judges and others in a precinct using electronic poll books;

(6) the costs associated with the use of electronic poll books, broken down by precinct;

(7) comments, feedback, or recommendations from the participating cities and counties regarding data transfers and other exchanges of information; and

(8) any other feedback or recommendations the secretary of state believes are relevant to evaluating the pilot project.

Subd. 8. **Expiration.** The authorization for this pilot project expires upon submission of the report as provided in subdivision 7.

Sec. 2. **ELECTRONIC ROSTER TASK FORCE.**

Subdivision 1. **Membership.** (a) The Electronic Roster Task Force consists of the following 15 members:

- (1) the director of the Department of Public Safety, Division of Vehicle Services, or designee;
  - (2) the secretary of state, or designee;
  - (3) an individual designated by the secretary of state, from the elections division in the Office of the Secretary of State;
  - (4) the chief information officer of the state of Minnesota, or designee;
  - (5) one county auditor appointed by the Minnesota Association of County Officers;
  - (6) one town election official appointed by the Minnesota Association of Townships;
  - (7) one city election official appointed by the League of Minnesota Cities;
  - (8) one school district election official appointed by the Minnesota School Boards Association;
  - (9) one representative appointed by the speaker of the house of representatives;
  - (10) one representative appointed by the minority leader of the house of representatives;
  - (11) one senator appointed by the senate Subcommittee on the Committee of the Committee on Rules and Administration;
  - (12) one senator appointed by the senate minority leader;
  - (13) one person appointed by the governor, familiar with electronic roster technology but who does not represent a specific vendor of the technology; and
  - (14) two election judges appointed by the governor.
- (b) Any vacancy shall be filled by appointment of the appointing authority for the vacating member.
- (c) Members shall be appointed by June 1, 2013.

Subd. 2. **Conflict of interest.** No member of the task force may have a financial interest in a manufacturer or distributor of electronic roster technology.

Subd. 3. **Duties.** The task force must research the following issues:

- (1) electronic roster technology, including different types of electronic rosters;
- (2) the ability to use photographs received from the Department of Vehicle Services;
- (3) the ability to add photographs to the roster on election day;

(4) data security in electronic rosters, the statewide voter registration system, and the Department of Vehicle Services;

(5) reliability of Department of Vehicle Services data, including the ability to match names and photographs without duplication;

(6) ability of precincts across the state to connect an electronic roster to a secure network to access the statewide voter registration system; and

(7) direct and indirect costs associated with using electronic rosters.

Subd. 4. **First meeting.** The secretary of state, or the secretary's designee, must convene the initial meeting of the task force by July 1, 2013. The members of the task force must elect a chair and a vice-chair from the members of the task force at the first meeting.

Subd. 5. **Compensation.** Public members of the task force shall be compensated pursuant to Minnesota Statutes, section 15.059, subdivision 3.

Subd. 6. **Staff.** The Legislative Coordinating Commission shall provide staff support, as needed, to facilitate the task force's work.

Subd. 7. **Report.** The task force must submit a report by January 31, 2014, to the chairs and ranking minority members of the committees in the senate and house of representatives with primary jurisdiction over elections, summarizing its findings and listing recommendations on the implementation of electronic rosters statewide. The report shall include draft legislation to implement the recommendations of the task force.

Subd. 8. **Sunset.** The task force shall sunset the day following submission of the report under subdivision 7, or January 31, 2014, whichever is earlier.

**Sec. 3. APPROPRIATION.**

(a) \$...... is appropriated from the general fund to the secretary of state to carry out the requirements of section 1.

(b) \$...... is appropriated to the Legislative Coordinating Commission for the purposes of the task force established in section 2.

**Sec. 4. EFFECTIVE DATE.**

This act is effective the day following final enactment."

Amend the title accordingly

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

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

**S.F. No. 934:** A bill for an act relating to commerce; regulating motor vehicles; amending regulation of scrap metal processing; requiring proof of ownership or hold period for vehicles purchased for scrap; creating the automated property system; creating criminal penalties; amending Minnesota Statutes 2012, sections 168.27, subdivision 23; 168A.01, by adding a subdivision;



168A.153; 168A.40, subdivision 4; 325E.21, subdivisions 1, 1a, 4, 8, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 168A.

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

Page 3, delete section 5

Page 4, lines 2 and 4, delete the new language

Page 6, delete sections 10 and 11

Renumber the sections in sequence

Amend the title accordingly

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

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

**S.F. No. 1351:** A bill for an act relating to Hennepin County; updating and making technical corrections to county contract provisions; amending Minnesota Statutes 2012, sections 383B.158, subdivisions 1, 5; 383B.1581, subdivisions 2, 3; 383B.1582; 383B.1584; repealing Minnesota Statutes 2012, section 383B.1585.

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

Page 1, line 22, after the second "contract" insert "which may be in phases,"

Page 2, after line 23, insert:

"Sec. 2. Minnesota Statutes 2012, section 383B.158, subdivision 2, is amended to read:

Subd. 2. **Authority.** Notwithstanding section 471.345 or any other law to the contrary, the county board may solicit and award a design-build contract for a project on the basis of a best value selection process as provided in this section. In exercising the authority granted in this section and sections 383B.1581 to 383B.1584, the county may also utilize the design-build procedures available to the Department of Transportation."

Page 4, line 1, reinstate the stricken language

Page 4, line 6, reinstate the stricken language and delete "RFP" and insert "for proposals (RFP)"

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

**S.F. No. 735:** A bill for an act relating to state government; creating an Office of Collaboration and Dispute Resolution in the Bureau of Mediation Services; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 179.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 179.02, is amended by adding a subdivision to read:

Subd. 6. **Grants.** (a) The commissioner of mediation services may make grants to private nonprofit entities that assist in resolution of disputes. The commissioner shall establish a grant review committee to assist the commissioner in review of grant applications under this subdivision.

(b) To be eligible for a grant under this subdivision, a nonprofit organization must meet the requirements of section 494.05, subdivision 1, clauses (1), (2), (4), and (5).

(c) A grant agreement may include performance-based standards that apply to a specified percentage of the potential grant amount. A grant may include a requirement for a matching contribution from a nonstate source.

(d) A nonprofit entity receiving a grant must, as a condition of the grant, agree to comply with guidelines adopted by the state court administrator under section 494.015, subdivision 1, and with other conditions the commissioner may impose. Sections 16B.97 and 16B.98 and policies adopted under those sections apply to grants under this subdivision. The exclusions in section 494.03 apply to grants under this subdivision.

(e) Grantees must report to the commissioner data required under chapter 494 and additional information required by the commissioner to evaluate quality and outcomes.

Sec. 2. **APPROPRIATION.**

\$750,000 is appropriated from the general fund to the commissioner of mediation services for the biennium ending June 30, 2015, for grants under Minnesota Statutes, section 179.02, subdivision 6."

Amend the title accordingly

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

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

**S.F. No. 918:** A bill for an act relating to metropolitan government; providing a process for joint governance of certain entertainment facilities in Minneapolis and St. Paul.

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

Page 1, line 10, after "Minneapolis" insert ", and representatives from the primary professional sports team tenant of each facility,"

Page 2, after line 4, insert:

"(d) Representatives of the cities and the primary professional sports team tenants of each facility shall meet within 30 days of the effective date of this section to begin implementation of this section."

Page 2, line 10, delete everything after the period

Page 2, delete line 11

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

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

**S.F. No. 628:** A bill for an act relating to veterans; establishing a veterans home in Beltrami County; proposing coding for new law in Minnesota Statutes, chapter 198.

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

Page 1, line 10, delete "other nonstate" and insert "state or other funding"

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

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

**S.F. No. 971:** A bill for an act relating to the military; updating the Minnesota Code of Military Justice; providing clarifying language; amending Minnesota Statutes 2012, sections 192A.02, subdivision 1; 192A.045, subdivision 3; 192A.095; 192A.10; 192A.105; 192A.11, subdivision 1; 192A.111; 192A.13; 192A.20; 192A.235, subdivision 3; 192A.605; 192A.62; 192A.66; proposing coding for new law in Minnesota Statutes, chapter 192A; repealing Minnesota Statutes 2012, sections 192A.085; 192A.11, subdivisions 2, 3.

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

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

**S.F. No. 870:** A bill for an act relating to the legislative auditor; providing for financial and data security audits; requiring certain notice to the legislative auditor; amending Minnesota Statutes 2012, section 3.971, subdivision 6, by adding subdivisions.

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. 818:** A bill for an act relating to commerce; regulating certain lenders that use motor vehicle titles of the borrower as collateral; proposing coding for new law in Minnesota Statutes, chapter 47.

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

Delete everything after the enacting clause and insert:

"Section 1. [47.602] MOTOR VEHICLE TITLE LOANS.

Subdivision 1. Definitions. (a) The terms defined in this section have the meanings given them.

(b) "Automobile dealer" means a dealer, as defined in section 168.002, subdivision 6, and a used motor vehicle dealer.

(c) "Banking institution" means a banking institution, as defined in section 48.01, subdivision 2, and includes any bank, savings bank, savings association, or any subsidiary of any of them, that is subject to supervision by a federal regulatory agency.

(d) "Consumer loan" means a loan to a borrower which has a principal amount, or an advance on a credit limit, of \$1,000 or less and requires a minimum payment within 60 days of loan origination or credit advance of more than 25 percent of the principal balance or credit advance. For the purposes of this section, each new advance of money to a borrower under a consumer loan agreement constitutes a new consumer loan.

(e) "Credit union" includes a credit union, as defined under section 52.001, subdivision 4, and a federal credit union, as defined under section 52.001, subdivision 7.

Subd. 2. **Requirements.** A lender who is not a pawnbroker, as defined in section 325J.01, subdivision 4, and uses a title to a motor vehicle as collateral for making a consumer loan:

(1) must possess a valid license from the Department of Commerce as either an industrial loan and thrift company under chapter 53 or a regulated lender under chapter 56;

(2) must comply with all provisions of section 325J.095; and

(3) may not demand or collect interest, fees, or any other charges that in the aggregate exceed the amounts allowed to be demanded and collected under section 325J.07.

Subd. 3. **Exemptions.** This section does not apply to a banking institution, a credit union, an automobile dealer, or any transaction conducted under chapter 53C.

**EFFECTIVE DATE.** This section is effective August 1, 2013, and applies to credit extended on or after that date."

Amend the title numbers accordingly

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

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

**S.F. No. 1376:** A bill for an act relating to commerce; modifying securities registration and franchise registration provisions; amending Minnesota Statutes 2012, sections 80A.41; 80A.54; 80A.58; 80A.61; 80A.66; 80C.08, by adding a subdivision.

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

Page 4, line 29, reinstate the stricken language

Page 4, line 30, reinstate the stricken language and delete "(A)"

Page 4, line 32, reinstate the stricken language and delete "(B)"

Page 4, line 35, reinstate the stricken language and delete "(C)"

Page 5, line 1, reinstate the stricken language and delete "(D)"

Page 5, line 2, reinstate the stricken language and delete "(E)"

Page 5, line 3, reinstate the stricken language and delete "(F)"

Page 5, line 5, reinstate the stricken language and delete "(G)"

Page 11, strike line 35

Page 12, line 2, delete "(C)" and insert "(B)"

Page 12, line 5, delete "(D)" and insert "(C)"

Page 12, line 17, delete "and" and insert "or"

Page 12, delete line 18

Page 13, line 5, delete "this" and insert "the private fund adviser"

Page 13, line 6, after "exemption" insert "under paragraph (b), clause (3),"

Page 13, line 9, after "80A.58" insert ", paragraph (a)"

Page 13, line 10, delete everything after "to"

Page 13, line 11, delete everything before the period and insert "the private fund adviser exemption, under paragraph (b), clause (3), and does not otherwise engage in activities that would require registration as an investment adviser representative"

Page 13, after line 19, insert:

"(h) Grandfathering for investment advisers to 3(c)(1) funds with nonqualified clients. An investment adviser to a 3(c)(1) fund (other than a venture capital fund) that has one or more beneficial owners who are not qualified clients as described in paragraph (c), clause (1), is eligible for the exemption contained in paragraph (b), clause (3), if the following conditions are satisfied:

(1) the subject fund existed prior to the effective date of this legislation;

(2) as of the effective date of this legislation, the subject fund ceases to accept beneficial owners who are not qualified clients, as described in paragraph (c), clause (1);

(3) the investment adviser discloses in writing the information described in paragraph (c), clause (2), to all beneficial owners of the fund; and

(4) as of the effective date of this legislation, the investment adviser delivers audited financial statements as required by paragraph (c), clause (3)."

Page 13, line 20, delete "(h)" and insert "(i)"

Page 13, delete lines 30 to 35

Page 14, delete lines 1 to 11

Page 15, delete line 25

Page 15, line 26, delete "(iii)" and insert "(ii)"

Page 15, line 28, delete everything after the period

Page 15, delete line 29

Page 19, delete lines 5 to 7

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

**S.F. No. 554:** A bill for an act relating to commerce; regulating certain practices with respect to event tickets; establishing minimum standards for consumer protection; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Page 1, line 7, delete "325E.71" and insert "325E.70"

Page 1, line 9, delete ", theatrical performance, sporting event,"

Page 1, line 10, delete "exhibition, show,"

Page 1, line 13, delete "1,000" and insert "5,000"

Page 2, line 5, delete everything after the second comma

Page 2, line 6, delete everything before "a"

Page 2, line 7, after the period, insert "A ticket issuer does not include the State Agricultural Society, the Minnesota State High School League and its members, the Minnesota Amateur Sports Commission, or a person involved in or facilitating ticket resale."

