

SIXTY-NINTH DAY

St. Paul, Minnesota, Monday, March 1, 2010

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

CALL OF THE SENATE

Senator Pogemiller 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. Glen Jenson.

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	Fobbe	Kubly	Ortman	Senjem
Bakk	Foley	Langseth	Pappas	Sheran
Berglin	Frederickson	Limmer	Pariseau	Sieben
Bonoff	Gerlach	Lourey	Parry	Skoe
Carlson	Gimse	Lynch	Pogemiller	Skogen
Chaudhary	Hann	Marty	Prettner Solon	Sparks
Clark	Higgins	Metzen	Rest	Stumpf
Cohen	Ingebrigtsen	Michel	Robling	Tomassoni
Dahle	Johnson	Moua	Rosen	Torres Ray
Dibble	Jungbauer	Murphy	Rummel	Vandever
Dille	Kelash	Olseen	Saltzman	Vickerman
Doll	Koch	Olson, G.	Saxhaug	Wiger
Fischbach	Koering	Olson, M.	Scheid	

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 2251: A bill for an act relating to elections; changing the date of the state primary; changing certain primary-related dates and provisions; amending Minnesota Statutes 2008,

sections 10A.31, subdivision 6; 10A.321; 10A.322, subdivision 1; 10A.323; 203B.06, subdivision 1; 203B.081; 203B.11, subdivision 2; 203B.13, subdivision 2; 203B.17, subdivision 1; 203B.22; 203B.225, subdivision 1; 203B.23, subdivision 2; 204B.09, subdivision 1; 204B.14, subdivisions 2, 4; 204B.21, subdivision 1; 204B.33; 204B.35, subdivision 4; 204B.45, subdivision 2; 204C.26, subdivision 3; 204D.03, subdivision 1; 204D.09, subdivision 1; 204D.17; 204D.19; 204D.28, subdivisions 5, 6, 8, 9, 10; 205.065, subdivisions 1, 2; 205.13, subdivision 1a; 205.16, subdivisions 4, 5; 205A.03, subdivisions 1, 2; 205A.05, subdivision 3; 205A.06, subdivision 1a; 205A.07, subdivisions 3, 3a, 3b; 205A.11, subdivision 2a; 206.61, subdivision 5; 208.03; 211B.045; 410.12, subdivision 1; 447.32, subdivision 4; Minnesota Statutes 2009 Supplement, section 206.82, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 204D.

Senate File No. 2251 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned February 25, 2010

CONCURRENCE AND REPASSAGE

Senator Bonoff moved that the Senate concur in the amendments by the House to S.F. No. 2251 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 2251 was read the third time, as amended by the House, and placed on its repassage.

The question was taken on the repassage of the bill, as amended.

The roll was called, and there were yeas 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Foley	Langseth	Pariseau	Sieben
Bakk	Frederickson	Limmer	Parry	Skoe
Berglin	Gerlach	Lourey	Pogemiller	Skogen
Bonoff	Gimse	Lynch	Prettner Solon	Sparks
Carlson	Hann	Marty	Rest	Stumpf
Chaudhary	Higgins	Metzen	Robling	Torres Ray
Clark	Ingebrigtsen	Michel	Rosen	Vandever
Dahle	Johnson	Moua	Rummel	Vickerman
Dibble	Jungbauer	Olseen	Saltzman	Wiger
Dille	Kelash	Olson, G.	Saxhaug	
Doll	Koch	Olson, M.	Scheid	
Fischbach	Koering	Ortman	Senjem	
Fobbe	Kubly	Pappas	Sheran	

So the bill, as amended, was repassed and its title was agreed to.

REPORTS OF COMMITTEES

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

Senator Rest from the Committee on State and Local Government Operations and

Oversight, to which was referred

S.F. No. 2354: A bill for an act relating to data practices; providing an administrative remedy for certain data practices and open meetings law violations; providing civil penalties; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 13; 13D; repealing Minnesota Statutes 2008, sections 13.08, subdivision 4; 13D.06.

