

SIXTY-SIXTH DAY

St. Paul, Minnesota, Tuesday, March 4, 2014

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. Paul Rogers.

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

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

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

January 10, 2014

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

Dan Lipschultz, 208 Alberta Ln., Little Canada, in the county of Ramsey, effective February 14, 2014, for a term expiring on January 6, 2020.

(Referred to the Committee on Environment and Energy.)

Sincerely,
Mark Dayton, Governor

REPORTS OF COMMITTEES

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

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

S.F. No. 1964: A bill for an act relating to telecommunications; consumer protection; establishing requirements for acquisition and resale of wireless communications devices; providing for criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

Delete everything after the enacting clause and insert:

"Section 1. [325E.319] WIRELESS COMMUNICATIONS DEVICES; ACQUISITION FOR RESALE.

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

(b) "Law enforcement agency" or "agency" means a duly authorized municipal, county, campus, transit, park, state, or federal law enforcement agency.

(c) "Wireless communications device dealer" or "dealer" means an individual, partnership, limited partnership, limited liability company, corporation, or other entity engaged in the business of buying or selling used wireless communications devices.

(d) "Wireless communications device" has the meaning given in section 169.011, subdivision 94.

Subd. 2. **Purchase or acquisition record required.** (a) Every wireless communications device dealer, including an agent, employee, or representative of the dealer, shall keep a written record at the time of each purchase or acquisition of a used wireless communications device for resale. The record must include the following and may be kept in electronic form:

(1) an accurate account or description of the wireless communications device purchased or acquired;

(2) the date, time, and place the wireless communications device was purchased or acquired;

(3) the name and address of the person selling or delivering the wireless communications device;

(4) the number of the check or electronic transfer used to purchase the wireless communications device;

(5) the number of the seller's driver's license, Minnesota identification card number, or other identification number from an identification document issued by any state, federal, or foreign government if the document includes the person's photograph, full name, birth date, and signature; and

(6) a statement signed by the seller, under penalty of perjury as provided in section 609.48, attesting that the wireless communications device is not stolen and is free of any liens or encumbrances and the seller has the right to sell it.

(b) Records required to be maintained under this subdivision shall be retained by the wireless communications device dealer for a period of three years.

(c) The record, as well as the wireless communications device purchased or received, shall at all reasonable times be available for inspection by any law enforcement agency.

(d) No record is required for wireless communications devices purchased from merchants, manufacturers, or wholesale dealers having an established place of business, but a bill of sale or other evidence of open or legitimate purchase of the wireless communications device shall be obtained and kept by the wireless communications device dealer, which must be shown upon demand to any law enforcement agency.

(e) Except as otherwise provided in this section, a wireless communications device dealer or the dealer's agent, employee, or representative may not disclose personal information received pursuant to paragraph (a) concerning a customer without the customer's consent unless the disclosure is made in response to a request from a law enforcement agency. A wireless communications device dealer must implement reasonable safeguards to protect the security of the personal information and prevent unauthorized access to or disclosure of the information. For purposes of this paragraph, "personal information" is any individually identifiable information gathered in connection with a record under paragraph (a).

Subd. 3. **Records; prohibitions.** A wireless communications device dealer, including an agent, employee, or representative of the dealer, shall not:

(1) make any false entry in the records of transactions involving a used wireless communications device;

(2) falsify, obliterate, destroy, or remove from the place of business the records, books, or accounts relating to used wireless communications device transactions;

(3) refuse to allow the appropriate law enforcement agency to inspect records or any used wireless communications device in the dealer's possession during the ordinary hours of business or other times acceptable to both parties;

(4) fail to maintain a record of each used wireless communications device transaction for three years; or

(5) purchase a used wireless communications device from a person under the age of 18 years.

Subd. 4. **Payment for used wireless communications devices.** A wireless communications device dealer shall pay for purchases of all used wireless communications devices by check mailed to a specific address, electronic transfer, or store credit. Store credit can be granted in the form of a gift card.

Subd. 5. **Investigative holds; confiscation of property.** (a) Whenever a law enforcement official from any agency has probable cause to believe that a wireless communications device in the possession of a wireless communications device dealer is stolen or is evidence of a crime and notifies the dealer not to sell the item, the dealer shall not (1) process or sell the item, or (2) remove or allow its removal from the premises. This investigative hold must be confirmed in writing by the originating agency within 72 hours and will remain in effect for 30 days from the date of initial notification, until the investigative hold is canceled or renewed, or until a law enforcement notification to confiscate or directive to release is issued, whichever comes first.

(b) If a wireless communications device is identified as stolen or as evidence in a criminal case, a law enforcement official may:

(1) physically confiscate and remove the wireless communications device from the wireless communications device dealer, pursuant to a written notification;

(2) place the wireless communications device on hold or extend the hold under paragraph (a), and leave the device at the premises; or

(3) direct its release to a registered owner or owner's agent.

(c) When an item is confiscated, the law enforcement agency doing so shall provide identification upon request of the wireless communications device dealer, and shall provide the name and telephone number of the confiscating agency and investigator, and the case number related to the confiscation.