Page 2, line 14, delete "325E.71" and insert "325E.70"

Page 3, line 18, after the semicolon, insert "or"

Page 3, delete line 19

Page 3, line 20, delete "(3)" and insert "(2)"

Page 3, line 30, after "purchaser" insert "from that person"

Page 4, delete section 4

Page 4, line 18, delete "4" and insert "3"

Renumber the sections in sequence

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. 544:** A bill for an act relating to commerce; regulating money transmitters; clarifying required fraud prevention measures; amending Minnesota Statutes 2012, section 53B.27, subdivision 1.

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

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

**S.F. No. 314:** A bill for an act relating to insurance; providing coverage for autism spectrum disorders; proposing coding for new law in Minnesota Statutes, chapter 62A.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Human Services and Housing without recommendation. Report adopted.

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

**S.F. No. 871:** A bill for an act relating to motor vehicles; regulating salvage titles; amending Minnesota Statutes 2012, section 168A.01, subdivision 6a.

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

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

**S.F. No. 607:** A bill for an act relating to municipalities; authorizing municipalities to establish street improvement districts and apportion street improvement fees within districts; requiring adoption of street improvement plan; authorizing collection of fees; proposing coding for new law in Minnesota Statutes, chapter 435.

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

Page 3, line 15, before the second period, insert "and expires on June 30, 2018, except as to municipal street improvement fees that were imposed before the expiration date. Municipal street improvement fees imposed before the expiration date continue until they expire by the terms of the original ordinance"

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

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

**S.F. No. 1117:** A bill for an act relating to human services; creating the Minnesota Families and Children Assistance Program Act; modifying the MFIP and child care assistance programs; providing directions to commissioner; instructing the revisor to change certain terminology; appropriating money; amending Minnesota Statutes 2012, sections 16A.152, subdivision 2; 119B.05, subdivision 1; 256J.08, by adding a subdivision; 256J.24, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 256J; repealing Minnesota Statutes 2012, section 256J.24, subdivision 6.

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

Page 3, delete section 4

Page 3, line 33, delete "[256J.317]"

Page 4, line 4, delete everything after the second "reports"

Page 4, delete lines 5 and 6

Page 4, line 7, delete "incorporating" and insert "and incorporate"

Page 4, line 8, delete "or" and insert "and"

Page 4, line 11, before the period, insert ", to the extent possible" and after the period, insert "For purposes of this section, "child well-being" means a child's developmental progress relative to the child's age, including cognitive, physical, emotional, and social development as measured through developmental screening tools, school achievement, health status, and other relevant standardized measures of development."

Page 4, after line 19, insert:

"Subd. 1a. **Definition.** "Child well-being" means a child's developmental progress relative to the child's age, including cognitive, physical, emotional, and social development as measured through developmental screening tools, school achievement, health status, and other relevant standardized measures of development."

Page 5, delete lines 19 to 21 and insert:

"Subd. 5. **Parental participation.** Caregivers participating in the pilot projects must be allowed to include participation in an approved early childhood program as an approved activity in their employment plans. These activity hours shall count toward the total hourly requirements in the caregivers' employment plan."

Page 5, line 24, after "participants" insert "as compared to participants in the general MFIP program"

Renumber the sections in sequence and correct the internal references

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

**S.F. No. 662:** A bill for an act relating to health plan regulation; regulating policy and contract coverages; conforming state law to federal requirements; establishing a working group on health insurance market rules; amending Minnesota Statutes 2012, sections 43A.23, subdivision 1; 43A.317, subdivision 6; 60A.08, subdivision 15; 62A.011, subdivision 3, by adding subdivisions; 62A.02, by adding a subdivision; 62A.03, subdivision 1; 62A.04, subdivision 2; 62A.047; 62A.049; 62A.136; 62A.149, subdivision 1; 62A.17, subdivisions 2, 6; 62A.21, subdivision 2b; 62A.28, subdivision 2; 62A.302; 62A.615; 62A.65, subdivisions 3, 5, 6, 7; 62C.14, subdivision 5; 62C.142, subdivision 2; 62D.07, subdivision 3; 62D.095; 62D.181, subdivision 7; 62E.02, by adding a subdivision; 62E.04, subdivision 4; 62E.06, subdivision 1; 62E.09; 62E.10, subdivision 7; 62H.04; 62L.02, subdivisions 11, 14a, 26, by adding a subdivision; 62L.03, subdivisions 1, 3, 4, 6; 62L.045, subdivisions 2, 4; 62L.05, subdivision 10; 62L.06; 62L.08; 62L.12, subdivision 2; 62M.05, subdivision 3a; 62M.06, subdivision 1; 62Q.01, by adding subdivisions; 62Q.021; 62Q.17, subdivision 6; 62Q.18, by adding a subdivision; 62Q.19, subdivision 1; 62Q.23; 62Q.43, subdivision 2; 62Q.47; 62Q.52; 62Q.55; 62Q.68, subdivision 1; 62Q.69, subdivision 3; 62Q.70, subdivisions 1, 2; 62Q.71; 62Q.73; 62Q.75, subdivision 1; 62Q.80, subdivision 2; 72A.20,



subdivision 35; 471.61, subdivision 1a; proposing coding for new law in Minnesota Statutes, chapters 62A; 62Q; repealing Minnesota Statutes 2012, sections 62A.65, subdivision 6; 62E.02, subdivision 7; 62E.16; 62E.20; 62L.02, subdivisions 4, 18, 19, 23, 24; 62L.05, subdivisions 1, 2, 3, 4, 4a, 5, 6, 7, 11, 12, 13; 62L.081; 62L.10, subdivision 5; 62Q.37, subdivision 5.

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

Page 5, line 27, before the period, insert ", including employee welfare plans specifically exempt from the provisions of the Employee Retirement Income Security Act of 1974 under United States Code, title 29, section 1003"

Page 6, line 30, strike "of" and insert ", section 1851, et seq., or section 1860D-1, et seq., of title XVIII" and strike "United States Code, title 42, section"

Page 6, line 31, strike "1395,"

Page 7, line 11, delete "offers" and insert "maintains"

Page 7, line 13, delete "the day following final enactment" and insert "for coverage effective on or after January 1, 2014"

Page 8, line 11, before "January" insert "for coverage effective on or after"

Page 11, line 3, after "for" insert "qualified"

Page 11, delete lines 19 to 21 and insert:

"(b) For qualified health plans sold through the Minnesota Insurance Marketplace to individuals receiving advance payments of the premium tax credit, a grace period provision must be included that complies with the Affordable Care Act and is no less restrictive than the grace period required by the Affordable Care Act."

Page 23, line 22, delete the new language

Page 23, delete lines 23 to 35

Page 24, line 1, delete "(i)"

Page 24, line 4, reinstate the stricken language and delete the new language

Page 24, line 6, reinstate the stricken language and delete the new language

Page 24, line 12, reinstate the stricken language and delete the new language

Page 24, lines 12 and 21, strike "An insurer" and insert "A health carrier"

Page 24, line 23, strike "(c), (f), and (h)" and insert "(b), (f), and (h)"

Page 24, after line 23, insert:

"(j) The commissioner may establish regulations to implement the provisions of this subdivision."

Page 24, after line 24, insert:

"Sec. 27. Minnesota Statutes 2012, section 62A.65, is amended by adding a subdivision to read:

Subd. 3a. **Disclosure.** In connection with the offering for sale of a health plan in the individual market, a health carrier shall make a reasonable disclosure, as part of its solicitation and sales materials, of all of the following:

(1) the provisions of the coverage concerning the health carrier's right to change premium rates and the factors that may affect changes in premium rates; and

(2) a listing of and descriptive information, including benefits and premiums, about all individual health plans actively marketed by the health carrier and the availability of the individual health plans for which the individual is qualified.

Sec. 28. Minnesota Statutes 2012, section 62A.65, is amended by adding a subdivision to read:

Subd. 3b. **Single risk pool.** A health carrier shall consider all enrollees in all health plans, other than short-term and grandfathered plan coverage, offered by the health carrier in the individual market, including those enrollees who enroll in qualified health plans offered through the Minnesota Insurance Marketplace to be members of a single risk pool."

Page 28, delete section 30

Page 34, delete lines 24 to 33 and insert "given under section 62Q.81, subdivision 4."

Page 35, delete lines 1 to 5

Page 41, line 10, delete "means a health plan" and insert "has the meaning as defined under section 62A.011, subdivision 4."

Page 41, delete lines 11 to 15

Page 42, after line 23, insert:

"(d) Small group health plans offered through the Minnesota Insurance Marketplace under chapter 62V to employees of a small employer are not considered individual health plans, regardless of whether the health plan is purchased using a defined contribution from the small employer."

Page 43, lines 31 and 32, delete the new language

Page 43, line 33, reinstate the stricken language and delete the new language

Page 52, lines 7, 10, and 14, strike "sell, issue, or"

Page 55, line 3, before "A" insert "(a)"

Page 55, line 5, before "The" insert:

"(b)"

Page 55, line 8, after the period, insert "This paragraph does not apply to grandfathered plans as defined under section 62A.011, subdivision 1c."

Page 62, line 25, delete "these sections" and insert "this section"

Page 62, line 26, before "items" insert "preventive"

Page 62, line 27, before the period, insert ", or from denying coverage for preventive items and services that are not recommended as preventive items and services under the Affordable Care Act"

Page 62, line 29, delete "an" and insert "a preventive"

Page 63, line 18, delete "or guidance, or" and insert "and federal guidance or" and delete "these" and insert "those"

Page 79, delete lines 14 to 17 and insert "offers health plans in any level of coverage specified under section 1302(d) of the Affordable Care Act, as described in subdivision 1, paragraph (b), clause (3), the health plan company shall also offer coverage in that level to individuals who have not attained the age of 21 years of age as of the beginning of the policy year."

Page 79, line 32, delete "abuse" and insert "use"

Page 81, delete article 2 and insert:

## "ARTICLE 2

### HEALTH PLAN MARKET RULES

#### Section 1. [62K.01] TITLE.

This chapter may be cited as the "Minnesota Health Plan Market Rules."

EFFECTIVE DATE. This section is effective January 1, 2014.

#### Sec. 2. [62K.02] SCOPE.

(a) This chapter applies only to health plans offered in the individual market or the small group market.

(b) This chapter applies to health carriers with respect to individual health plans and small group health plans, unless otherwise specified.

(c) If a health carrier issues or renews individual or small group health plans in other states, this chapter applies only to health plans issued or renewed in this state to a Minnesota resident, or to cover a resident of the state, or issued or renewed to a small employer that is actively engaged in business in this state, unless otherwise specified.

(d) This chapter does not apply to short-term coverage as defined in section 62A.65, subdivision 7, or grandfathered plan coverage as defined in section 62A.011, subdivision 1c.

EFFECTIVE DATE. This section is effective January 1, 2014.

#### Sec. 3. [62K.03] DEFINITIONS.

Subdivision 1. **Applicability.** For purposes of this chapter, the terms defined in this section have the meanings given.

Subd. 2. **Affordable Care Act.** "Affordable Care Act" means the federal Patient Protection and Affordable Care Act, Public Law 111-148, as amended, including the federal Health Care and Education Reconciliation Act of 2010, Public Law 111-152, and any amendments, and any federal guidance or regulations issued under these acts.

Subd. 3. **Dental plan.** "Dental plan" means a dental plan as defined in section 62Q.76, subdivision 3.

Subd. 4. **Enrollee.** "Enrollee" means a natural person covered by a health plan and includes an insured policyholder, subscriber, contract holder, member, covered person, or certificate holder.

Subd. 5. **Health carrier.** "Health carrier" means a health carrier as defined in section 62A.011, subdivision 2.

Subd. 6. **Health plan.** "Health plan" means a health plan as defined in section 62A.011, subdivision 3.

Subd. 7. **Individual health plan.** "Individual health plan" means an individual health plan as defined in section 62A.011, subdivision 4.

Subd. 8. **Limited-scope dental plan.** "Limited-scope dental plan" means a dental plan that meets the requirements of section 9832(c)(2)(A) of the Internal Revenue Code of 1986, provides at least pediatric dental benefits as required under the Affordable Care Act and is offered by a health carrier. A limited-scope dental plan includes a dental plan that is offered separately or in conjunction with an individual or small group health plan.

Subd. 9. **Minnesota Insurance Marketplace.** "Minnesota Insurance Marketplace" means the Minnesota Insurance Marketplace as defined in section 62V.02.

Subd. 10. **Preferred provider organization.** "Preferred provider organization" means a health plan that provides discounts to enrollees or subscribers for services they receive from certain health care providers.