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 2008, section 13.072, subdivision 2, is amended to read:

Subd. 2. **Effect.** Opinions issued by the commissioner under this section are not binding on the government entity or members of a body subject to chapter 13D whose data or performance of duties is the subject of the opinion, but an opinion described in subdivision 1, paragraph (a), must be given deference by a court or other tribunal in a proceeding involving the data. The commissioner shall arrange for public dissemination of opinions issued under this section. This section does not preclude a person from bringing any other action under this chapter or other law in addition to or instead of requesting a written opinion. A government entity, members of a body subject to chapter 13D, or person that acts in conformity with a written opinion of the commissioner issued to the government entity, members, or person or to another party is not liable for compensatory or exemplary damages or awards of attorneys fees in actions for violations arising under section 13.08 or 13.085, or for a penalty under section 13.09 or for fines, awards of attorney fees, or any other penalty under chapter 13D. A member of a body subject to chapter 13D is not subject to forfeiture of office if the member was acting in reliance on an opinion.

Sec. 2. Minnesota Statutes 2008, section 13.08, subdivision 4, is amended to read:

Subd. 4. **Action to compel compliance.** (a) Actions to compel compliance may be brought under section 13.085 or this subdivision. For actions under this subdivision, in addition to the remedies provided in subdivisions 1 to 3 or any other law, any aggrieved person seeking to enforce the person's rights under this chapter or obtain access to data may bring an action in district court to compel compliance with this chapter and may recover costs and disbursements, including reasonable attorney's fees, as determined by the court. If the court determines that an action brought under this subdivision is frivolous and without merit and a basis in fact, it may award reasonable costs and attorney fees to the responsible authority. If the court issues an order to compel compliance under this subdivision, the court may impose a civil penalty of up to \$1,000 against the government entity. This penalty is payable to the state general fund and is in addition to damages under subdivision 1. The matter shall be heard as soon as possible. In an action involving a request for government data under section 13.03 or 13.04, the court may inspect in camera the government data in dispute, but shall conduct its hearing in public and in a manner that protects the security of data classified as not public. If the court issues an order to compel compliance under this subdivision, the court shall forward a copy of the order to the commissioner of administration.

(b) In determining whether to assess a civil penalty under this subdivision, the court or other tribunal shall consider whether the government entity has substantially complied with general data practices under this chapter, including but not limited to, whether the government entity has:

(1) designated a responsible authority under section 13.02, subdivision 16;

(2) designated a data practices compliance official under section 13.05, subdivision 13;

(3) prepared the public document that names the responsible authority and describes the records and data on individuals that are maintained by the government entity under section 13.05, subdivision 1;

(4) developed public access procedures under section 13.03, subdivision 2; procedures to guarantee the rights of data subjects under section 13.05, subdivision 8; and procedures to ensure that data on individuals are accurate and complete and to safeguard the data's security under section 13.05, subdivision 5;

(5) acted in conformity with an opinion issued under section 13.072 that was sought by a government entity or another person; or

(6) provided ongoing training to government entity personnel who respond to requests under this chapter.

(c) The court shall award reasonable attorney fees to a prevailing plaintiff who has brought an action under this subdivision if the government entity that is the defendant in the action was also the subject of a written opinion issued under section 13.072 and the court finds that the opinion is directly related to the cause of action being litigated and that the government entity did not act in conformity with the opinion.

Sec. 3. [13.085] ADMINISTRATIVE REMEDY.

Subdivision 1. **Definition.** As used in this section, "office" means the Office of Administrative Hearings.

Subd. 2. **Complaints.** (a) A complaint alleging a violation of this chapter for which an order to compel compliance is requested may be filed with the office. An action to compel compliance does not include procedures pursuant to section 13.04, subdivision 4 or 4a. An action may not be filed under this section in matters involving requests for educational data classified under section 13.32.

(b) The complaint must be filed with the office within two years after the occurrence of the act or failure to act that is the subject of the complaint, except that if the act or failure to act involves concealment or misrepresentation that could not be discovered during that period, the complaint may be filed with the office within one year after the concealment or misrepresentation is discovered.

(c) The complaint must be made in writing, submitted under oath, and detail the factual basis for the claim that a violation of law has occurred. The office may prescribe a standard form for the complaint. The complaint must be accompanied by a filing fee of \$1,000 or a bond to guarantee the payment of this fee.