(d) A wireless communications device dealer may request seized property be returned in accordance with section 626.04.

(e) When an investigative hold or notification to confiscate is no longer necessary, the law enforcement official or designee shall notify the wireless communications device dealer.

(f) A wireless communications device dealer may sell or otherwise dispose of the wireless communications device if:

(1) a notification to confiscate is not issued during the investigative hold; or

(2) a law enforcement official does not physically remove the wireless communications device from the premises within 15 calendar days from issuance of a notification to confiscate.

(g) If a wireless communications device dealer is required to hold the wireless communications device at the direction of law enforcement for purposes of investigation or prosecution, or if the device is seized by law enforcement, the wireless communications device dealer and any other victim is entitled to seek restitution, including any out-of-pocket expenses for storage and lost profit, in any criminal case that may arise from the investigation against the individual who sold the wireless communications device to the wireless communications device dealer.

Subd. 6. **Video security cameras required.** (a) Each wireless communications device dealer shall install and maintain at each location video surveillance cameras, still digital cameras, or similar devices positioned to record or photograph a frontal view showing a readily identifiable image of the face of each seller of a wireless communications device who enters the location.

(b) The video camera or still digital camera must be kept in operating condition and must be shown upon request to a properly identified law enforcement officer for inspection. The camera

must record and display the accurate date and time. The video camera or still digital camera must be turned on at all times when the location is open for business and at any other time when wireless communications devices are purchased or sold.

(c) Recordings and images required by paragraph (a) shall be retained by the wireless communications device dealer for a minimum period of 60 days and shall at all reasonable times be open to the inspection of any properly identified law enforcement officer.

Subd. 7. **Criminal penalty.** A wireless communications device dealer, or the agent, employee, or representative of the wireless communications device dealer, who intentionally violates a provision of this section is guilty of a misdemeanor.

Subd. 8. **Application.** This section does not apply with respect to a wireless communications device returned to the store where it was originally purchased pursuant to the return policies of the wireless communications device dealer."

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

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

S.F. No. 1689: A bill for an act relating to insurance; authorizing certain benefits for Minnesota FAIR plan employees; providing certain conforming and technical changes; amending Minnesota Statutes 2012, sections 43A.27, subdivision 2; 65A.35, subdivision 5.

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

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

S.F. No. 4: A bill for an act relating to constitutional amendments; defining the legislative majority and process required to propose amendments to the state constitution; amending Minnesota Statutes 2012, section 3.20.

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

Delete everything after the enacting clause and insert:

"Section 1. **CONSTITUTIONAL AMENDMENT PROPOSED.**

An amendment to the Minnesota Constitution is proposed to the people. If the amendment is adopted, article IX, section 1, will read:

Section 1. ~~A majority~~ Three-fifths of the members elected to each house of the legislature may propose amendments to this constitution. An amendment may not be proposed until it has passed one house of the legislature in one calendar year and the other house of the same legislature in the next calendar year. Proposed amendments shall be published with the laws passed at the same session and submitted to the people for their approval or rejection at a the general election following the next general election. If a majority of all the electors voting at the election vote to ratify an amendment, it becomes a part of this constitution. If two or more amendments are submitted at the same time, voters shall vote for or against each separately.

Sec. 2. **SUBMISSION TO VOTERS.**

(a) The proposed amendment must be submitted to the people at the 2014 general election. The question submitted must be:

"Shall the Minnesota Constitution be amended to require that an amendment to the Minnesota Constitution be proposed by three-fifths of the members elected to one house of the legislature in a calendar year and three-fifths of the members elected to the other house of the same legislature in the next calendar year and submitted to the people at the general election following the next general election?"

Yes

No

(b) The title required under Minnesota Statutes, section 204D.15, subdivision 1, for the question submitted to the people under paragraph (a) shall be "Amending the Minnesota Constitution."

Sec. 3. Minnesota Statutes 2012, section 3.20, is amended to read:

3.20 FORM OF ACT; PROCESS FOR SUBMISSION.

Every act for the submission of an amendment to the Constitution shall set forth the section as it will read if the amendment is adopted, with only the other matter necessary to show in what section or article the alteration is proposed. ~~It~~ After passage of the act by three-fifths of the members elected to one house of the legislature in the calendar year following passage of the act by three-fifths of the members elected to the other house of the legislature, the amendment shall be submitted and voted upon at the general election following the next general election as provided by the law relating to general elections. If adopted, the governor shall announce the fact by proclamation.

EFFECTIVE DATE. This section is effective the day following adoption by the voters of the constitutional amendment in section 1."

Delete the title and insert:

"A bill for an act proposing an amendment to the Minnesota Constitution, article IX, section 1; requiring a three-fifths vote of one body of the legislature in the calendar year after a three-fifths vote of the other body of the legislature to submit a proposed constitutional amendment to the people; placing a proposal for a constitutional amendment on the ballot in the general election after the next general election following passage of the act; amending Minnesota Statutes 2012, section 3.20."