Subd. 11. **Small group health plan.** "Small group health plan" means a health plan issued by a health carrier to a small employer as defined in section 62L.02, subdivision 26.

Subd. 12. **Qualified health plan.** "Qualified health plan" means a health plan that meets the definition in the Affordable Care Act and has been certified by the board of the Minnesota Insurance Marketplace in accordance with chapter 62V, to be offered through the Minnesota Insurance Marketplace.

**EFFECTIVE DATE.** This section is effective January 1, 2014.

Sec. 4. **[62K.04] MARKET RULES; VIOLATION.**

A health carrier issuing an individual health plan to a Minnesota resident or a small group health plan to a small employer that is actively engaged in business in Minnesota must meet all of the requirements set forth in this chapter. A health carrier or any other person found to have violated any requirement of this chapter may be subject to the administrative procedures, enforcement actions, and penalties provided under section 45.027 and chapters 62D and 72A.

Sec. 5. **[62K.05] METAL LEVEL MANDATORY OFFERINGS.**

Subdivision 1. **Identification.** A health carrier that offers individual or small group health plans in Minnesota must provide documentation to the commissioner of commerce to justify actuarial value levels as specified in section 1302(d) of the Affordable Care Act for all individual and small group health plans offered inside and outside of the Minnesota Insurance Marketplace.

Subd. 2. **Minimum levels.** (a) A health carrier that offers a catastrophic plan or a bronze level health plan within a service area in either the individual or small group market must also offer a silver level and a gold level health plan in that market and within that service area.

(b) A health carrier with less than five percent market share in either the individual or small group market in Minnesota is exempt from paragraph (a), until January 1, 2020, unless the health carrier offers a qualified health plan through the Minnesota Insurance Marketplace.

Subd. 3. **Metal level defined.** For purposes of this section, the metal levels and catastrophic plans are defined in section 1302(d) and (e) of the Affordable Care Act.

Subd. 4. **Enforcement.** The commissioner of commerce shall enforce this section.

**EFFECTIVE DATE.** This section is effective January 1, 2015.

Sec. 6. **[62K.06] MARKETING STANDARDS.**

Subdivision 1. **Marketing.** (a) A health carrier offering individual or small group health plans must comply with all applicable provisions of the Affordable Care Act, including, but not limited to, the following:

(1) compliance with all state laws pertaining to the marketing of individual or small group health plans; and

(2) establishing marketing practices and benefit designs that will not have the effect of discouraging the enrollment of individuals with significant health needs in the health plan.

(b) No market marketing materials may lead consumers to believe that all health care needs will be covered.

Subd. 2. **Enforcement.** The commissioner of commerce shall enforce this section.

**EFFECTIVE DATE.** This section is effective on January 1, 2014.

Sec. 7. **[62K.07] GEOGRAPHIC ACCESSIBILITY; PROVIDER NETWORK ADEQUACY.**

Subdivision 1. **Applicability.** (a) This section applies to all health carriers that either require an enrollee to use or create incentives, including financial incentives for an enrollee to use health care providers that are managed, owned, under contract with, or employed by the health carrier. A health carrier that does not manage, own, or contract directly with providers in Minnesota is exempt from this section, unless it is part of a holding company as defined in section 60D.15, that in aggregate exceeds ten percent in combined market share across the individual and small group markets in Minnesota.

(b) Health carriers renting provider networks to other entities must submit the rental agreement or contract to the commissioner of health for approval. In reviewing the agreements or contracts, the commissioner shall review the agreement or contract to ensure that the entity contracting with health care providers accepts responsibility to meet the requirements in this section.

Subd. 2. **Primary care; mental health services; general hospital services.** Primary care, mental health, and general hospital services must be available to enrollees within 30 miles or 30 minutes' travel time to the nearest participating or preferred provider.

Subd. 3. **Other health services.** Specialty physician services, ancillary services, substance abuse services, specialized hospital services, and all other covered health services must be available to enrollees within 60 miles or 60 minutes' travel time to the nearest participating or preferred provider.

Subd. 4. **Network adequacy.** Each designated provider network must include a sufficient number and type of providers, including providers that specialize in mental health and substance abuse services, to ensure that covered services are available to all enrollees without unreasonable delay. In determining network adequacy, the commissioner of health shall consider availability of services, including the following:

(1) primary care physician services are available and accessible 24 hours per day, seven days per week, within the network area;

(2) a sufficient number of primary care physicians have hospital admitting privileges at one or more participating hospitals within the network area so that necessary admissions are made on a timely basis consistent with generally accepted practice parameters;

(3) specialty physician service is available through the network or contract arrangement;

(4) to the extent that primary care services are provided through primary care providers other than physicians, and to the extent permitted under applicable scope of practice in state law for a given provider, these services shall be available and accessible; and

(5) the network has available, either directly or through arrangements, appropriate and sufficient personnel, physical resources, and equipment to meet the projected needs of enrollees for covered health care services.

Subd. 5. **Waiver.** A health carrier or preferred provider organization may apply to the commissioner of health for a waiver of the requirements in subdivision 2 or 3 if it is unable to meet the statutory requirements. A waiver application must be made on a form provided by the commissioner and must demonstrate with specific data that the requirement of subdivision 2 or 3 is not feasible in a particular service area or part of a service area.

Subd. 6. **Referral centers.** Subdivisions 2 and 3 shall not apply if an enrollee is referred to a referral center for health care services. A referral center is a medical facility that provides highly specialized medical care, including but not limited to organ transplants. A health carrier or preferred provider organization may consider the volume of services provided annually, case mix, and severity adjusted mortality and morbidity rates in designating a referral center.

Subd. 7. **Essential community providers.** Each health carrier must comply with section 62Q.19.

Subd. 8. **Enforcement.** The commissioner of health shall enforce this section.

**EFFECTIVE DATE.** This section is effective January 1, 2015.

**Sec. 8. [62K.08] SERVICE AREA REQUIREMENTS.**

(a) Any health carrier that offers an individual or small group health plan, must establish a service area for the health plan that is at least the entire geographic area of a county unless serving a smaller geographic area is necessary, nondiscriminatory, and in the best interest of enrollees. The service area for any individual or small group health plan must be established without regard to racial, ethnic, language, or health status-related factors, or other factors that exclude specific high-utilizing, high-cost, or medically underserved populations.

(b) If a health carrier that offers an individual or small group health plan requests to establish a service area for a health plan that is less than the entire county, the request must be made to the commissioner of health on a form and manner determined by the commissioner and must provide

specific data demonstrating that the service area is not discriminatory, is necessary, and is in the best interest of enrollees.

(c) The commissioner of health shall enforce this section.

**EFFECTIVE DATE.** This section is effective January 1, 2015.

**Sec. 9. [62K.09] LIMITED-SCOPE DENTAL PLANS.**

(a) Limited-scope dental plans must be offered on a guaranteed issue basis with premiums rated on allowable rating factors used for health plans. The commissioner of commerce shall enforce this paragraph.

(b) Limited-scope dental plans must ensure primary care dental services are available within 60 miles or 60 minutes' travel time. The commissioner of health shall enforce this paragraph.

(c) Health carriers offering limited-scope dental plans must comply with this section and sections 62K.06 and 62K.08.

**EFFECTIVE DATE.** This section is effective January 1, 2015.

**Sec. 10. MARKET RULES WORK GROUP.**

Subdivision 1. **Establishment.** The commissioners of commerce and health shall convene a working group to study and make recommendations on the establishment of market requirements that would apply uniformly to all health carriers and health plans offered in the individual and small group markets in this state.

Subd. 2. **Members.** (a) The work group shall consist of 15 members.

(b) The members shall include:

(1) two members representing health carriers, one member appointed by the Minnesota Council of Health Plans, and one member appointed by the Insurance Federation of Minnesota;

(2) three members representing small employers, one member appointed by the Minnesota Chamber of Commerce, one member appointed by the National Federation of Independent Businesses-Minnesota, and one member appointed by Small Business Minnesota;

(3) one member appointed by the Minnesota Hospital Association;

(4) one member representing providers appointed by the Minnesota Medical Association;

(5) five members representing consumers, one member appointed by the safety net coalition, one member appointed by the patient advocacy coalition, one member appointed by SEIU Healthcare Minnesota, one member appointed by AARP, and one member appointed by NAMI Minnesota;

(6) the executive director of the Minnesota Insurance Marketplace or the director's designee;

(7) the commissioner of health, or a designee; and

(8) the commissioner of commerce, or a designee.

(c) The organizations listed in paragraph (b) must make the appointments no later than August 1, 2013. The legislature must make the legislative appointments no later than August 1, 2013. The

appointments must be coordinated by the commissioner of health to ensure that all geographic areas of the state are represented.

Subd. 3. **Duties.** (a) The working group shall review and make recommendations on establishing uniform market rules that will be applicable to health plans offered by health carriers in the individual and small group markets. The review must take into account the implementation of the Affordable Care Act and the Minnesota Insurance Marketplace and their effect on the individual and small group markets.

(b) The working group must include in their recommendations the following:

(1) open enrollment requirements for the individual market;

(2) health carrier accreditation requirements, including whether accreditation may serve to fulfill other market rules, such as network adequacy and quality improvement;

(3) provider network adequacy, including assessing whether network adequacy standards should address availability, quality of the provider, timeliness of service, differences between rural and urban service areas, new care delivery models, such as telemedicine and accountable care organizations, centers of excellence, length of waivers, and relationship to cost;

(4) information disclosure requirements, including a review to determine whether current state and federal information disclosure requirements can be aligned and coordinated to minimize the administrative burden in the collection and reporting of data;

(5) metal level offering requirements; and

(6) quality improvement requirements.

Subd. 4. **Administration.** (a) The commissioners of health or the commissioner's designee shall convene the first meeting for the working group no later than August 15, 2013.

(b) The Departments of Health and Commerce shall provide assistance, research, background information, and administrative support for the working group.

(c) The working group members shall be compensated according to Minnesota Statutes, section 15.0575.

Subd. 5. **Report.** (a) The commissioners of health and commerce shall submit a report on the working group's market rules recommendations, including draft legislation, to the chairs and ranking minority members of the legislative committees with jurisdiction over health and commerce by February 1, 2014.

(b) The commissioner of health shall be responsible for submitting the report.

Subd. 6. **Expiration.** The working group expires June 30, 2014.

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

Sec. 11. **REPEALER.**

Minnesota Statutes 2012, section 62D.124, is repealed.

**EFFECTIVE DATE.** This section is effective January 1, 2015."



Page 81, line 10, after "sections" insert "62A.615;"

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 State and Local Government. Amendments adopted. Report adopted.

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

**S.F. No. 1338:** A bill for an act relating to state government; excluding certain income and assets from counting toward income and asset limits for certain programs.

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

Page 1, delete lines 16 to 20

Page 1, line 21, delete "(c)" and insert "(b)"

Page 2, line 1, delete "chapter 462A" and insert "section 462A.201"

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. 741:** A bill for an act relating to public health; providing grants to reduce reproductive health disparities for Somali women; appropriating money.

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

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

**S.F. No. 991:** A bill for an act relating to human services; creating the Emerging Adulthood Task Force.

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

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

**S.F. No. 1021:** A bill for an act relating to natural resources; creating the Greater Minnesota Regional Parks and Trails Commission; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 85.

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

Page 1, delete section 1 and insert:

"Section 1. **[85.536] GREATER MINNESOTA REGIONAL PARKS AND TRAILS COMMISSION.**

Subdivision 1. **Establishment; purpose.** The Greater Minnesota Regional Parks and Trails Commission is created to undertake system planning and provide recommendations to the legislature for grants funded by the parks and trails fund to counties and cities outside of the seven-county metropolitan area for parks and trails of regional significance.

Subd. 2. **Commission.** The commission shall include 13 members appointed by the governor with two members from each of the regional parks and trails districts determined under subdivision 5, and one member at large. Membership terms, compensation, and removal of members and filling of vacancies are as provided in section 15.0575.

Subd. 3. **First appointments.** The governor shall make the first appointment by June 15, 2013. The governor shall designate six of the first appointees to terms ending on the first Monday in January 2015, and the remainder of the first appointees shall serve terms ending the first Monday in January 2016.

Subd. 4. **First meeting.** The governor or his designee shall convene the first meeting of the commission by July 15, 2013, and shall act as chair until the commission elects a chair. The commission shall elect a chair at its first meeting.

Subd. 5. **Districts; plans and hearings.** (a) The commissioner of natural resources, in consultation with the Greater Minnesota Regional Parks and Trails Coalition, shall establish six regional parks and trails districts in the state encompassing the area outside the seven-county metropolitan area. The commissioner shall establish districts by combining counties and may not assign a county to more than one district.

(b) Counties within each district may jointly prepare, after consultation with all affected municipalities, and submit to the commission, and from time to time revise and resubmit to the commission, a master plan for the acquisition and development of parks and trails of regional significance located within the district. District-wide plans and master plans for individual parks and trails must meet the protocols and criteria as set forth in the Greater Minnesota Regional Parks and Trails strategic plan. The counties, after consultation with the commission, shall jointly hold a public hearing on the proposed plan and budget at a time and place determined by the counties. Not less than 15 days before the hearing, the counties shall provide notice of the hearing stating the date, time, and place of the hearing, and the place where the proposed plan and budget may be examined by any interested person. At any hearing interested persons shall be permitted to present their views on the plan and budget.