(d) Upon receipt of a filed complaint, the office must immediately notify the respondent and, if known, the applicable responsible authority, if the responsible authority is not otherwise named as the respondent. The office must provide the respondent with a copy of the complaint by the most expeditious means available. Notice to a responsible authority must be delivered by certified mail. The office must also notify, to the extent practicable, any individual or entity that is the subject of all or part of the data in dispute.

(e) The office must notify the commissioner of administration of an action filed under this

section. Proceedings under this section must be dismissed if a request for an opinion from the commissioner was accepted on the matter under section 13.072 before the complaint was filed, and the complainant's filing fee must be refunded.

(f) The respondent must file a response to the complaint within 15 business days of receipt of the notice. For good cause shown, the office may extend the time for filing a response.

Subd. 3. **Probable cause review.** (a) The chief administrative law judge must assign an administrative law judge to review each complaint. Within 20 business days after a response is filed, or the respondent's time to file the response, including any extension, has expired, the administrative law judge must make a preliminary determination for its disposition as follows:

(1) if the administrative law judge determines that the complaint and any timely reply of the respondent agency do not present sufficient facts to believe that a violation of this chapter has occurred, the complaint must be dismissed; or

(2) if the administrative law judge determines that the complaint and any timely reply of the respondent agency do present sufficient facts to believe that a violation of this chapter has occurred, the judge must schedule a hearing as provided in subdivision 4.

(b) The office must notify all parties of the determination made under paragraph (a). The notice must provide as follows:

(1) if the complaint is scheduled for a hearing, the notice must identify the time and place of the hearing and inform all parties that they may submit evidence, affidavits, documentation, and argument for consideration by the administrative law judge; or

(2) if the complaint is dismissed for failure to present sufficient facts to believe that a violation of this chapter has occurred, the notice must inform the parties of the right of the complainant to seek reconsideration of the decision on the record by the chief administrative law judge, as provided in paragraph (c).

(c) A petition for reconsideration may be filed no later than five business days after a complaint is dismissed for failure to present sufficient facts to believe that a violation of this chapter has occurred. The chief administrative law judge must review the petition and make a final ruling within ten business days after its receipt. If the chief administrative law judge determines that the assigned administrative law judge made a clear error, the chief administrative law judge must schedule the matter for a hearing as provided in subdivision 4.

Subd. 4. **Hearing; procedure.** (a) A hearing on a complaint must be held within 30 business days after the parties are notified that a hearing will be held. An oral hearing to resolve questions of law may be waived upon consent of all parties and the presiding administrative law judge. For good cause shown, the judge may delay the date of a hearing by no more than ten business days. The judge may continue a hearing to enable the parties to submit additional evidence or testimony.

(b) The administrative law judge must consider any evidence and argument submitted until the hearing record is closed, including affidavits and documentation.

(c) All hearings, and any records relating to the hearing, must be open to the public, except that the judge may inspect in camera any government data in dispute and shall otherwise conduct the hearing and maintain records in a manner that protects the security of data classified or alleged to

be classified as not public. A hearing may be conducted by conference telephone call or interactive audio/video system, at the discretion of the presiding judge, and upon consent of all parties.

Subd. 5. **Disposition.** (a) Following a hearing, the judge must determine whether the violation alleged in the complaint occurred and must make at least one of the following dispositions. The judge may:

- (1) dismiss the complaint;
- (2) find that an act or failure to act constituted a violation of this chapter;
- (3) impose a civil penalty against the respondent of up to \$300;
- (4) issue an order compelling the respondent to comply with a provision of law that has been violated, including the establishment of a deadline for production of data, if necessary; and
- (5) refer the complaint to the appropriate prosecuting authority for consideration of criminal charges.

(b) In determining whether to assess a civil penalty, the office shall consider the factors described in section 13.08, subdivision 4.

(c) The judge must dispose of a complaint within ten business days after the hearing record closes. The chief administrative law judge shall provide for public dissemination of orders issued under this section. If the judge determines that a government entity has violated a provision of law and issues an order to compel compliance, the office shall forward a copy of the order to the commissioner of administration. Any order issued pursuant to this section is enforceable through the district court for the district in which the respondent is located.