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

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

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

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

Page 2, line 9, after "consumer" insert "of music therapy"

Page 2, line 12, before the period, insert ", except for initial members' terms as described in subdivision 3"

Page 2, line 21, after "individuals" insert "practicing music therapy"

Page 2, after line 33, insert:

"Subd. 4. **Initial appointments; initial terms; initial meeting.** The commissioner shall make initial appointments by September 1, 2014. When making initial appointments, the commissioner shall designate two appointees to have terms coterminous with the governor. The initial appointees who serve a term that is coterminous with the governor shall serve until the start of the governor's term that begins in 2019. The remainder of the initial appointees shall serve until 2020. Thereafter, terms will be as described in section 15.059, subdivision 3. The commissioner must convene the first meeting by January 1, 2015.

Subd. 5. **Chair.** The council must elect a chair from among its members. A chair serves a two-year term, except for the first elected chair who serves until the first Monday in January 2017.

Subd. 6. **Expiration.** This section expires June 30, 2022, unless extended by law."

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. 6: A bill for an act proposing an amendment to the Minnesota Constitution, article IX, section 1; requiring a two-thirds vote of each house of the legislature to submit a constitutional amendment to the people.

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

Page 1, line 9, delete "Two-thirds" and insert "Three-fifths"

Page 1, line 18, delete "two-thirds" and insert "three-fifths"

Amend the title as follows:

Page 1, line 3, delete "two-thirds" and insert "three-fifths"

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

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

S.F. No. 1952: A bill for an act relating to state government; ratifying labor agreements and compensation plans.

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

Page 1, after line 3, insert:

"Section 1. Minnesota Statutes 2013 Supplement, section 15A.0815, subdivision 5, is amended to read:

Subd. 5. ~~Appointing authorities to recommend certain~~ **Determining individual salaries.** (a) When the governor is the appointing authority, the governor must establish salaries within the salary limits for the positions listed in subdivisions 2 to 4. Before establishing a salary, the governor must consult with the commissioner of management and budget concerning the salary. In establishing the salary, the governor shall consider the criteria established in section 43A.18, subdivision 8, and the performance of individual incumbents. The performance evaluation must include a review of an incumbent's progress toward attainment of affirmative action goals. The governor shall establish an objective system for quantifying knowledge, abilities, duties, responsibilities, and accountabilities, and in determining recommendations rate each position by this system.

(b) An appointing authority other than the governor may submit to the Legislative Coordinating Commission recommendations for salaries within the salary limits for the positions listed in subdivisions 2 to 4.

Before submitting the recommendations, the appointing authority shall consult with the commissioner of management and budget concerning the recommendations.

In making recommendations, the appointing authority shall consider the criteria established in section 43A.18, subdivision 8, and the performance of individual incumbents. The performance evaluation must include a review of an incumbent's progress toward attainment of affirmative action goals. The appointing authority shall establish an objective system for quantifying knowledge, abilities, duties, responsibilities, and accountabilities, and in determining recommendations, rate each position by this system.

Before the appointing authority's recommended salaries take effect, the recommendations must be reviewed and approved, rejected, or modified by the Legislative Coordinating Commission and the legislature under section 3.855, subdivisions 2 and 3.

(c) The governor or other appointing authority may propose additions or deletions of positions from those listed in subdivisions 2 to 4.

(d) The governor or other appointing authority shall set the initial salary of a head of a new agency or a chair of a new metropolitan board or commission whose salary is not specifically prescribed by law after consultation with the commissioner, whose recommendation is advisory only. The amount of the new salary must be comparable to the salary of an agency head or commission chair having similar duties and responsibilities.

(e) The salary of a newly appointed head of an agency or chair of a metropolitan agency listed in subdivisions 2 to 4 who is appointed by someone other than the governor, may be increased or decreased by the appointing authority from the salary previously set for that position within 30 days of the new appointment after consultation with the commissioner. If the appointing authority increases a salary under this paragraph, the appointing authority shall submit the new salary to the Legislative Coordinating Commission and the full legislature for approval, modification, or rejection under section 3.855, subdivisions 2 and 3.

(f) Within 30 days of approving a change in a salary for a position in subdivisions 2 to 4, the governor must inform the Legislative Coordinating Commission of the change in salary and its effective date."

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 2027: A bill for an act relating to health; regulating e-cigarettes; amending Minnesota Statutes 2012, sections 144.413, subdivision 4; 144.4165; 461.12; 461.18; 461.19; 609.685; 609.6855.

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

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

S.F. No. 1799: A bill for an act relating to health; changing licensing provisions for licensed professional clinical counselors; amending Minnesota Statutes 2012, section 148B.5301, subdivisions 2, 4.

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

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

S.F. No. 1792: A bill for an act relating to health occupations; establishing registration for massage and bodywork therapy; establishing fees; amending Minnesota Statutes 2013 Supplement, section 116J.70, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapters 148; 325F.

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

Page 1, lines 13, 19, and 23, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 2, line 23, delete everything after the second comma and insert "or home rule charter or statutory city."