(c) The commission shall review each master plan to determine whether it meets the conditions of subdivision 6. If it does not, the commission shall return the plan with its comments to the district for revision and resubmittal.

Subd. 6. **Regional or statewide significance.** For a park or trail to be considered of regional or statewide significance under this section:

(1) the park or trail must be natural resource based;

(2) at least ... percent of the park or trail user visits in a calendar year must be from users who do not reside within the area of jurisdiction of the governmental unit that has the financial and legal responsibility to own, operate, and maintain the park or trail; and

(3) the total usage of the park or trail must exceed ..... visitors in a one-year period. Park or trail attendance may be demonstrated by validated survey methods, actual user data statistics, or another objective and quantifiable measure that is accurate and reliable; and

(4) for parks, the park must be: at least 100 acres in size; contain unique or unusual landscape features; or contain an historically or culturally significant site.

Subd. 7. **Recommendations.** (a) In recommending grants under this section, the commission shall make recommendations consistent with master plans.

(b) The commission shall determine recommended grant amounts through an adopted merit-based evaluation process that includes the level of local financial support. The evaluation process is not subject to the rulemaking provisions of chapter 14 and section 14.386 does not apply.

(c) When recommending grants, the commission shall consider balance of the grant benefits across greater Minnesota.

(d) Grants may be recommended only for parks and trails included in a plan approved by the commission under subdivision 5.

Subd. 8. **Chair.** The commission shall annually elect from among its members a chair and other officers necessary for the performance of its duties.

Subd. 9. **Meetings.** The commission shall meet at least twice each year. Commission meetings are subject to chapter 13D.

Subd. 10. **Report.** The commission shall submit a report by January 15 each year listing its recommendations under subdivision 7 to the chairs and ranking minority members of the committees of the senate and house of representatives with primary jurisdiction over legacy appropriations.

Subd. 11. **Conflict of interest.** A member of the commission may not participate in or vote on a decision of the commission relating to an organization in which the member has either a direct or indirect financial interest.

Subd. 12. **Definitions.** For purposes of this section, "commission" means the Greater Minnesota Regional Parks and Trails Commission established under this section.

Subd. 13. **Sunset.** The commission shall sunset January 1, 2020."

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

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

**S.F. No. 746:** A bill for an act relating to public safety; fire and police department aid; modifying threshold for financial reports and audits; amending Minnesota Statutes 2012, section 69.051, subdivision 1.

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

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

**S.F. No. 910:** A bill for an act relating to state government; authorizing the secretary of state to solicit funds for certain uses; proposing coding for new law in Minnesota Statutes, chapters 5; 5B.

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

Delete everything after the enacting clause and insert:

"Section 1. **[5.38] AUTHORITY TO ACCEPT FUNDS.**

The secretary of state may solicit and accept funds from local governmental units to be used for technological projects to enhance the state's election system. In addition, the secretary of state may accept federal funds for election purposes. If the secretary of state accepts federal funds and the terms of the grant do not require the state to maintain its effort, section 3.3005 does not apply. If the secretary of state accepts federal funds and the terms of the grant do require the state to maintain its effort, section 3.3005 applies. The funds accepted under this section must be deposited in accounts in the special revenue fund and are appropriated to the secretary of state for the uses authorized by this section. The secretary of state shall report by January 15 each year to the chair and ranking minority members of the finance committees of the house of representatives and the senate with jurisdiction over the secretary of state the total amounts received in the preceding calendar year, the sources of those funds, and the uses to which those funds were or will be put.

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

Sec. 2. **[5B.12] AUTHORITY TO ACCEPT FUNDS.**

Notwithstanding sections 16A.013 to 16A.016, the secretary of state may accept funds contributed by individuals and may apply for grants from charitable foundations, to be used for the address confidentiality program established in section 5B.03. In addition, the secretary of state may apply for grants from the federal government for purposes of the address confidentiality program. If the secretary of state accepts federal funds and the terms of the grant do not require the state to maintain its effort, section 3.3005 does not apply. If the secretary of state accepts federal funds and the terms of the grant do require the state to maintain its effort, section 3.3005 applies. The funds accepted under this section must be deposited in accounts in the special revenue fund and are appropriated to the secretary of state for use in the address confidentiality program. The secretary of state shall report by January 15 each year to the chair and ranking minority members of the finance committees of the house of representatives and the senate with jurisdiction over the secretary of state the total amounts received in the preceding calendar year, the sources of those funds, except that contributions from program participants, if any, must be aggregated and the names of program participants will not be reported, and the uses to which those funds were or will be put.

**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 Finance. Amendments adopted. Report adopted.

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

**S.F. No. 1111:** A bill for an act relating to local government; giving Hennepin County the same authority as Minneapolis to negotiate agreements relating to skilled trade and craft workers and apprentices; amending Laws 1988, chapter 471, sections 1, subdivisions 1, as amended, 4, as amended; 2, as amended.

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

Delete everything after the enacting clause and insert:

"Section 1. Laws 1988, chapter 471, section 1, subdivision 1, as amended by Laws 1994, chapter 450, section 1, and Laws 1996, chapter 276, section 1, is amended to read:

Subdivision 1. **Agreement authorized.** The city of Minneapolis special school district No. 1, Minneapolis ~~and~~ the municipal building commission, and Hennepin County are each authorized to negotiate agreements concerning the hiring and terms and conditions of employment for skilled trade and craft workers and apprentices with local labor organizations representing skilled building and construction trades, electrical workers and apprentices, and stagehands or production technicians and apprentices.

Sec. 2. Laws 1988, chapter 471, section 1, subdivision 4, as amended by Laws 1994, chapter 450, section 1, is amended to read:

Subd. 4. **Status of persons hired.** In connection with services performed for the employers identified in subdivision 1 under the agreements, persons hired under the agreements are:

(1) not subject to the provisions of Minnesota Statutes, chapter 44, chapter 19 of the Minneapolis city charter or the civil service rules and regulations adopted under chapter 19;

(2) not public employees entitled to pension benefits under Minnesota Statutes, chapter 353, or other state law providing pension benefits for public employees, except to the extent they may otherwise be vested; ~~and~~

(3) at will employees of the employers identified in subdivision 1 who may be released from their positions pursuant to the terms of the applicable collective bargaining agreement and are not entitled to review of those discretionary decisions under the provisions of Minnesota Statutes, section 179A.20, subdivision 4; or 179A.25; and

(4) not employees in the classified service of Hennepin County under Minnesota Statutes, chapter 383B.

Sec. 3. Laws 1988, chapter 471, section 2, as amended by Laws 1994, chapter 450, section 2, and Laws 1996, chapter 276, section 3, is amended to read:

**Sec. 2. CURRENT EMPLOYEES.**

Unless agreed to by the person, section 1 does not apply to:

(1) persons employed by the city of Minneapolis on April 6, 1988, as skilled trade and craft workers and electrical workers and apprentices;

(2) persons employed by special school district No. 1, Minneapolis and the municipal building commission, on April 15, 1994, as skilled trade and craft workers and electrical workers and apprentices; and

(3) persons employed by the city of Minneapolis as stagehands or production technicians on the ~~effective date of this act~~ February 22, 1996, or such other date as agreed to by the parties.

Unless the agreement specifically provides, an agreement authorized under section 1 shall not affect any vested or accumulated rights, liabilities, or terms and conditions of employment of those current employees."

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

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

**S.F. No. 468:** A bill for an act relating to local government; discontinuing the Hennepin Soil and Water Conservation District and transferring its duties; proposing coding for new law in Minnesota Statutes, chapter 383B.

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

Page 1, line 23, delete "board" and insert "Board of Water and Soil Resources"

Page 2, line 25, delete "103B.201" and insert "103C.201"

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

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

**S.F. No. 457:** A bill for an act relating to military officers; providing for reimbursement grants to local units of government for public safety personnel on authorized leave; amending Minnesota Statutes 2012, sections 190.16, by adding a subdivision; 192.26, by adding a subdivision.

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

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

**S.F. No. 1119:** A bill for an act relating to the military; clarifying that an employee may choose when to use paid military leave; amending Minnesota Statutes 2012, section 192.26.

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

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

**S.F. No. 527:** A bill for an act relating to open meeting law; providing that certain communications on social media are not meetings under the law; amending Minnesota Statutes 2012, section 13D.01, subdivision 2.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 13D.01, subdivision 2, is amended to read:

Subd. 2. **Exceptions.** (a) This chapter does not apply:

(1) to meetings of the commissioner of corrections;

(2) to a state agency, board, or commission when it is exercising quasi-judicial functions involving disciplinary proceedings; ~~or~~

(3) to participation in social media forums by members of a public body otherwise subject to this chapter, so long as:

(i) the social media forums are open to public participation;

(ii) the social media forums have been first identified by the public body at a public meeting and a list of the identified social media forums is kept on file and publicly posted at the primary offices and on the official Web site if one exists of the public body;

(iii) participation is limited to discussion only and no decision or vote is made or taken;

(iv) the use of social media forums is not the sole or primary means of deliberation by the public body; and

(v) participation does not take the place of any required public meeting or hearing; or

(4) as otherwise expressly provided by statute.

(b) For purposes of this subdivision, "social media" means forms of Web-based and mobile technologies for communication, such as Web sites for social networking and microblogging, through which users participate in online communities to share information, ideas, messages, and other content."

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

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

**S.F. No. 561:** A bill for an act relating to commerce; regulating building and construction contracts; prohibiting certain agreements to insure; amending Minnesota Statutes 2012, section 337.05, subdivision 1.

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

Page 1, line 13, before the period insert "provided, however, this subdivision shall not prohibit any agreement or contract provision to obtain project specific insurance, including, without limitation, builder's risk policies, owner or contractor controlled insurance programs or policies, workers' compensation policies, or construction performance or payment bonds. This subdivision does not apply to building and construction contracts for work within fifty feet of public or private railroads, or railroads regulated by the Federal Railroad Administration"

Page 1, line 15, delete the second "and" and insert "or"

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

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

**S.F. No. 1018:** A bill for an act relating to natural resources; requiring the development of silica sand and other nonmetallic minerals mining model standards and criteria; establishing a silica sand technical assistance team; requiring rulemaking; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116C.

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

Page 3, line 17, after the period, insert "The technical assistance team must not impose any fee or charge for this service."

Page 3, line 18, delete "chosen" and insert "appointed"

Page 3, delete line 35

Page 4, line 4, delete "a" and insert "an online"

Page 4, after line 26, insert:

"Sec. 5. **EFFECTIVE DATE.**

This act is effective the day following final enactment."

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

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

**S.F. No. 343:** A bill for an act relating to economic development; establishing a medical center development authority and providing for its organization, powers, and duties; providing for medical center development districts; authorizing the issuance of revenue obligations by the authority; authorizing city bonds; authorizing state assistance; providing for tax increment financing within a medical center development district; appropriating money; amending Minnesota Statutes 2012, sections 272.02, subdivision 39; 469.174, subdivision 8; 469.176, subdivisions 1b, 4c; proposing coding for new law in Minnesota Statutes, chapter 469.

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

Page 1, line 15, delete "11" and insert "12"

Page 2, line 16, delete the new language and insert ", or a medical center development district as defined in section 469.41, subdivision 10"

Page 3, line 24, delete "Rochester Area Medical Center Development" and insert "Destination Medical Center"

Page 4, line 32, delete everything after "the"

Page 4, line 33, delete "Development" and insert "Destination Medical Center"

Page 4, after line 33, insert:



"Subd. 3. **Board.** "Board" means the governing body of the Destination Medical Center Authority."

Page 5, line 4, delete "located in the city" and insert ", including any medical business entity,"

Page 5, line 5, delete everything after "facilities" and insert "of any medical business entity located outside of the city but in the state;"

Page 5, line 6, delete everything after "by" and insert "any business with its principal place of business in the"

Page 5, line 7, delete "and by" and insert ", including"

Page 5, line 8, after "businesses" insert ", including any medical business entity, on property"

Page 5, line 9, before the semicolon, insert "on property located outside of the city and in the state"

Page 5, line 11, delete "for" and before the period, insert "on retail sales within the state"

Page 5, line 17, delete "of Rochester"

Page 5, line 18, after "act" insert ", together with all business entities of which it is a sole member or shareholder," and after the first "that" insert "collectively"

Page 5, delete subdivision 11 and insert:

"Subd. 12. **Project.** "Project" means the following works or undertakings for the purpose of establishing, supporting, and maintaining a medical center development district, including attracting and fostering urban economic development and renewal within a medical center development district in accordance with the development plan:

(1) to acquire real property and other assets associated with the real property;

(2) to demolish, repair, or rehabilitate buildings;

(3) to remediate or otherwise prepare land and buildings for acquisition or development;

(4) to provide relocation benefits to the occupants of acquired properties;

(5) to install, construct or reconstruct, and equip public infrastructure, including, without limitation, streets, roadways, utilities systems and related facilities, utility relocations and replacements, vertical transportation, network and communication systems, streetscape improvements, drainage systems, sewer and water systems, subgrade structures and associated improvements, landscaping, façade construction and restoration, and wayfinding and signage;

(6) to acquire, construct or reconstruct, and equip parking facilities and other facilities or improvements to encourage intermodal transportation and public transit;

(7) to install, construct or reconstruct, and equip public facilities or improvements and related infrastructure, including, without limitation, parks, cultural facilities, community and recreational facilities, facilities to promote tourism and hospitality, conferencing and conventions, broadcast and related multimedia infrastructure, and instructional, educational, and other facilities;

(8) to make site improvements, including, without limitation, excavation, earth retention, soil stabilization and correction, subgrade structures and associated improvement, landscaping, and other improvements necessary due to the extraordinary cost of economic development of a site;

(9) to sell or lease land; and

(10) to construct and equip all or a portion of one or more suitable structures on land owned by the authority for sale or lease for private development; provided, however, that the portion of any such structure directly financed as a project cost must not be sold or leased to a medical business entity."