(d) A party aggrieved by a final decision on a complaint filed under this section is entitled to judicial review as provided in sections 14.63 to 14.69. Proceedings on a complaint are not a contested case within the meaning of chapter 14 and are not otherwise governed by chapter 14.

(e) A decision of the office under this section is not controlling in any subsequent action on the same matter for damages or other relief brought in district court.

(f) A government entity or person that releases not public data pursuant to an order under this section is immune from civil and criminal liability for that release. A government entity or person that acts in conformity with an order issued under this section to the government entity or to any other person is not liable for compensatory or exemplary damage or awards of attorney fees for acting in conformity with that order in actions under this section or section 13.08, or for a penalty under section 13.09.

Subd. 6. **Costs; attorney fees.** (a) A rebuttable presumption shall exist that a complainant who substantially prevails on the merits in an action brought under this section is entitled to an award of reasonable attorney fees, not to exceed \$5,000. An award of attorneys fees may be denied if the judge determines that the violation is merely technical or that there is a genuine uncertainty about the meaning of the governing law.

(b) Reasonable attorney fees, not to exceed \$5,000, must be awarded to a substantially prevailing plaintiff if the government entity that is the respondent in the action was also the subject of a written opinion issued under section 13.072 and the administrative law judge finds that the opinion is directly

related to the matter in dispute and that the government entity did not act in conformity with the opinion.

(c) The office shall refund the filing fee of a substantially prevailing complainant in full, less \$50, and the office's costs in conducting the matter shall be billed to the respondent, not to exceed \$1,000.

(d) A complainant that does not substantially prevail on the merits shall be entitled to a refund of the filing fee, less any costs incurred by the office in conducting the matter.

(e) If the administrative law judge determines that a complaint is frivolous, or brought for purposes of harassment, the judge must order that the complainant pay the respondent's reasonable attorney fees, not to exceed \$5,000. The complainant shall not be entitled to a refund of the filing fee.

Subd. 7. **Special account; appropriation.** Proceeds collected by the office from filing fees and bonds submitted under this section shall be deposited into a special account and are appropriated to the office for use in administering the requirements of this section.

Sec. 4. EFFECTIVE DATE.

This act is effective August 1, 2010, and applies to actions commenced on or after that date."

Delete the title and insert:

"A bill for an act relating to data practices; providing an administrative remedy for certain data practices violations; providing civil penalties; appropriating money; amending Minnesota Statutes 2008, sections 13.072, subdivision 2; 13.08, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 13."

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

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 2386: 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 do pass and be re-referred to the Committee on Finance. Report adopted.

Senator Rest from the Committee on State and Local Government Operations and Oversight, to which was referred

S.F. No. 2188: A bill for an act relating to state government; establishing a position for a state Webmaster; requiring the state chief information officer to develop standards for enhanced public access to state electronic records; amending Minnesota Statutes 2008, sections 16E.04, subdivision 2; 16E.05, by adding a subdivision; Minnesota Statutes 2009 Supplement, section 16E.02, subdivision 1.

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

Page 1, line 24, after "government" insert "and are consistent with the accessibility standards developed under section 16E.03, subdivision 9"

Page 2, line 11, delete "standards" and insert "the policy"

Page 2, line 12, delete "16E.02, subdivision 1, paragraph (c)" and insert "16E.05, subdivision 4"

Page 3, delete sections 3 and 4 and insert:

"Sec. 3. Minnesota Statutes 2008, section 16E.05, is amended by adding a subdivision to read:

Subd. 4. **Policy for transparency.** The chief information officer shall develop a policy to enhance public access to electronic data maintained by state government, consistent with the requirements of chapter 13. The policy shall ensure that:

- (1) the state information architecture facilitates public access to agency data;
- (2) publicly available data is managed using an approved state metadata model; and
- (3) all geospatial data conform to an approved state geocode model.

Sec. 4. **TRANSPARENCY POLICY REPORT.**

By January 15, 2011, the chief information officer shall report to the chairs and ranking minority members of the legislative committees with jurisdiction over the Office of Enterprise Technology regarding the development of the policy to enhance public access to data required under Minnesota Statutes, section 16E.05, subdivision 4. The report must describe the process for development of the policy, including the opportunity provided for public comment, and specify the components of the policy that have been implemented, including a description of the level of public use of the new opportunities for data access under the policy."