Page 2, delete line 24

Page 3, lines 3 and 32, delete "this chapter" and insert "sections 148.981 to 148.9885,"

Page 3, line 11, after "handheld" insert ", nonpuncturing,"

Page 3, line 16, delete everything after the first semicolon

Page 3, line 17, after "stones;" insert "essential oils as used in aromatherapy for inhalation or diluted for topical application;"

Page 3, line 18, delete "and/or" and insert "or"

Page 3, delete lines 26 to 28 and insert:

"(4) intentional adjustment, manipulation, or mobilization of abnormal articulations, neurological disturbances, structural alterations, biomechanical alterations as described in section 148.01, including by means of a high-velocity, low-amplitude thrusting force or by means of manual therapy or mechanical therapy for the manipulation or adjustment of joint articulation as defined in section 146.23; or"

Page 3, line 29, after "modalities" insert ", needles that puncture the skin,"

Page 4, lines 1, 10, 12, 21, 26, and 29, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 4, line 4, delete "this chapter" and insert "sections 148.981 to 148.9885,"

Page 5, line 21, before "ADVISORY" insert "REGISTERED MASSAGE AND BODYWORK THERAPIST"

Page 5, line 22, delete "advisory council" and insert "Registered Massage and Bodywork Therapist Advisory Council"

Page 5, line 23, delete "been residents" and insert "resided in the"

Page 5, line 24, delete "of this"

Page 5, line 27, delete everything after "appointees" and insert "must practice massage and bodywork therapy. An initial appointee shall be removed from the council if the appointee does not obtain registration under section 148.987 within a reasonable time after registration procedures are established."

Page 5, delete lines 28 and 29

Page 5, line 34, delete "after expiration of a term"

Page 6, line 1, delete everything after "organizations" and insert "that contains twice the number of nominees needed to"

Page 6, line 3, delete "hold office" and insert "retain membership"

Page 6, line 21, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 6, line 25, delete "include records of the Bureau" and insert "be conducted in accordance with section 214.075; and"

Page 6, delete lines 26 and 27

Page 7, line 26, delete the second "or"

Page 7, line 27, after the semicolon, insert "or"

Page 7, after line 27, insert:

"(v) a violent crime as defined under section 611A.08, subdivision 6;"

Page 8, line 4, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 10, line 17, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 14, lines 12 and 19, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 15, line 2, delete "this chapter" and insert "sections 148.981 to 148.9885"

Page 15, delete subdivisions 2 and 3 and insert:

"Subd. 2. **Municipal regulation.** Nothing in this section shall be construed to limit a municipality from:

(1) requiring a massage business establishment to obtain a business license or permit in order to transact business in the jurisdiction regardless of whether the massage business establishment is operated by a registered or unregistered massage and body therapist;

(2) enforcing the provisions of health codes related to communicable diseases;

(3) requiring a criminal background check of any unregistered massage and bodywork therapist applying for a license to conduct massage and bodywork therapy in the municipality; and

(4) otherwise regulating massage business establishments by ordinance regardless of whether the massage business establishment is operated by a registered or unregistered massage and body therapist.

Subd. 3. **Prosecuting authority.** A municipality may prosecute violations of sections 148.981 to 148.9885, a local ordinance, or any other law by a registered or unregistered massage and bodywork therapist in its jurisdiction."

Page 16, line 8, delete "2013" and insert "2014"

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. 1904: A bill for an act relating to health occupations; changing provisions for licensing of optometrists; amending Minnesota Statutes 2012, sections 148.52; 148.54; 148.57; 148.574; 148.575; 148.577; 148.59; 148.603; proposing coding for new law in Minnesota Statutes, chapter 148; repealing Minnesota Statutes 2012, sections 148.571; 148.572; 148.573, subdivision 1; 148.576, subdivisions 1, 2; 151.37, subdivision 11.

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

Page 3, after line 34, insert:

"Subd. 5. **Change of address.** A person regulated by the board shall maintain a current name and address with the board and shall notify the board in writing within 30 days of any change in name or address. If a name change only is requested, the regulated person must request revised credentials and return the current credentials to the board. The board may require the regulated person to substantiate the name change by submitting official documentation from a court of law or agency authorized under law to receive and officially record a name change. If an address change only is requested, no request for revised credentials is required. If the regulated person's current credentials have been lost, stolen, or destroyed, the person shall provide a written explanation to the board."

Page 7, line 19, before the period, insert ", reasonably related to the practice of optometry"

Page 10, delete lines 16 to 24

Page 10, line 31, delete "thereof"

Page 10, line 32, delete "which it" and insert "that the board"

Page 13, line 10, delete "All such reports are" and insert "Any report submitted to the board under this subdivision is"

Page 13, line 11, delete "communications" and insert "communication"

Page 14, line 2, delete "or an optometrist registered"

Page 14, after line 16, insert:

"Sec. 13. Minnesota Statutes 2013 Supplement, section 364.09, is amended to read:

364.09 EXCEPTIONS.

(a) This chapter does not apply to the licensing process for peace officers; to law enforcement agencies as defined in section 626.84, subdivision 1, paragraph (f); to fire protection agencies; to eligibility for a private detective or protective agent license; to the licensing and background study process under chapters 245A and 245C; to eligibility for school bus driver endorsements; to eligibility for special transportation service endorsements; to eligibility for a commercial driver training instructor license, which is governed by section 171.35 and rules adopted under that section; to emergency medical services personnel, or to the licensing by political subdivisions of taxicab drivers, if the applicant for the license has been discharged from sentence for a conviction within the ten years immediately preceding application of a violation of any of the following:

(1) sections 609.185 to 609.21, 609.221 to 609.223, 609.342 to 609.3451, or 617.23, subdivision 2 or 3;

(2) any provision of chapter 152 that is punishable by a maximum sentence of 15 years or more; or

(3) a violation of chapter 169 or 169A involving driving under the influence, leaving the scene of an accident, or reckless or careless driving.