Page 6, line 23, delete "11" and insert "12"

Page 6, line 28, delete everything after "project" and insert a period

Page 6, delete line 29

Page 6, line 30, delete everything after "costs" and insert "are not business subsidies under section 116J.993."

Page 6, delete lines 31 to 35

Page 7, delete lines 3 to 29 and insert:

"Subdivision 1. **Destination Medical Center Authority; establishment.** The Destination Medical Center Authority is established. The authority's governing board shall have seven members, appointed by the governor and confirmed by the senate. A person is eligible for appointment if the person is not a resident of Rochester and does not have a direct or indirect financial interest in the Mayo Clinic, its subsidiaries, or affiliated businesses, the Destination Medical Center, or any projects authorized by or under consideration by the authority.

Subd. 2. **Terms; vacancies.** The governor shall appoint the initial seven members by the first Monday in January 2014. The governor shall make appointments to replace three of the board's seats by the first Monday in January 2019 and every six years thereafter. The governor shall make appointments to replace the other four of the board's seats by the first Monday in January 2020 and every six years thereafter. Each member shall serve until a replacement for the member's seat on the board has been confirmed by the senate. When a member resigns or is removed for cause, the governor shall fill the vacancy for the balance of the member's term, subject to the same confirmation required for an appointment for a full term as provided in subdivision 1.

Subd. 3. **Chair.** The governor shall appoint a chair from the board's membership, and the chair shall convene the first meeting within two months of senate confirmation of the members."

Page 8, after line 7, insert:

"Subd. 6. **Sunset.** The authority shall sunset December 31, 2043. When the authority sunsets, all right, title, and interest to all assets held by the authority are transferred or assigned to the city of Rochester."

Page 8, line 14, after "district" insert "but within the county"

Page 8, line 16, after "district" insert "but within the county"

Page 9, after line 19, insert:

"Subd. 10. **Meetings.** Meetings of the governing board of the authority are subject to chapter 13D."

Page 9, line 32, delete everything after "permitted" and insert "for a government entity under section 118A.03."

Page 10, line 20, delete "Independent School District No. 535" and insert "any school district within the boundaries of the city"

Page 10, line 32, delete "daily newspaper of general circulation in" and insert "qualified or official newspaper of"

Page 12, line 30, delete "11" and insert "12"

Page 12, line 34, delete everything after the period

Page 12, line 35, delete everything before "The"

Page 13, line 10, delete "transactional" and insert "administrative"

Page 13, line 34, after the period, insert "Nothing in sections 469.40 to 469.53 shall allow the authority's governing board to delegate to any person or entity the authority's duties and powers to adopt the development plan or to exercise judgment or discretion of the authority to finance projects or otherwise expend public funds."

Page 14, line 17, delete "38" and insert "8"

Page 14, line 19, delete "and development plans"

Page 14, line 23, delete "it wishes"

Page 16, line 10, delete "1" and insert "15"

Page 16, line 11, delete "legislature" and insert "chairs and ranking minority members of the house of representatives and senate committees with jurisdiction over economic development and taxes"

Page 16, line 14, delete "dedicated" and insert "designated"

Page 17, line 27, after "5," insert "paragraph (a),"

Page 17, line 30, after the first "the" insert "principal"

Page 17, after line 32, insert:

"(4) evidence that the city has:

(i) committed, by written resolution of its governing body or a vote of its electorate, to finance any project costs under section 469.41, subdivision 13, consistent with the development plan in an amount equal to or exceeding ten percent of the principal amount of authority bonds to be issued for the project pursuant to clause (1); and

(ii) an agreement with the authority to pay for administrative and operating costs of the authority in an amount of \$450,000 annually;"

Page 17, line 33, delete "(4)" and insert "(5)"

Page 17, line 34, delete "(5)" and insert "(6)"

Page 18, line 6, after "5," insert "paragraph (a),"

Page 19, line 10, delete everything after "requested" and insert a period

Page 19, delete lines 11 and 12

Page 19, line 24, after the period, insert "If, after determination of the baseline designated state tax amounts, area is annexed to the city, the commissioner shall adjust the baseline designated state tax amounts by each of the designated state taxes attributable to the area annexed for the calendar year of the annexation to determine the baseline designated state tax amounts."

Page 20, lines 9 and 14, after "5," insert "paragraph (a),"

Renumber the subdivisions in sequence

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

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

**S.F. No. 796:** A bill for an act relating to natural resources; modifying game and fish laws; modifying trespassing laws; providing for certain license seizure; modifying fees; modifying invasive species laws; modifying watercraft provisions; creating a Minnesota-Wisconsin Boundary Area Invasive Species Commission; modifying exemptions for the Minnesota Zoological Garden; providing for a special local law in six counties to protect surface water and groundwater; requiring rulemaking; appropriating money; amending Minnesota Statutes 2012, sections 84.027, subdivision 13, by adding subdivisions; 84D.01, subdivision 15a; 84D.03, subdivision 4; 84D.09; 84D.10, subdivisions 1, 4; 84D.105, subdivision 2; 84D.11, by adding subdivisions; 84D.13, subdivision 2, by adding a subdivision; 85A.02, subdivision 10; 86B.005, subdivision 18, by adding subdivisions; 86B.13, by adding a subdivision; 86B.301, subdivision 2; 86B.501, subdivision 1; 86B.825, subdivision 2; 97A.051, subdivision 2; 97A.135, subdivision 3; 97A.420, subdivision 1; 97A.441, subdivision 6; 97A.445, subdivision 1; 97A.451, subdivisions 3, 3b, 4, 5, by adding a subdivision; 97A.475, subdivisions 2, 3, 8; 97A.485, subdivision 6; 97B.001, subdivisions 3, 4; 97B.0215; 97B.022, subdivision 2; 97B.055, subdivision 2; 97B.071; 97B.112; 97C.341; 97C.345, subdivisions 1, 2; 97C.376, subdivisions 1, 2, 3; 103G.271, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 84D; 103G; repealing Minnesota Statutes 2012, sections 84D.01, subdivision 22; 97A.451, subdivision 4a; 97C.346.

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

Page 10, line 17, after "upon" insert "at least" and delete "but" and insert "and"

Page 10, after line 17, insert:

"(d) The governor shall appoint the first members within three months of final enactment."

Page 10, line 21, delete "five" and insert "three"

Page 10, line 22, after "representatives" insert ", two members of the house of representatives appointed by the minority leader," and delete "and five" and insert "three"

Page 10, line 24, before the period, insert ", and two members of the senate appointed by the minority leader"

Page 10, line 25, delete "odd-numbered" and insert "even-numbered"

Page 10, line 31, after the period, insert "The Legislative Advisory Committee shall elect the first chair from among its senate members. The senate Subcommittee on Committees of the Committee on Rules and Administration shall designate one of its first appointees to convene the first meeting of the Legislative Advisory Committee by ....., and to act as chair until the committee elects a chair at its first meeting. The Legislative Advisory Committee shall sunset when the Boundary Area Invasive Species Commission sunsets."

Page 11, line 28, delete "legislature of each state" and insert "to the chairs and ranking minority members of the committees of the Minnesota senate and house of representatives with primary jurisdiction over environment and natural resources and to the Wisconsin legislature"

Page 11, delete line 36 and insert "governor of Minnesota within three months of final enactment of legislation establishing a Boundary Area Invasive Species Commission by Wisconsin or by Minnesota, whichever is later."

Page 12, before line 1, insert:

"Subd. 13. **Sunset.** The commission shall sunset January 16, 2021."

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. 830:** A bill for an act relating to human services; expanding dental services for the disabled; amending Minnesota Statutes 2012, section 256B.0625, subdivision 9.

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

Page 2, line 20, delete "disabled"

Page 2, line 24, delete "conscious"

Page 2, line 28, delete "formulated by a licensed dentist"

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. 565:** A bill for an act relating to human services; modifying the Runaway and Homeless Youth Act; appropriating money; amending Minnesota Statutes 2012, section 256K.45; repealing Minnesota Statutes 2012, section 256K.45, subdivision 2.

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

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

**S.F. No. 1272:** A bill for an act relating to public health; establishing a health housing grant program; appropriating money for health housing grants and lead poisoning prevention activities; 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 2, line 5, delete everything after "make" and insert "grants to nonprofit organizations"

Page 2, line 11, delete "must" and insert "may"

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

Page 2, line 29, before "the" insert "any of"

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

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

**S.F. No. 777:** A bill for an act relating to human services; providing medical assistance eligibility for inmates while they are inpatients in a medical institution; amending Minnesota Statutes 2012, section 256B.055, subdivision 14.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 256B.055, subdivision 14, is amended to read:

Subd. 14. **Persons detained by law.** (a) Medical assistance may be paid for an inmate of a correctional facility who is conditionally released as authorized under section 241.26, 244.065, or 631.425, if the individual does not require the security of a public detention facility and is housed in a halfway house or community correction center, or under house arrest and monitored by electronic surveillance in a residence approved by the commissioner of corrections, and if the individual meets the other eligibility requirements of this chapter.

(b) An individual who is enrolled in medical assistance, and who is charged with a crime and incarcerated for less than 12 months shall be suspended from eligibility at the time of incarceration until the individual is released. Upon release, medical assistance eligibility is reinstated without reapplication using a reinstatement process and form, if the individual is otherwise eligible.

(c) An individual, regardless of age, who is considered an inmate of a public institution as defined in Code of Federal Regulations, title 42, section 435.1010, and who meets the eligibility requirements in section 256B.056, is not eligible for medical assistance, except for covered services received while an inpatient in a medical institution as defined in the Code of Federal Regulations, title 42, section 435.1010. Security issues related to the inpatient treatment of an inmate are the

responsibility of the entity with jurisdiction over the inmate. The non federal share of the cost of the services shall be paid by the entity with jurisdiction over the inmate.

**EFFECTIVE DATE.** This section is effective January 1, 2014."

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. 471:** A bill for an act relating to health; requiring hospitals to provide staffing at levels consistent with nationally accepted standards; requiring reporting of staffing levels; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Delete everything after the enacting clause and insert:

"Section 1. **STAFFING PLAN DISCLOSURE ACT.**

Subdivision 1. Definitions. (a) For the purposes of this section, the following terms have the meanings given.

(b) "Core staffing plan" means the projected number of full-time equivalent nonmanagerial care staff that will be assigned in a 24-hour period to an inpatient care unit.

(c) "Nonmanagerial care staff" means registered nurses, licensed practical nurses, and other health care workers, which may include but is not limited to nursing assistants, nursing aides, patient care technicians, and patient care assistants, who perform nonmanagerial direct patient care functions for more than 50 percent of their scheduled hours on a given patient care unit.

(d) "Inpatient care unit" means a designated inpatient area for assigning patients and staff for which a distinct staffing plan exists and that operates 24 hours per day, seven days per week in a hospital setting. Inpatient care unit does not include any hospital-based clinic, long-term care facility, or outpatient hospital department.

(e) "Staffing hours per patient day" means the number of full-time equivalent nonmanagerial care staff who will ordinarily be assigned to provide direct patient care divided by the expected average number of patients upon which such assignments are based.

(f) "Patient acuity tool" means a system for measuring an individual patient's need for nursing care. This includes utilizing a professional registered nursing assessment of patient condition to assess staffing need.

Subd. 2. Hospital staffing report. (a) The chief nursing executive or nursing designee of every reporting hospital in Minnesota under Minnesota Statutes, section 144.50, will develop a core staffing plan for each patient care unit.

(b) Core staffing plans shall specify the full-time equivalent for each patient care unit for each 24-hour period.

(c) The Minnesota Hospital Association shall include on the Minnesota Hospital Quality Report Web site a link to the report found under Minnesota Statutes, section 62U.02, the Minnesota

Quality Reporting and Measurement System. The Department of Health and the Minnesota Hospital Association shall update this link quarterly.

(d) Prior to submitting the core staffing plan, as required in subdivision 3, hospitals shall consult with representatives of the hospital medical staff, managerial and nonmanagerial care staff, and other relevant hospital personnel about the core staffing plan and the expected average number of patients upon which the staffing plan is based.