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

Senator Scheid from the Committee on Commerce and Consumer Protection, to which was re-referred

S.F. No. 2413: A bill for an act relating to local government; authorizing municipalities to permit certain solicitations; proposing coding for new law in Minnesota Statutes, chapter 465.

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

Page 1, line 20, before the period, insert "and an endorsement to the policy naming the municipality as an additional insured" and delete everything after the period

Page 1, delete line 21

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

Senator Marty from the Committee on Health, Housing and Family Security, to which was

referred

S.F. No. 2242: A bill for an act relating to economic development; allowing a stay of mortgage foreclosure proceedings under certain conditions; landlord and tenant; providing rights to tenants of foreclosed property; amending Minnesota Statutes 2008, section 504B.151, subdivision 2, by adding subdivisions; Minnesota Statutes 2009 Supplement, section 504B.151, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 582.

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

Page 2, line 23, delete "holder takes over" and insert "new owner takes ownership of"

Page 2, line 25, delete "holder" and insert "new owner"

Page 2, line 27, delete "holder" and insert "new owner" and delete "holder" and insert "new owner"

Page 2, line 28, delete "holder" and insert "new owner"

Page 2, line 29, after "the" insert "previous"

Page 2, line 32, delete ", that is, not exceeding the current rent"

Page 2, after line 32, insert:

"(c) The requirements of paragraphs (a) and (b) must not apply to:

(1) a single family rental property that the new owner intends to occupy as a primary residence within 60 days of the purchase of the property; and

(2) any part of a multifamily rental property that the new owner intends to occupy as a primary residence within 60 days of the purchase of the property. In any action to recover possession of rental property in which a new owner claims to be exempt from the requirements of this subdivision, the new owner bears the burden to demonstrate such intent.

(d) For purposes of this section "new owner" means a holder of the sheriff's certificate of sale or the assignee or vendee of such holder."

Page 3, line 3, delete "a holder" and insert "the new owner"

Page 3, line 22, after "enactment" insert "until June 30, 2012"

Page 3, line 25, delete "holder" and insert "new owner"

Page 3, line 27, after "enactment" insert "until June 30, 2012"

Page 3, lines 30 and 31, delete "holder" and insert "new owner"

Page 3, line 32, after "enactment" insert "until June 30, 2012"

Page 4, line 6, after "enactment" insert "until June 30, 2012"

Page 4, line 14, delete the second "and"

Page 4, line 15, delete everything before "shall" and insert "residing in their homesteaded"

property"

Page 4, line 17, after "or" insert "the" and before "sale" insert "sheriff's"

Page 4, line 21, delete everything after "period" and insert "ending two years from the effective date of this bill or on June 30, 2012, whichever is later,"

Page 4, line 25, delete "a foreclosed borrower in possession" and insert "the holder of the stay"

Page 4, line 26, delete everything after the first "property"

Page 4, line 27, delete everything before the semicolon

Page 4, line 33, delete "For foreclosed borrowers," and after "be" insert "equal to"

Page 4, line 34, delete "mortgage was foreclosed" and insert "stay became effective" and delete "based on" and insert "of"

Page 4, line 35, delete ". For renters in possession of foreclosed"

Page 5, delete lines 1 and 2

Page 5, line 3, delete everything before the semicolon

Page 5, line 7, after "party" insert "previously" and after "designated" insert "in writing to the new owner"

Page 5, line 10, delete "foreclosing lender or"

Page 5, delete lines 16 to 19

Page 5, line 20, delete "(2)" and insert "(1)" and delete "foreclosed borrower or tenant" and insert "holder of the stay"

Page 5, line 23, delete "(3)" and insert "(2)" and delete "foreclosed borrower or tenant" and insert "holder of the stay"

Page 5, line 25, delete "(4)" and insert "(3)" and delete "foreclosed borrower or tenant" and insert "holder of the stay"

Page 5, line 28, delete "rental housing unit" and insert "premises"

Page 5, line 31, after "enactment" insert "until June 30, 2012"

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

Senator Marty from the Committee on Health, Housing and Family Security, to which was referred

S.F. No. 1137: A bill for an act relating to health; prohibiting pharmacists from substituting epilepsy drugs without prior consent and notification; proposing coding for new law in Minnesota Statutes, chapter 151.