This chapter also shall not apply to eligibility for juvenile corrections employment, where the offense involved child physical or sexual abuse or criminal sexual conduct.

(b) This chapter does not apply to a school district or to eligibility for a license issued or renewed by the Board of Teaching or the commissioner of education.

(c) Nothing in this section precludes the Minnesota Police and Peace Officers Training Board or the state fire marshal from recommending policies set forth in this chapter to the attorney general for adoption in the attorney general's discretion to apply to law enforcement or fire protection agencies.

(d) This chapter does not apply to a license to practice medicine that has been denied or revoked by the Board of Medical Practice pursuant to section 147.091, subdivision 1a.

(e) This chapter does not apply to any person who has been denied a license to practice chiropractic or whose license to practice chiropractic has been revoked by the board in accordance with section 148.10, subdivision 7.

(f) This chapter does not apply to a license to practice optometry that has been denied or revoked by the Board of Optometry pursuant to section 148.603, subdivision 2.

~~(f)~~ (g) This chapter does not supersede a requirement under law to conduct a criminal history background investigation or consider criminal history records in hiring for particular types of employment."

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 Judiciary. Amendments adopted. Report adopted.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Wiklund, Rosen and Franzen introduced—

S.F. No. 2257: A bill for an act relating to human services; modifying child care assistance redeterminations of eligibility; amending Minnesota Statutes 2012, section 119B.025, by adding a subdivision; Minnesota Statutes 2013 Supplement, section 119B.025, subdivision 1.

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

Senators Franzen, Hoffman, Rosen, Clausen and Eaton introduced—

S.F. No. 2258: A bill for an act relating to human services; eliminating the county share for certain adult mental health case management services; amending Minnesota Statutes 2013 Supplement, section 256B.06, subdivision 4.

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

Senators Reinert and Bakk introduced—

S.F. No. 2259: A bill for an act relating to the city of Duluth; modifying local food and beverage and lodging taxes; amending Laws 1980, chapter 511, sections 1, subdivision 2, as amended; 2, as amended.

Referred to the Committee on Taxes.

Senators Nelson, Rosen and Eken introduced—

S.F. No. 2260: A bill for an act relating to public safety; providing for the registration of automatic external defibrillators; proposing coding for new law in Minnesota Statutes, chapter 403.

Referred to the Committee on Judiciary.

Senators Sheran, Rosen and Eken introduced—

S.F. No. 2261: A bill for an act relating to health; modifying the criteria for comprehensive and primary stroke centers; amending Minnesota Statutes 2013 Supplement, section 144.493, subdivisions 1, 2.

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

Senators Eken and Rosen introduced—

S.F. No. 2262: A bill for an act relating to health; establishing a plan for achieving continuous quality improvement in the care provided under the statewide system for ST elevation myocardial infarction response and treatment; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Senator Pappas introduced—

S.F. No. 2263: A bill for an act relating to retirement; general employees retirement plan of the Public Employees Retirement Association; modifying coordinated program employee and employer contribution rates; amending Minnesota Statutes 2012, section 353.27, subdivisions 2, 3, 3b.

Referred to the Committee on State and Local Government.

Senators Torres Ray and Pappas introduced—

S.F. No. 2264: A bill for an act relating to liquor; expanding locations for small wineries; amending Minnesota Statutes 2012, sections 340A.101, by adding a subdivision; 340A.315; repealing Minnesota Statutes 2012, section 340A.101, subdivision 11.

Referred to the Committee on Commerce.

Senator Bakk introduced—

S.F. No. 2265: A bill for an act relating to capital investment; appropriating money for capital improvements at the Ely Municipal Area Airport; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Hawj, Dziejczak and Dibble introduced—

S.F. No. 2266: A bill for an act relating to agriculture; authorizing industrial hemp research in accordance with federal law; authorizing rulemaking; proposing coding for new law as Minnesota Statutes, chapter 18K.

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

Senators Carlson, Eaton, Marty and Hoffman introduced—

S.F. No. 2267: A bill for an act relating to human services; modifying medical assistance asset availability requirements; amending Minnesota Statutes 2012, section 256B.059, subdivision 5.

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

Senator Carlson introduced–

S.F. No. 2268: A bill for an act relating to metropolitan transit; expanding scope of jurisdiction of Transportation Accessibility Advisory Committee; amending Minnesota Statutes 2012, sections 473.375, by adding a subdivision; 473.386, subdivision 2.

Referred to the Committee on Transportation and Public Safety.