Subd. 3. **Standard electronic reporting developed.** Each reporting hospital shall report their core staffing plans to the Minnesota Hospital Association by January 1, 2014. The Minnesota Hospital Association shall include each reporting hospital's core staffing plan on the Minnesota Hospital Association's Minnesota Hospital Quality Report Web site by April 1, 2014. Any substantial changes to the core staffing plan shall be updated quarterly, beginning July 1, 2014, and every quarter thereafter. The Minnesota Hospital Association shall include on its Web site for each reporting hospital on a quarterly basis the actual direct patient care hours per patient and per unit.

**Sec. 2. STUDY AND RECOMMENDATIONS.**

(a) The commissioner shall study the correlation between nurse staffing levels and patient outcomes and report the results of the study to the chairs and ranking minority members of the legislative committees with jurisdiction over health and human services by January 15, 2015.

(b) The commissioner shall make recommendations regarding the collection of standardized data concerning the linkage between nurse staffing levels and the quality of acute care, including patient outcomes. If the commissioner determines that more specific data is needed, the commissioner may require hospitals to report the core staffing plans on a per-shift basis."

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

**S.F. No. 1081:** A bill for an act relating to health; changing licensing requirements for businesses regulated by the Board of Pharmacy; clarifying requirements for compounding; making changes to the prescription monitoring program; amending Minnesota Statutes 2012, sections 151.01, subdivisions 14, 16, 17, 27, 28, 29, 30, by adding subdivisions; 151.19, subdivisions 1, 3; 151.211; 151.361, subdivision 2; 151.37, subdivision 2, by adding subdivisions; 151.44; 151.47, subdivision 1, by adding a subdivision; 151.49; 152.126; proposing coding for new law in Minnesota Statutes, chapter 151; repealing Minnesota Statutes 2012, sections 151.19, subdivision 2; 151.25; 151.37, subdivision 11; 151.45; 151.47, subdivision 2; 151.48.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2012, section 151.01, subdivision 27, is amended to read:

Subd. 27. **Practice of pharmacy.** "Practice of pharmacy" means:

(1) interpretation and evaluation of prescription drug orders;



(2) compounding, labeling, and dispensing drugs and devices (except labeling by a manufacturer or packager of nonprescription drugs or commercially packaged legend drugs and devices);

(3) participation in clinical interpretations and monitoring of drug therapy for assurance of safe and effective use of drugs;

(4) participation in drug and therapeutic device selection; drug administration for first dosage and medical emergencies; drug regimen reviews; and drug or drug-related research;

(5) participation in administration of influenza vaccines to all eligible individuals ten years of age and older and all other vaccines to patients 18 years of age and older under standing orders from a physician licensed under chapter 147 or by written protocol with a physician licensed under chapter 147 provided that:

(i) the standing orders or protocol include, at a minimum, the name, dosage, and route of each vaccine that may be given, the patient population for whom the vaccine may be given, contraindications and precautions to the vaccine, the procedure for handling an adverse reaction, the name and signature of the physician, the address of the physician, a phone number at which the physician can be contacted, and the date and time period for which the standing orders or protocol are valid;

(i) (ii) the pharmacist ~~is trained in~~ has successfully completed a program approved by the American Accreditation Council of Pharmaceutical for Pharmacy Education, specifically for the administration of immunizations, or graduated from a college of pharmacy in 2001 or thereafter; and a program approved according to rules adopted by the board;

(ii) the pharmacist completes continuing education concerning the administration of immunizations, as required by Minnesota Rules;

(iv) the pharmacist has a current cardiopulmonary resuscitation certificate;

(ii) (v) the pharmacist reports the administration of the immunization to the patient's primary physician or clinic or to the Minnesota Immunization Information Connection;

(vi) the pharmacist complies with guidelines for vaccines and immunizations established by the federal Advisory Committee on Immunization Practices (ACIP), except that a pharmacist does not need to comply with those guidelines if administering a vaccine pursuant to a valid, patient-specific order issued by a physician licensed under chapter 147 when the order is consistent with United States Food and Drug Administration approved labeling of the vaccine; and

(vii) the pharmacist complies with Centers for Disease Control and Prevention guidelines relating to immunization schedules, vaccine storage and handling, and vaccine administration and documentation;

(6) participation in the practice of managing drug therapy and modifying drug therapy, ~~according to section 151.21, subdivision 1,~~ according to a written protocol between the specific pharmacist and the individual dentist, optometrist, physician, podiatrist, or veterinarian who is responsible for the patient's care and authorized to independently prescribe drugs. Any significant changes in drug therapy must be reported by the pharmacist to the patient's medical record;

(7) participation in the storage of drugs and the maintenance of records;

(8) responsibility for participation in patient counseling on therapeutic values, content, hazards, and uses of drugs and devices; and

(9) offering or performing those acts, services, operations, or transactions necessary in the conduct, operation, management, and control of a pharmacy.

Sec. 2. Minnesota Statutes 2012, section 151.19, subdivision 1, is amended to read:

Subdivision 1. **Pharmacy registration licensure requirements.** ~~The board shall require and provide for the annual registration of every pharmacy now or hereafter doing business within this state. Upon the payment of any applicable fee specified in section 151.065, the board shall issue a registration certificate in such form as it may prescribe to such persons as may be qualified by law to conduct a pharmacy. Such certificate shall be displayed in a conspicuous place in the pharmacy for which it is issued and expire on the 30th day of June following the date of issue. It shall be unlawful for any person to conduct a pharmacy unless such certificate has been issued to the person by the board.~~ (a) No person shall operate a pharmacy without first obtaining a license from the board and paying any applicable fee specified in section 151.065. The license shall be displayed in a conspicuous place in the pharmacy for which it is issued and expires on June 30 following the date of issue. It is unlawful for any person to operate a pharmacy unless the license has been issued to the person by the board.

(b) Application for a pharmacy license under this section shall be made in a manner specified by the board.

(c) No license shall be issued or renewed for a pharmacy located within the state unless the applicant agrees to operate the pharmacy in a manner prescribed by federal and state law and according to rules adopted by the board. No license shall be issued for a pharmacy located outside of the state unless the applicant agrees to operate the pharmacy in a manner prescribed by federal law and, when dispensing medications for residents of this state, the laws of this state and Minnesota Rules.

(d) No license shall be issued or renewed for a pharmacy that is required to be licensed or registered by the state in which it is physically located unless the applicant supplies the board with proof of such licensure or registration.

(e) The board shall require a separate license for each pharmacy located within the state and for each pharmacy located outside of the state at which any portion of the dispensing process occurs for drugs dispensed to residents of this state.

(f) The board shall not issue an initial or renewed license for a pharmacy unless the pharmacy passes an inspection conducted by an authorized representative of the board. In the case of a pharmacy located outside of the state, the board may require the applicant to pay the cost of the inspection, in addition to the license fee in section 151.065, unless the applicant furnishes the board with a report, issued by the appropriate regulatory agency of the state in which the facility is located, of an inspection that has occurred within the 24 months immediately preceding receipt of the license application by the board. The board may deny licensure unless the applicant submits documentation satisfactory to the board that any deficiencies noted in an inspection report have been corrected.

(g) The board shall not issue an initial or renewed license for a pharmacy located outside of the state unless the applicant discloses and certifies:

(1) the location, names, and titles of all principal corporate officers and all pharmacists who are involved in dispensing drugs to residents of this state;

(2) that it maintains its records of drugs dispensed to residents of this state so that the records are readily retrievable from the records of other drugs dispensed;

(3) that it agrees to cooperate with, and provide information to, the board concerning matters related to dispensing drugs to residents of this state;

(4) that, during its regular hours of operation, but no less than six days per week, for a minimum of 40 hours per week, a toll-free telephone service is provided to facilitate communication between patients in this state and a pharmacist at the pharmacy who has access to the patients' records; the toll-free number must be disclosed on the label affixed to each container of drugs dispensed to residents of this state; and

(5) that, upon request of a resident of a long-term care facility located in this state, the resident's authorized representative, or a contract pharmacy or licensed health care facility acting on behalf of the resident, the pharmacy will dispense medications prescribed for the resident in unit-dose packaging or, alternatively, comply with section 151.415, subdivision 5.

Sec. 3. Minnesota Statutes 2012, section 151.19, subdivision 3, is amended to read:

Subd. 3. **Sale of federally restricted medical gases.** The board shall require and provide for the annual registration of every person or establishment not licensed as a pharmacy or a practitioner engaged in the retail sale or distribution of federally restricted medical gases. Upon the payment of any applicable fee specified in section 151.065, the board shall issue a registration certificate in such form as it may prescribe to those persons or places that may be qualified to sell or distribute federally restricted medical gases. The certificate shall be displayed in a conspicuous place in the business for which it is issued and expire on the date set by the board. It is unlawful for a person to sell or distribute federally restricted medical gases unless a certificate has been issued to that person by the board. (a) A person or establishment not licensed as a pharmacy or a practitioner shall not engage in the retail sale or distribution of federally restricted medical gases without first obtaining a registration from the board and paying the applicable fee specified in section 151.065. The registration shall be displayed in a conspicuous place in the business for which it is issued and expires on the date set by the board. It is unlawful for a person to sell or distribute federally restricted medical gases unless a certificate has been issued to that person by the board.

(b) Application for a medical gas distributor registration under this section shall be made in a manner specified by the board.

(c) No registration shall be issued or renewed for a medical gas distributor located within the state unless the applicant agrees to operate in a manner prescribed by federal and state law and according to the rules adopted by the board. No license shall be issued for a medical gas distributor located outside of the state unless the applicant agrees to operate in a manner prescribed by federal law and, when distributing medical gases for residents of this state, the laws of this state and Minnesota Rules.

(d) No registration shall be issued or renewed for a medical gas distributor that is required to be licensed or registered by the state in which it is physically located unless the applicant supplies the board with proof of the licensure or registration. The board may, by rule, establish standards for the

registration of a medical gas distributor that is not required to be licensed or registered by the state in which it is physically located.

(e) The board shall require a separate registration for each medical gas distributor located within the state and for each facility located outside of the state from which medical gases are distributed to residents of this state.

(f) The board shall not issue an initial or renewed registration for a medical gas distributor unless the medical gas distributor passes an inspection conducted by an authorized representative of the board. In the case of a medical gas distributor located outside of the state, the board may require the applicant to pay the cost of the inspection, in addition to the license fee in section 151.065, unless the applicant furnishes the board with a report, issued by the appropriate regulatory agency of the state in which the facility is located, of an inspection that has occurred within the 24 months immediately preceding receipt of the license application by the board. The board may deny licensure unless the applicant submits documentation satisfactory to the board that any deficiencies noted in an inspection report have been corrected.

#### **Sec. 4. [151.252] LICENSING OF DRUG MANUFACTURERS; FEES; PROHIBITIONS.**

Subdivision 1. **Requirements.** (a) No person shall act as a manufacturer without first obtaining a license from the board and paying any applicable fee specified in section 151.065.

(b) Application for a manufacturer license under this section shall be made in a manner specified by the board.

(c) No license shall be issued or renewed for a manufacturer unless the applicant agrees to operate in a manner prescribed by federal and state law and according to Minnesota Rules.

(d) No license shall be issued or renewed for a manufacturer that is required to be registered pursuant to United State Code, title 21, section 360, unless the applicant supplies the board with proof of registration. The board may establish by rule the standards for licensure of manufacturers that are not required to be registered under United States Code, title 21, section 360.

(e) No license shall be issued or renewed for a manufacturer that is required to be licensed or registered by the state in which it is physically located unless the applicant supplies the board with proof of licensure or registration. The board may establish, by rule, standards for the licensure of a manufacturer that is not required to be licensed or registered by the state in which it is physically located.

(f) The board shall require a separate license for each facility located within the state at which manufacturing occurs and for each facility located outside of the state at which drugs that are shipped into the state are manufactured.

(g) The board shall not issue an initial or renewed license for a manufacturing facility unless the facility passes an inspection conducted by an authorized representative of the board. In the case of a manufacturing facility located outside of the state, the board may require the applicant to pay the cost of the inspection, in addition to the license fee in section 151.065, unless the applicant furnishes the board with a report, issued by the appropriate regulatory agency of the state in which the facility is located or by the United States Food and Drug Administration, of an inspection that has occurred within the 24 months immediately preceding receipt of the license application by the board. The

board may deny licensure unless the applicant submits documentation satisfactory to the board that any deficiencies noted in an inspection report have been corrected.

Subd. 2. **Prohibition.** It is unlawful for any person engaged in manufacturing to sell legend drugs to anyone located in this state except as provided in this chapter.

Sec. 5. Minnesota Statutes 2012, section 151.37, subdivision 4, is amended to read:

Subd. 4. **Research.** (a) Any qualified person may use legend drugs in the course of a bona fide research project, but cannot administer or dispense such drugs to human beings unless such drugs are prescribed, dispensed, and administered by a person lawfully authorized to do so.