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 Higher Education, to which was referred

S.F. No. 2425: A bill for an act relating to higher education; clarifying disclosure of educational data; amending Minnesota Statutes 2008, section 13.32, subdivision 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 Scheid from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 2152: A bill for an act relating to commerce; regulating the purchase, return, and collection for recycling of lead acid batteries; modifying certain charges; amending Minnesota Statutes 2008, sections 325E.115, subdivision 1; 325E.1151, subdivisions 1, 3, 4.

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

Page 1, line 11, before "\$10" insert "at least"

Page 1, line 18, delete "\$10" and insert "surcharge"

Page 1, line 22, delete "\$10" and after "surcharge" insert "of at least \$10"

Page 2, line 1, delete "\$10"

Page 2, line 2, delete "\$10" and after "refund" insert "of the surcharge"

Page 2, line 16, before "\$10" insert "amount of at least"

Page 2, line 23, before "\$10" insert "At least"

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

Senator Scheid from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 2139: A bill for an act relating to health; requiring coverage for prosthetic devices; proposing coding for new law in Minnesota Statutes, chapter 62A.

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

Delete everything after the enacting clause and insert:

"Section 1. **[62A.251] COVERAGE FOR ORTHOTIC AND PROSTHETIC DEVICES.**

Subdivision 1. **Definitions.** The following definitions have the meanings given for purposes of this section.

(a) "Prosthesis" means an artificial medical device that is not surgically implanted and that is used to replace a missing limb, appendage, or other external human body part including an artificial

limb, hand, or foot, and is deemed medically necessary by a prescribing physician or licensed health care prescriber who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services. For purposes of this section, prosthesis includes any repair or replacement of the device and may be furnished only by an accredited facility in comprehensive prosthetic services, or a credentialed clinician who is certified or licensed.

(b) "Prosthetics" means the science and practice of evaluation, measuring, designing, fabricating, assembling, fitting, aligning, adjusting, or servicing, as well as providing the initial training necessary to accomplish the fitting of, a prosthesis through the replacement of external parts of a human body lost due to amputation or congenital deformities or absences. The practice of prosthetics also includes the generation of an image, form, or mold that replicates the patient's body segment and that requires rectification of dimensions, contours, and volumes for use in the design and fabrication of a socket to accept a residual anatomic limb to, in turn, create an artificial appendage that is designed either to support body weight or to improve or restore function or anatomical appearance, or both. Involved in the practice of prosthetics is observational gait analysis and clinical assessment of the requirements necessary to refine and mechanically fix the relative position of various parts of the prosthesis to maximize function, stability, and safety of the patient. The practice of prosthetics includes providing and continuing patient care in order to assess the prosthetic device's effect on the patient's tissues and to assure proper fit and function of the prosthetic device by periodic evaluation.

(c) "Orthosis" means:

(1) an external medical device that is custom-fabricated or custom-fitted to a specific patient based on the patient's unique physical condition and is applied to a part of the body to correct a deformity, provide support and protection, restrict motion, improve function, or relieve symptoms of a disease, syndrome, injury, or postoperative condition and is deemed medically necessary by a prescribing physician or licensed health care prescriber who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services; and

(2) any repair or replacement of the device that is furnished by an accredited facility in comprehensive orthotic services, or by a credentialed clinician who is certified or licensed.

(d) "Orthotics" means:

(1) the science and practice of evaluating, measuring, designing, fabricating, assembling, fitting, adjusting, or servicing and providing the initial training necessary to accomplish the fitting of an orthotic device for the support, correction, or alleviation of a neuromuscular or musculoskeletal dysfunction, disease, injury, or deformity;

(2) evaluation, treatment, and consultation;

(3) basic observation of gait and postural analysis;

(4) assessing and designing orthosis to maximize function and provide support and alignment necessary to prevent or correct a deformity or to improve the safety and efficiency of mobility and locomotion;

(5) continuing patient care to assess the effect on the patient's tissues; and

(6) proper fit and function of the orthotic device by periodic evaluation.