Senators Carlson, Clausen, Dibble and Hall introduced–

S.F. No. 2269: A bill for an act relating to transportation; governing process for driver's license and Minnesota identification card applications; amending Minnesota Statutes 2012, section 171.06, by adding a subdivision.

Referred to the Committee on Transportation and Public Safety.

Senator Carlson introduced–

S.F. No. 2270: A bill for an act relating to metropolitan transit; requiring Metropolitan Council to adopt standards for light rail vehicles; requiring Transportation Accessibility Advisory Committee approval of vehicle standards; requiring report; proposing coding for new law in Minnesota Statutes, chapter 473.

Referred to the Committee on Transportation and Public Safety.

Senators Wiklund and Pappas introduced–

S.F. No. 2271: A bill for an act relating to metropolitan government; repealing obsolete provisions governing the Metropolitan Council; making certain conforming technical changes; amending Minnesota Statutes 2012, sections 473.123, subdivision 4; 473.125; 473.129, subdivisions 6, 12; 473.173, subdivision 2; 473.181, subdivision 2; 473.254, subdivisions 3a, 4, 5; 473.315, subdivision 1; 473.375, subdivision 11; 473.39, subdivision 1e; 473.391, subdivision 1; 473.405, subdivision 5; 473.42; 473.504, subdivisions 5, 11; 473.858, subdivision 1; 473.859, subdivision 6; 473.861, subdivision 2; 473.862, subdivision 2; repealing Minnesota Statutes 2012, sections 473.123, subdivision 7; 473.13, subdivision 1c; 473.23; 473.241; 473.243; 473.244; 473.254, subdivision 3; 473.315, subdivision 2; 473.326; 473.333; 473.375, subdivision 9; 473.382; 473.388, subdivision 8; 473.392; 473.516, subdivision 5; 473.523, subdivision 2; 473.535; 473.852, subdivision 11; Minnesota Statutes 2013 Supplement, section 473.517, subdivision 9.

Referred to the Committee on State and Local Government.

Senators Sieben, Pappas and Marty introduced–

S.F. No. 2272: A bill for an act relating to natural resources; establishing review and certification process for ordinances and variances adopted under Lower St. Croix Wild and Scenic River Act; establishing variance criteria; amending Minnesota Statutes 2012, section 103F.351, by adding subdivisions.

Referred to the Committee on Environment and Energy.

Senator Latz introduced—

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

Referred to the Committee on Judiciary.

Senators Franzen, Jensen, Sparks, Bonoff and Nelson introduced—

S.F. No. 2274: A bill for an act relating to employment; promoting the economic self-sufficiency of women; reducing gender segregation in the workforce; reducing the gender pay gap through the participation of women in high-wage, high-demand, nontraditional occupations; establishing a women and nontraditional jobs grant program; appropriating money; amending Minnesota Statutes 2012, section 116L.98; Minnesota Statutes 2013 Supplement, section 116L.665, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 116L.

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

Senator Schmit introduced—

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

Referred to the Committee on Transportation and Public Safety.

Senators Schmit, Hoffman and Marty introduced—

S.F. No. 2276: A bill for an act relating to environment; addressing expiration and elimination of certain advisory groups; modifying certain rulemaking requirements; modifying tank fee submission deadline; amending Minnesota Statutes 2012, sections 115.44, subdivision 7; 115.551; 115.741, by adding a subdivision; 116.07, subdivision 2; 116.99, subdivision 1.

Referred to the Committee on Environment and Energy.

Senator Goodwin introduced—

S.F. No. 2277: A bill for an act relating to safe at home program; regulating participant data and real property records; amending Minnesota Statutes 2013 Supplement, sections 5B.05; 13.045; proposing coding for new law in Minnesota Statutes, chapter 386.

Referred to the Committee on Judiciary.

Senator Ruud introduced—

S.F. No. 2278: A bill for an act relating to taxation; property; repealing assessor accreditation requirement; repealing Minnesota Statutes 2013 Supplement, section 270C.9901.

Referred to the Committee on Taxes.

Senator Ruud introduced—

S.F. No. 2279: A bill for an act relating to taxation; local sales and use; extending the local sales and use taxes in the cities of Baxter and Brainerd; amending Laws 2006, chapter 259, article 3, sections 10, subdivisions 3, 4, 5; 11, subdivisions 3, 4, 5.

Referred to the Committee on Taxes.

Senator Ruud introduced—

S.F. No. 2280: A bill for an act relating to capital investment; appropriating money for the city of Baxter's Isle Drive extension and County State-Aid Highway 48 intersection improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Ruud introduced—

S.F. No. 2281: A bill for an act relating to capital investment; appropriating money for a grant to Pequot Lakes to replace its spray irrigation field equipment at the wastewater treatment facility; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Dahle, Hoffman and Jensen introduced—

S.F. No. 2282: A bill for an act relating to education; modifying school district review and comment requirements; amending Minnesota Statutes 2012, section 123B.71, subdivisions 8, 9; repealing Minnesota Statutes 2012, section 123B.71, subdivision 1.

Referred to the Committee on Education.