(b) Drugs may be dispensed or distributed by a pharmacy licensed by the board for use by, or administration to, patients enrolled in a bona fide research study that is being conducted pursuant to either an investigational new drug application approved by the United States Food and Drug Administration or that has been approved by an institutional review board. For the purposes of this subdivision only:

(1) a prescription drug order is not required for a pharmacy to dispense a research drug, unless the study protocol requires the pharmacy to receive such an order;

(2) notwithstanding the prescription labeling requirements found in this chapter or the rules promulgated by the board, a research drug may be labeled as required by the study protocol; and

(3) dispensing and distribution of research drugs by pharmacies shall not be considered compounding, manufacturing, or wholesaling under this chapter.

(c) An entity that is under contract to a federal agency for the purpose of distributing drugs for bona fide research studies is exempt from the drug wholesaler licensing requirements of this chapter. Any other entity is exempt from the drug wholesaler licensing requirements of this chapter if the board finds that the entity is licensed or registered according to the laws of the state in which it is physically located and it is distributing drugs for use by, or administration to, patients enrolled in a bona fide research study that is being conducted pursuant to either an investigational new drug application approved by the United States Food and Drug Administration or that has been approved by an institutional review board.

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

Sec. 6. Minnesota Statutes 2012, section 151.47, subdivision 1, is amended to read:

Subdivision 1. **Requirements.** (a) All wholesale drug distributors are subject to the requirements in paragraphs (a) to (f) of this subdivision.

(a) (b) No person or distribution outlet shall act as a wholesale drug distributor without first obtaining a license from the board and paying any applicable fee specified in section 151.065.

(c) Application for a wholesale drug distributor license under this section shall be made in a manner specified by the board.

(b) (d) No license shall be issued or renewed for a wholesale drug distributor to operate unless the applicant agrees to operate in a manner prescribed by federal and state law and according to the rules adopted by the board.

~~(c) The board may require a separate license for each facility directly or indirectly owned or operated by the same business entity within the state, or for a parent entity with divisions, subsidiaries, or affiliate companies within the state, when operations are conducted at more than one location and joint ownership and control exists among all the entities.~~

(e) No license may be issued or renewed for a drug wholesale distributor that is required to be licensed or registered by the state in which it is physically located unless the applicant supplies the board with proof of licensure or registration. The board may establish, by rule, standards for the licensure of a drug wholesale distributor that is not required to be licensed or registered by the state in which it is physically located.

(f) The board shall require a separate license for each drug wholesale distributor facility located within the state and for each drug wholesale distributor facility located outside of the state from which drugs are shipped into the state or to which drugs are reverse distributed.

(g) The board shall not issue an initial or renewed license for a drug wholesale distributor facility unless the facility passes an inspection conducted by an authorized representative of the board. In the case of a drug wholesale distributor facility located outside of the state, the board may require the applicant to pay the cost of the inspection, in addition to the license fee in section 151.065, unless the applicant furnishes the board with a report, issued by the appropriate regulatory agency of the state in which the facility is located, of an inspection that has occurred within the 24 months immediately preceding receipt of the license application by the board. The board may deny licensure unless the applicant submits documentation satisfactory to the board that any deficiencies noted in an inspection report have been corrected.

~~(d)~~ (h) As a condition for receiving and retaining a wholesale drug distributor license issued under sections 151.42 to 151.51, an applicant shall satisfy the board that it has and will continuously maintain:

- (1) adequate storage conditions and facilities;
- (2) minimum liability and other insurance as may be required under any applicable federal or state law;
- (3) a viable security system that includes an after hours central alarm, or comparable entry detection capability; restricted access to the premises; comprehensive employment applicant screening; and safeguards against all forms of employee theft;
- (4) a system of records describing all wholesale drug distributor activities set forth in section 151.44 for at least the most recent two-year period, which shall be reasonably accessible as defined by board regulations in any inspection authorized by the board;
- (5) principals and persons, including officers, directors, primary shareholders, and key management executives, who must at all times demonstrate and maintain their capability of conducting business in conformity with sound financial practices as well as state and federal law;
- (6) complete, updated information, to be provided to the board as a condition for obtaining and retaining a license, about each wholesale drug distributor to be licensed, including all pertinent corporate licensee information, if applicable, or other ownership, principal, key personnel, and facilities information found to be necessary by the board;

(7) written policies and procedures that assure reasonable wholesale drug distributor preparation for, protection against, and handling of any facility security or operation problems, including, but not limited to, those caused by natural disaster or government emergency, inventory inaccuracies or product shipping and receiving, outdated product or other unauthorized product control, appropriate disposition of returned goods, and product recalls;

(8) sufficient inspection procedures for all incoming and outgoing product shipments; and

(9) operations in compliance with all federal requirements applicable to wholesale drug distribution.

~~(e)~~ (i) An agent or employee of any licensed wholesale drug distributor need not seek licensure under this section.

~~(f) A wholesale drug distributor shall file with the board an annual report, in a form and on the date prescribed by the board, identifying all payments, honoraria, reimbursement or other compensation authorized under section 151.461, clauses (3) to (5), paid to practitioners in Minnesota during the preceding calendar year. The report shall identify the nature and value of any payments totaling \$100 or more, to a particular practitioner during the year, and shall identify the practitioner. Reports filed under this provision are public data.~~

Sec. 7. Minnesota Statutes 2012, section 151.47, is amended by adding a subdivision to read:

Subd. 3. **Prohibition.** It is unlawful for any person engaged in wholesale drug distribution to sell drugs to anyone located within the state or to receive drugs in reverse distribution from anyone located within the state except as provided in this chapter.

Sec. 8. Minnesota Statutes 2012, section 151.49, is amended to read:

**151.49 LICENSE RENEWAL APPLICATION PROCEDURES.**

Application blanks or notices for renewal of a license required by sections 151.42 to 151.51 shall be mailed or otherwise provided to each licensee on or before the first day of the month prior to the month in which the license expires and, if application for renewal of the license with the required fee and supporting documents is not made before the expiration date, the existing license or renewal shall lapse and become null and void upon the date of expiration.

Sec. 9. Minnesota Statutes 2012, section 152.126, is amended to read:

**152.126 ~~CONTROLLED SUBSTANCES PRESCRIPTION ELECTRONIC REPORTING SYSTEM~~ PRESCRIPTION MONITORING PROGRAM.**

Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this subdivision have the meanings given.

~~(a)~~ (b) "Board" means the Minnesota State Board of Pharmacy established under chapter 151.

~~(b)~~ (c) "Controlled substances" means those substances listed in section 152.02, subdivisions 3 to 5 6, and those substances defined by the board pursuant to section 152.02, subdivisions 7, 8, and 12. For the purpose of this section only, "controlled substances" includes tramadol and butalbital.

~~(c)~~ (d) "Dispense" or "dispensing" has the meaning given in section 151.01, subdivision 30. Dispensing does not include the direct administering of a controlled substance to a patient by a licensed health care professional.

(d) (e) "Dispenser" means a person authorized by law to dispense a controlled substance, pursuant to a valid prescription. For the purposes of this section, a dispenser does not include a licensed hospital pharmacy that distributes controlled substances for inpatient hospital care or a veterinarian who is dispensing prescriptions under section 156.18.

(e) (f) "Prescriber" means a licensed health care professional who is authorized to prescribe a controlled substance under section 152.12, subdivision 1.

(f) (g) "Prescription" has the meaning given in section 151.01, subdivision 16.

Subd. 1a. **Treatment of intractable pain.** This section is not intended to limit or interfere with the legitimate prescribing of controlled substances for pain. No prescriber shall be subject to disciplinary action by a health-related licensing board for prescribing a controlled substance according to the provisions of section 152.125.

Subd. 2. **Prescription electronic reporting system.** (a) The board shall establish by January 1, 2010, an electronic system for reporting the information required under subdivision 4 for all controlled substances dispensed within the state.

(b) The board may contract with a vendor for the purpose of obtaining technical assistance in the design, implementation, operation, and maintenance of the electronic reporting system.

Subd. 3. **Prescription Electronic Reporting Monitoring Program Advisory Committee.** (a) The board shall convene an advisory committee. The committee must include at least one representative of:

- (1) the Department of Health;
- (2) the Department of Human Services;
- (3) each health-related licensing board that licenses prescribers;
- (4) a professional medical association, which may include an association of pain management and chemical dependency specialists;
- (5) a professional pharmacy association;
- (6) a professional nursing association;
- (7) a professional dental association;
- (8) a consumer privacy or security advocate; **and**
- (9) a consumer or patient rights organization; **and**
- (10) an association of medical examiners and coroners.

(b) The advisory committee shall advise the board on the development and operation of the electronic reporting system prescription monitoring program, including, but not limited to:

- (1) technical standards for electronic prescription drug reporting;
- (2) proper analysis and interpretation of prescription monitoring data; **and**
- (3) an evaluation process for the program.



Subd. 4. **Reporting requirements; notice.** (a) Each dispenser must submit the following data to the board or its designated vendor, ~~subject to the notice required under paragraph (d):~~

- (1) name of the prescriber;
- (2) national provider identifier of the prescriber;
- (3) name of the dispenser;
- (4) national provider identifier of the dispenser;
- (5) prescription number;
- (6) name of the patient for whom the prescription was written;
- (7) address of the patient for whom the prescription was written;
- (8) date of birth of the patient for whom the prescription was written;
- (9) date the prescription was written;
- (10) date the prescription was filled;
- (11) name and strength of the controlled substance;
- (12) quantity of controlled substance prescribed;
- (13) quantity of controlled substance dispensed; and
- (14) number of days supply.

(b) The dispenser must submit the required information by a procedure and in a format established by the board. The board may allow dispensers to omit data listed in this subdivision or may require the submission of data not listed in this subdivision provided the omission or submission is necessary for the purpose of complying with the electronic reporting or data transmission standards of the American Society for Automation in Pharmacy, the National Council on Prescription Drug Programs, or other relevant national standard-setting body.

(c) A dispenser is not required to submit this data for those controlled substance prescriptions dispensed for:

- ~~(1) individuals residing in licensed skilled nursing or intermediate care facilities;~~
  - ~~(2) individuals receiving assisted living services under chapter 144G or through a medical assistance home and community-based waiver;~~
  - ~~(3) individuals receiving medication intravenously;~~
  - ~~(4) individuals receiving hospice and other palliative or end-of-life care; and~~
  - ~~(5) individuals receiving services from a home care provider regulated under chapter 144A.~~
- individuals residing in a health care facility as defined in section 151.58, subdivision 2, paragraph (b), when a drug is distributed through the use of an automated drug distribution system according to section 151.58.

(d) A dispenser must ~~not submit data under this subdivision unless~~ provide a conspicuous notice of the reporting requirements of this section ~~is given~~ to the patient for whom the prescription was written.

Subd. 5. **Use of data by board.** (a) The board shall develop and maintain a database of the data reported under subdivision 4. The board shall maintain data that could identify an individual prescriber or dispenser in encrypted form. The database may be used by permissible users identified under subdivision 6 for the identification of:

(1) individuals receiving prescriptions for controlled substances from prescribers who subsequently obtain controlled substances from dispensers in quantities or with a frequency inconsistent with generally recognized standards of use for those controlled substances, including standards accepted by national and international pain management associations; and

(2) individuals presenting forged or otherwise false or altered prescriptions for controlled substances to dispensers.

(b) No permissible user identified under subdivision 6 may access the database for the sole purpose of identifying prescribers of controlled substances for unusual or excessive prescribing patterns without a valid search warrant or court order.

(c) No personnel of a state or federal occupational licensing board or agency may access the database for the purpose of obtaining information to be used to initiate or substantiate a disciplinary action against a prescriber.

(d) Data reported under subdivision 4 shall be retained by the board in ~~the~~ an active database for a 12-month period, and shall be removed from the active database no later than 12 months from the last day of the month during which the data was received. The board may transfer data into an inactive database provided that the data thus transferred may only be used by the authorized staff of the board for the purposes of administering, operating, and maintaining the prescription monitoring program and conducting trend analyses and other studies as necessary to evaluate the effectiveness of the program. Data in the inactive database shall not be accessible to any other persons for any reason. No data that can be used to identify an individual may be transferred to the inactive database.

Subd. 6. **Access to reporting system data.** (a) Except as indicated in this subdivision, the data submitted to the board under subdivision 4 is private data on individuals as defined in section 13.02, subdivision 12, and not subject to public disclosure.