(e) "Accredited facility" means any entity that is accredited by the American Board for Certification in Orthotics Prosthetics and Pedorthics (ABC), by the Board for Orthotist/Prosthetist Certification (BOC), by the Joint Commission (JC), or by the Commission on Accreditation of Rehabilitation Facilities (CARF) and that provides comprehensive orthotic and prosthetic devices or services.

Subd. 2. **Coverage.** (a) A health plan shall provide coverage for orthotic and prosthetic devices, supplies, and services to the extent that coverage is provided by federal insurance programs and billed under the Health Care Financing Administration (HCFA) procedure coding system, but only to the extent consistent with this section. Coverage may be limited to the orthotic or prosthetic devices, supplies, and services that are the most appropriate model deemed medically necessary by the prescribing physician or licensed health care prescriber who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services, and includes the design, fabrication, material and component selection, and measurements, fittings, static and dynamic alignments and device maintenance, including repair of the device.

(b) A health plan shall not impose any annual or lifetime dollar maximum on coverage for orthotic and prosthetics that is less than the annual or lifetime dollar maximum that applies generally to all terms and services covered under the plan.

(c) The orthotic and prosthetic coverage required may not be subject to a deductible, co-payment, or coinsurance provision that is less favorable to a covered individual than the deductible, co-payment, or coinsurance provisions that apply generally to other nonprimary care items and services under the health plan.

(d) Reimbursement for orthotic and prosthetic devices, supplies, and services must be equal to the reimbursement of other contracted medical services between an accredited facility and a health plan or state-funded medical insurance plan, and coverage provisions may not be more restrictive than those that apply to other benefits under the plan.

(e) Coverage for orthotic and prosthetic devices, supplies, and services must not be subject to any limitations for preexisting conditions.

(f) Coverage for orthotic and prosthetic devices, supplies, and services must include complex and emerging technologies that are deemed medically necessary by a prescribing physician or licensed health care prescriber who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services.

Subd. 3. **Prior authorization.** A health plan may require prior authorization for orthotic and prosthetic devices, supplies, and services in the same manner and to the same extent as prior authorization is required for any other covered benefit.

Subd. 4. **Repair or replacement.** The coverage under this section shall include any repair or replacement of an orthotic or prosthetic device that is determined medically necessary by a prescribing physician or licensed health care prescriber who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services to restore or maintain the ability to complete activities of daily living or essential job-related activities.

Subd. 5. **Accredited facility.** Orthotic and prosthetic devices, supplies, and services must be provided by an accredited facility in comprehensive orthotic and prosthetic services and prescribed

by a licensed physician or licensed health care prescriber who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services.

Sec. 2. **EFFECTIVE DATE.**

This act is effective August 1, 2010, and applies to all health plans issued or renewed to provide coverage for Minnesota residents on or after that date."

Amend the title as follows:

Page 1, line 2, before "prosthetic" insert "orthotic and"

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

Senator Vickerman from the Committee on Agriculture and Veterans, to which was referred

S.F. No. 2341: A bill for an act relating to veterans; eliminating a residency requirement for purposes of eligibility for higher educational benefits for the surviving spouse and children of a deceased veteran who dies as a result of military service; amending Minnesota Statutes 2008, section 197.75, subdivision 1.

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

Page 1, line 16, after "natural" insert ", step,"

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

Senator Vickerman from the Committee on Agriculture and Veterans, to which was referred

S.F. No. 2664: A bill for an act relating to motor vehicles; authorizing special Bronze Star veteran's license plate; amending Minnesota Statutes 2008, section 168.123, subdivision 2.

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

Senator Vickerman from the Committee on Agriculture and Veterans, to which was re-referred

S.F. No. 755: A bill for an act relating to agriculture; clarifying that horses and other equines are livestock and raising them is an agricultural pursuit; proposing coding for new law in Minnesota Statutes, chapter 17.