Senator Hayden introduced—

S.F. No. 2283: A bill for an act relating to human services; making culturally specific substance use disorder programs eligible for higher chemical dependency treatment payment rates; amending Minnesota Statutes 2012, sections 254B.01, by adding a subdivision; 254B.05, subdivision 5.

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

Senators Metzen, Rosen, Lourey and Gazelka introduced—

S.F. No. 2284: A bill for an act relating to health; setting requirements for the designation of specialty drugs and the filling of specialty drug prescriptions; allowing retail community pharmacies to fill mail-order prescriptions; placing limits on the use of maximum allowable cost pricing; proposing coding for new law in Minnesota Statutes, chapter 151.

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

Senator Bonoff introduced—

S.F. No. 2285: A bill for an act relating to state government; modifying laws governing certain executive branch advisory groups; amending Minnesota Statutes 2013 Supplement, section 136A.031, subdivision 3; repealing Minnesota Statutes 2012, section 124D.94.

Referred to the Committee on Higher Education and Workforce Development.

Senator Osmek introduced—

S.F. No. 2286: A bill for an act relating to liquor; authorizing the refill of a growler; amending Minnesota Statutes 2013 Supplement, section 340A.301, subdivision 6d.

Referred to the Committee on Commerce.

Senator Eken introduced—

S.F. No. 2287: A bill for an act relating to the legislature; changing the authority of the Compensation Council; amending Minnesota Statutes 2012, section 15A.082, subdivision 4; Minnesota Statutes 2013 Supplement, section 15A.082, subdivisions 1, 3.

Referred to the Committee on State and Local Government.

Senators Sieben and Hoffman introduced—

S.F. No. 2288: A bill for an act relating to elections; providing for submission of voter registration and absentee ballot applications online; amending Minnesota Statutes 2012, sections 201.061, subdivision 1; 201.071, subdivisions 1, 3; 203B.17; Minnesota Statutes 2013 Supplement, section 203B.04, subdivision 1.

Referred to the Committee on Rules and Administration.

Senator Hoffman introduced—

S.F. No. 2289: A bill for an act relating to state government; modifying laws governing certain executive branch advisory groups; amending Minnesota Statutes 2012, sections 92.35; 103F.518, subdivision 1; 115.55, subdivision 12; repealing Minnesota Statutes 2012, sections 84.964; 103F.518, subdivision 11; 116C.711; 216C.265, subdivision 4.

Referred to the Committee on Environment and Energy.

Senators Carlson, Tomassoni and Dibble introduced—

S.F. No. 2290: A bill for an act relating to transportation; railroads; establishing standards for railroad yard lighting; proposing coding for new law in Minnesota Statutes, chapter 219.

Referred to the Committee on Transportation and Public Safety.

Senators Hawj and Hoffman introduced—

S.F. No. 2291: A bill for an act relating to civil marriage; allowing legislators to solemnize civil marriage; amending Minnesota Statutes 2013 Supplement, section 517.04.

Referred to the Committee on Judiciary.

Senators Koenen, Hoffman, Eken and Saxhaug introduced—

S.F. No. 2292: A bill for an act relating to local government aid; increasing the appropriation; amending Minnesota Statutes 2013 Supplement, sections 477A.013, subdivision 8; 477A.03, subdivision 2a.

Referred to the Committee on Taxes.

Senators Koenen, Dibble and Ingebrigtsen introduced—

S.F. No. 2293: A bill for an act relating to taxation; individual income; providing a credit for volunteer first responders; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senator Metzen introduced—

S.F. No. 2294: A bill for an act relating to campaign finance; modifying the definition of noncampaign disbursement; amending Minnesota Statutes 2012, section 10A.01, subdivision 26.

Referred to the Committee on Rules and Administration.

Senators Kent, Housley, Wiger and Senjem introduced—

S.F. No. 2295: A bill for an act relating to capital investment; appropriating money for trunk water main construction in Lake Elmo; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Bonoff, Osmek, Rest and Limmer introduced—

S.F. No. 2296: A bill for an act relating to energy; regulating siting of certain transmission lines; amending Laws 2013, chapter 57, section 2.

Referred to the Committee on Environment and Energy.

Senators Sparks, Koenen and Nelson introduced—

S.F. No. 2297: A bill for an act relating to taxation; income and franchise; establishing a greater Minnesota angel investment credit; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 116J; 290.

Referred to the Committee on Taxes.

Senators Chamberlain, Benson, Housley, Scalze and Metzen introduced—

S.F. No. 2298: A bill for an act relating to water; requiring groundwater management area advisory teams and approval of groundwater management area plans; amending Minnesota Statutes 2013 Supplement, section 103G.287, subdivision 4.

Referred to the Committee on Environment and Energy.

Senator Dahle introduced—

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

Referred to the Committee on Education.

Senators Chamberlain and Benson introduced—

S.F. No. 2300: A bill for an act relating to data practices; clarifying enforceability of contracts that fail to include certain data practices terms; requiring submission to an agency or municipality of certain documents maintained by a contractor upon request; amending Minnesota Statutes 2012, sections 13.05, subdivision 11; 16C.05, subdivision 2; 471.345, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Chamberlain, Clausen, Kent and Nelson introduced—

S.F. No. 2301: A bill for an act relating to education; amending local literacy plans; amending Minnesota Statutes 2012, section 120B.12, subdivision 4a.