(b) Except as specified in subdivision 5, the following persons shall be considered permissible users and may access the data submitted under subdivision 4 in the same or similar manner, and for the same or similar purposes, as those persons who are authorized to access similar private data on individuals under federal and state law:

(1) a prescriber or an agent or employee of the prescriber to whom the prescriber has delegated the task of accessing the data, to the extent the information relates specifically to a current patient, to whom the prescriber is prescribing or considering prescribing any controlled substance or to whom the prescriber is providing other medical treatment for which access to the data may be necessary and with the provision that the prescriber remains responsible for the use or misuse of data accessed by a delegated agent or employee;

(2) a dispenser or an agent or employee of the dispenser to whom the dispenser has delegated the task of accessing the data, to the extent the information relates specifically to a current patient to whom that dispenser is dispensing or considering dispensing any controlled substance or to whom the dispenser is providing other pharmaceutical care for which access to the data may be necessary and with the provision that the dispenser remains responsible for the use or misuse of data accessed by a delegated agent or employee;

(3) a licensed pharmacist who is providing pharmaceutical care for which access to the data may be necessary or when consulted by a prescriber who is requesting data in accordance with clause (1);

(3) (4) an individual who is the recipient of a controlled substance prescription for which data was submitted under subdivision 4, or a guardian of the individual, parent or guardian of a minor, or health care agent of the individual acting under a health care directive under chapter 145C;

(4) (5) personnel of the board specifically assigned to conduct a bona fide investigation of a specific licensee;

(5) (6) personnel of the board engaged in the collection of controlled substance prescription information as part of the assigned duties and responsibilities under this section;

(6) (7) authorized personnel of a vendor under contract with the board who are engaged in the design, implementation, operation, and maintenance of the electronic reporting system prescription monitoring program as part of the assigned duties and responsibilities of their employment, provided that access to data is limited to the minimum amount necessary to carry out such duties and responsibilities;

(7) (8) federal, state, and local law enforcement authorities acting pursuant to a valid search warrant; and

(8) (9) personnel of the ~~medical assistance program~~ Minnesota health care programs assigned to use the data collected under this section to identify and manage recipients whose usage of controlled substances may warrant restriction to a single primary care physician provider, a single outpatient pharmacy, or and a single hospital;

(10) a coroner or medical examiner, or an agent or employee of the coroner or medical examiner to whom the coroner or medical examiner has delegated the task of accessing the data, conducting an investigation pursuant to section 390.11, and with the provision that the coroner or medical examiner remains responsible for the use or misuse of data accessed by a delegated agent or employee; and

(11) personnel of the health professionals services program established pursuant to section 214.31, to the extent that the information relates specifically to an individual who is currently enrolled in and being monitored by the program and provided that the information cannot be given to a health-related licensing board except as provided by section 214.33, subdivision 3.

For purposes of clause (3) (4), access by an individual includes persons in the definition of an individual under section 13.02.

(c) Any permissible user identified in paragraph (b), who directly accesses the data electronically, shall implement and maintain a comprehensive information security program that contains administrative, technical, and physical safeguards that are appropriate to the user's size and complexity, and the sensitivity of the personal information obtained. The permissible user

shall identify reasonably foreseeable internal and external risks to the security, confidentiality, and integrity of personal information that could result in the unauthorized disclosure, misuse, or other compromise of the information and assess the sufficiency of any safeguards in place to control the risks.

(d) The board shall not release data submitted under this section unless it is provided with evidence, satisfactory to the board, that the person requesting the information is entitled to receive the data.

~~(e) The board shall not release the name of a prescriber without the written consent of the prescriber or a valid search warrant or court order. The board shall provide a mechanism for a prescriber to submit to the board a signed consent authorizing the release of the prescriber's name when data containing the prescriber's name is requested.~~

~~(f) The board shall maintain a log of all persons who access the data for a period of at least five years and shall ensure that any permissible user complies with paragraph (c) prior to attaining direct access to the data.~~

~~(g) (f) Section 13.05, subdivision 6, shall apply to any contract the board enters into pursuant to subdivision 2. A vendor shall not use data collected under this section for any purpose not specified in this section.~~

~~(g) The board may participate in an interstate prescription monitoring program data exchange system provided that permissible users in other states may have access to the data only as allowed under this section and that section 13.05, subdivision 6, shall apply to any contract or memorandum of understanding that the board enters into under this paragraph.~~

Subd. 7. **Disciplinary action.** (a) A dispenser who knowingly fails to submit data to the board as required under this section is subject to disciplinary action by the appropriate health-related licensing board.

(b) A prescriber or dispenser authorized to access the data who knowingly discloses the data in violation of state or federal laws relating to the privacy of health care data shall be subject to disciplinary action by the appropriate health-related licensing board, and appropriate civil penalties.

~~Subd. 8. **Evaluation and reporting.** (a) The board shall evaluate the prescription electronic reporting system to determine if the system is negatively impacting appropriate prescribing practices of controlled substances. The board may contract with a vendor to design and conduct the evaluation.~~

~~(b) The board shall submit the evaluation of the system to the legislature by July 15, 2011.~~

Subd. 9. **Immunity from liability; no requirement to obtain information.** (a) A pharmacist, prescriber, or other dispenser making a report to the program in good faith under this section is immune from any civil, criminal, or administrative liability, which might otherwise be incurred or imposed as a result of the report, or on the basis that the pharmacist or prescriber did or did not seek or obtain or use information from the program.

(b) Nothing in this section shall require a pharmacist, prescriber, or other dispenser to obtain information about a patient from the program, and the pharmacist, prescriber, or other dispenser, if acting in good faith, is immune from any civil, criminal, or administrative liability that might otherwise be incurred or imposed for requesting, receiving, or using information from the program.

Subd. 10. **Funding.** (a) The board may seek grants and private funds from nonprofit charitable foundations, the federal government, and other sources to fund the enhancement and ongoing operations of the prescription ~~electronic reporting system~~ monitoring program established under this section. Any funds received shall be appropriated to the board for this purpose. The board may not expend funds to enhance the program in a way that conflicts with this section without seeking approval from the legislature.

(b) Notwithstanding any other section, the administrative services unit for the health-related licensing boards shall apportion between the Board of Medical Practice, the Board of Nursing, the Board of Dentistry, the Board of Podiatric Medicine, the Board of Optometry, the Board of Veterinary Medicine, and the Board of Pharmacy an amount to be paid through fees by each respective board. The amount apportioned to each board shall equal each board's share of the annual appropriation to the Board of Pharmacy from the state government special revenue fund for operating the prescription ~~electronic reporting system~~ monitoring program under this section. Each board's apportioned share shall be based on the number of prescribers or dispensers that each board identified in this paragraph licenses as a percentage of the total number of prescribers and dispensers licensed collectively by these boards. Each respective board may adjust the fees that the boards are required to collect to compensate for the amount apportioned to each board by the administrative services unit.

Sec. 10. **REPEALER.**

Minnesota Statutes 2012, sections 151.19, subdivision 2; 151.25; 151.45; 151.47, subdivision 2; and 151.48, are repealed."

Amend the title numbers accordingly

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

Pursuant to Joint Rule 2.03, the bill was referred to the Committee on Rules and Administration.

## SECOND READING OF SENATE BILLS

S.F. Nos. 872, 1346, 1374, 1351, 918, 818, 1376, 544, 746, 1111, 468 and 527 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. 1492:** A bill for an act relating to taxation; sales and use; exempting most purchases by certain nursing homes and boarding care homes; amending Minnesota Statutes 2012, section 297A.70, by adding a subdivision.

Referred to the Committee on Taxes.

**Senators Marty and Hayden introduced—**

**S.F. No. 1493:** A bill for an act relating to housing; appropriating money for a grant to Open Access Connection to provide free voice mail services.

Referred to the Committee on Finance.

**Senator Eken introduced—**

**S.F. No. 1494:** A bill for an act relating to taxation; imposing a long-term care tax to fund services; amending Minnesota Statutes 2012, section 290.06, by adding a subdivision.

Referred to the Committee on Taxes.

**Senator Saxhaug introduced—**

**S.F. No. 1495:** A bill for an act relating to taxation; property; increasing property tax class rates on utility property; amending Minnesota Statutes 2012, section 273.13, subdivision 24.

Referred to the Committee on Taxes.

**Senator Stumpf introduced—**

**S.F. No. 1496:** A bill for an act relating to natural resources; requiring participation and payment of assessments for consolidated conservation land drainage projects undertaken by local drainage authorities; amending Minnesota Statutes 2012, section 84A.55, subdivision 9.

Referred to the Committee on Environment and Energy.

**Senator Koenen introduced—**

**S.F. No. 1497:** A bill for an act relating to human services; requiring continued operation of the Minnesota Specialty Health Systems facility in Willmar.

Referred to the Committee on Finance.

**Senators Saxhaug and Stumpf introduced—**

**S.F. No. 1498:** A bill for an act relating to education finance; simplifying the allocation of contracted pupil transportation expenses across categories; amending Minnesota Statutes 2012, section 123B.92, subdivision 5.

Referred to the Committee on Finance.

**Senator Skoe introduced—**

**S.F. No. 1499:** A bill for an act relating to taxation; property; making changes to agricultural homestead determinations; amending Minnesota Statutes 2012, section 273.124, subdivisions 14, 21.

Referred to the Committee on Taxes.

**Senators Eken, Stumpf and Westrom introduced—**

**S.F. No. 1500:** A bill for an act relating to taxation; property; providing for an annual adjustment in the rate of the disparity reduction credit; amending Minnesota Statutes 2012, section 273.1398, subdivision 4.

Referred to the Committee on Taxes.

**Senator Westrom introduced—**

**S.F. No. 1501:** A bill for an act relating to capital improvements; appropriating money for a personal rapid transit safety certification and training facility; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Lourey, Senjem, Fischbach and Pappas introduced—**

**S.F. No. 1502:** A bill for an act relating to the legislature; modifying the definition of legislative day; amending Minnesota Statutes 2012, section 3.012.

Referred to the Committee on Rules and Administration.

**Senators Tomassoni, Chamberlain and Bonoff introduced—**

**S.F. No. 1503:** A bill for an act relating to taxes; expanding the sales tax exemption for certain meals and drinks; expanding the sales tax exemption for certain capital equipment purchases; amending Minnesota Statutes 2012, section 297A.68, subdivision 5, by adding subdivisions.

Referred to the Committee on Taxes.

**Senators Rosen, Weber, Koenen and Sparks introduced—**

**S.F. No. 1504:** A bill for an act relating to economic development; appropriating money for a southern and southwestern Minnesota initiative foundation collaborative project.

Referred to the Committee on Finance.

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

**S.F. No. 1505:** A bill for an act relating to capital investment; appropriating money for redevelopment of the Fort Snelling Upper Post; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Nienow, Torres Ray and Osmek introduced—**

**S.F. No. 1506:** A bill for an act relating to public safety; prohibiting a law enforcement agency from using drones to gather evidence or other information; prohibiting use of drones by persons; prohibiting the use of drones by a federal agency within the boundaries of the state; proposing coding for new law in Minnesota Statutes, chapters 624; 634.

Referred to the Committee on Judiciary.

**Senators Champion, Dibble and Dzedzic introduced—**

**S.F. No. 1507:** A bill for an act relating to capital investment; appropriating money for the Water Works site in the Central Riverfront Regional Park in Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

**Senators Anderson, Hall and Ingebrigtsen introduced—**

**S.F. No. 1508:** A resolution memorializing Congress and the President of the United States to amend federal veterans cemetery law to expand eligibility for burial in State Veterans Cemeteries developed with federal funding to include the Hmong-American and Lao-American surrogate fighters of America's Secret War in Laos.

Referred to the Committee on State and Local Government.

**Senator Torres Ray introduced—**

**S.F. No. 1509:** A bill for an act relating to state government; designating March 31 as Cesar Chavez Legislative Day; proposing coding for new law in Minnesota Statutes, chapter 3.

Referred to the Committee on State and Local Government.

**Senators Eken, Nienow, Rosen and Hayden introduced—**

**S.F. No. 1510:** A bill for an act relating to human services; modifying payment rates for a certain children's hospital; amending Minnesota Statutes 2012, section 256.969, by adding a subdivision.

Referred to the Committee on Finance.

**Senator Dibble introduced—**

**S.F. No. 1511:** A bill for an act relating to taxation; income and franchise; establishing a live theater production partnership credit; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

## MOTIONS AND RESOLUTIONS

Senator Johnson moved that the name of Senator Goodwin be added as a co-author to S.F. No. 324. The motion prevailed.

Senator Chamberlain moved that his name be stricken as a co-author to S.F. No. 530. The motion prevailed.

Senator Hawj moved that the name of Senator Reinert be added as a co-author to S.F. No. 918. The motion prevailed.



Senator Dziejdzic moved that the name of Senator Pappas be added as a co-author to S.F. No. 1175. The motion prevailed.

Senator Sparks moved that the name of Senator Dziejdzic be added as a co-author to S.F. No. 1234. The motion prevailed.

Senator Dibble moved that the names of Senators Marty, Dahle and Lourey be added as co-authors to S.F. No. 1237. The motion prevailed.

Senator Sparks moved that the name of Senator Dziejdzic be added as a co-author to S.F. No. 1373. The motion prevailed.

Senator Hawj moved that the name of Senator Tomassoni be added as a co-author to S.F. No. 1428. The motion prevailed.

Senator Thompson moved that his name be stricken as a co-author to S.F. No. 1082. The motion prevailed.

Senator Tomassoni moved that S.F. No. 1138 be withdrawn from the Committee on Transportation and Public Safety and returned to its author. The motion prevailed.

Senator Dibble moved that S.F. No. 1173, No. 135 on General Orders, be stricken and re-referred to the Committee on Finance. The motion prevailed.

#### **MEMBERS EXCUSED**

Senators Bakk, Ingebrigtsen and Metzen were excused from the Session of today.

#### **ADJOURNMENT**

Senator Sieben moved that the Senate do now adjourn until 12:00 noon, Tuesday, April 2, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