Referred to the Committee on Education.

Senator Sieben introduced—

S.F. No. 2302: A bill for an act relating to elections; requiring soil and water conservation district supervisors to be elected by supervisor districts in the seven-county metropolitan area; amending Minnesota Statutes 2012, section 103C.311, subdivision 2.

Referred to the Committee on Rules and Administration.

Senator Chamberlain introduced—

S.F. No. 2303: A bill for an act relating to public administration; prohibiting certain employees in the governor's office from serving as chair of the Destination Medical Center Corporation; clarifying duties and conflict of interest standards for board members of the Destination Medical Center Corporation; amending Minnesota Statutes 2013 Supplement, section 469.41, subdivisions 5, 9.

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

Senator Dahle introduced—

S.F. No. 2304: A bill for an act relating to agriculture finance; appropriating money for the Forever Green Agriculture Initiative at the University of Minnesota.

Referred to the Committee on Finance.

Senator Dahle introduced—

S.F. No. 2305: A bill for an act relating to education; reducing paperwork burdens by creating a unified online system for collecting and reporting required special education due process data and thereby increasing opportunities for special education educators to focus on teaching students; amending Minnesota Statutes 2012, section 125A.08; Laws 2013, chapter 116, article 5, section 31, subdivision 8.

Referred to the Committee on Education.

Senators Johnson and Pappas introduced—

S.F. No. 2306: A bill for an act relating to human rights; making changes to scope of application for certificate of compliance; clarifying requirements for bids and proposals from certain businesses; amending Minnesota Statutes 2012, section 473.144; Minnesota Statutes 2013 Supplement, sections 363A.36, subdivision 1; 363A.37, subdivision 1.

Referred to the Committee on Judiciary.

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

S.F. No. 2307: A bill for an act relating to capital investment; appropriating money for the Minnesota Zoo; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senators Johnson and Pappas introduced—

S.F. No. 2308: A bill for an act relating to human services; modifying coverage in the correctional employee retirement plan for certain state employees employed by the state-operated forensic services program; allowing certain employees of the Minnesota Specialty Health System-Cambridge to remain in the correctional employee retirement plan; amending Minnesota Statutes 2012, sections 352.90; 352.91, subdivisions 1, 2, 3c, 3d, 3e, 3f, by adding a subdivision.

Referred to the Committee on State and Local Government.

Senators Clausen, Eken, Brown, Carlson and Rosen introduced—

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

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

MOTIONS AND RESOLUTIONS

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

Senator Hayden moved that the name of Senator Franzen be added as a co-author to S.F. No. 1692. The motion prevailed.

Senator Sieben moved that the name of Senator Reinert be added as a co-author to S.F. No. 1835. The motion prevailed.

Senator Pappas moved that the name of Senator Latz be added as a co-author to S.F. No. 1857. The motion prevailed.

Senator Sieben moved that the name of Senator Marty be added as a co-author to S.F. No. 1956. The motion prevailed.

Senator Reinert moved that the name of Senator Ruud be added as a co-author to S.F. No. 2028. The motion prevailed.

Senator Cohen moved that the name of Senator Marty be added as a co-author to S.F. No. 2099. The motion prevailed.

Senator Tomassoni moved that the name of Senator Hoffman be added as a co-author to S.F. No. 2161. The motion prevailed.

Senator Ruud moved that the name of Senator Anderson be added as a co-author to S.F. No. 2163. The motion prevailed.

Senator Bonoff moved that the name of Senator Rest be added as a co-author to S.F. No. 2175. The motion prevailed.

Senator Anderson moved that the name of Senator Rest be added as a co-author to S.F. No. 2184. The motion prevailed.

Senator Dahle moved that the name of Senator Rest be added as a co-author to S.F. No. 2199. The motion prevailed.

Senator Chamberlain moved that the name of Senator Nelson be added as a co-author to S.F. No. 2200. The motion prevailed.

Senator Dibble moved that the name of Senator Reinert be added as a co-author to S.F. No. 2209. The motion prevailed.

Senator Champion moved that the name of Senator Petersen, B. be added as a co-author to S.F. No. 2214. The motion prevailed.

Senator Jensen moved that the name of Senator Saxhaug be added as a co-author to S.F. No. 2217. The motion prevailed.

Senator Metzen moved that S.F. No. 1689 be withdrawn from the Committee on State and Local Government and re-referred to the Committee on Finance. The motion prevailed.

Senator Sieben, for Senator Pappas, moved that S.F. No. 2050 be withdrawn from the Committee on State and Local Government and re-referred to the Committee on Finance. The motion prevailed.

Senator Fischbach introduced –

Senate Resolution No. 168: A Senate resolution congratulating Derek Michael Peters of Avon, Minnesota, for receiving the Eagle Award.

Referred to the Committee on Rules and Administration.

MEMBERS EXCUSED

Senators Bakk; Champion; Kiffmeyer; Pederson, J. and Rest were excused from the Session of today.

ADJOURNMENT

Senator Sieben moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 6, 2014. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate