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

Page 1, line 12, delete everything after the period

Page 1, delete lines 13 to 15

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

Senator Vickerman from the Committee on Agriculture and Veterans, to which was referred

S.F. No. 2465: A bill for an act relating to agriculture; allowing a temporary lien for livestock production inputs for 30 days following a mediation request; amending Minnesota Statutes 2008, section 514.966, by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 514.966, is amended by adding a subdivision to read:

Subd. 3a. **Temporary livestock production input lien; debtor in mediation.** (a) A supplier furnishing livestock production inputs in the ordinary course of business to a debtor who has filed a mediation request under chapter 583 has a livestock production input lien for the unpaid retail cost of the livestock production input. A perfected livestock production input lien that attaches to livestock may not exceed the amount, if any, that the sales price of the livestock for which the inputs were received exceeds the greater of the fair market value of the livestock at the time the lien attaches or the acquisition price of the livestock. A livestock production input lien becomes effective when the agricultural production inputs are furnished by the supplier to the purchaser.

(b) A livestock production input lien under this subdivision applies to livestock production inputs provided that meet the needs of the debtor's livestock during the 45 days following a mediation request under chapter 583.

(c) A person who supplies livestock production inputs under this subdivision shall provide a lien-notification statement as required under subdivision 3, paragraphs (b) and (c), but is not subject to subdivision 3, paragraphs (d) to (f). A perfected livestock production input lien corresponding to the lien-notification statement has priority over any security interest of the lender in the same livestock or their proceeds for the lesser of:

(1) the amount stated in the lien-notification statement; or

(2) the unpaid retail cost of the livestock production input identified in the lien-notification statement, subject to any limitation in paragraph (a).

Sec. 2. Minnesota Statutes 2008, section 514.966, subdivision 6, is amended to read:

Subd. 6. **Perfection.** (a) An agricultural lien under this section is perfected if a financing statement is filed pursuant to sections 336.9-501 to 336.9-530 and within the time periods set forth in paragraphs (b) to (e).

(b) A veterinarian's lien must be perfected on or before 180 days after the last item of the veterinary service is performed.

(c) A breeder's lien must be perfected by six months after the last date that breeding services are provided the obligor.

(d) Except as provided in paragraph (f), a livestock production input lien must be perfected by six months after the last date that livestock production inputs are furnished the obligor.

(e) A feeder's lien must be perfected on or before 60 days after the last date that feeding services are furnished the obligor.

(f) A temporary livestock production input lien, under subdivision 3a, must be perfected on or before 60 days after the last date that livestock production inputs are furnished the obligor."

Amend the title as follows:

Page 1, line 3, delete "30" and insert "45"

Amend the title numbers accordingly

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

Senator Murphy from the Committee on Transportation, to which was referred

S.F. No. 2370: A bill for an act relating to motor vehicles; prohibiting sale of illegally tinted motor vehicle windows; amending Minnesota Statutes 2008, section 169.71, by adding a subdivision.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2008, section 168.27, is amended by adding a subdivision to read:

Subd. 31. **Vehicle equipment.** A new motor vehicle dealer, used motor vehicle dealer, or motor vehicle lessor may not sell or lease a motor vehicle at retail for registration in Minnesota that does not comply with the vehicle equipment and material requirements under sections 169.46 to 169.75.

Sec. 2. Minnesota Statutes 2008, section 169.71, is amended by adding a subdivision to read:

Subd. 5. **Glazing material; prohibitions on sale.** (a) No person shall sell or offer for sale or use on any motor vehicle, windows or windshields that are composed of, covered by, or treated with material that fails to comply with the provisions of subdivision 4. No person shall apply or offer to apply, as part of a business transaction, material to motor vehicle windows or windshields that fails to comply with the provisions of subdivision 4.

(b) Violation of this subdivision is a misdemeanor.

(c) This subdivision does not apply to sale or offers for sale of a motor vehicle containing windows or windshields composed of, covered by, or treated with material that fails to comply with the provisions of subdivision 4.

Sec. 3. **REPEALER.**

Minnesota Statutes 2008, section 168.27, subdivision 30, is repealed."

Delete the title and insert:

"A bill for an act relating to motor vehicles; prohibiting vehicle dealers from selling vehicles

that do not comply with vehicle equipment and material requirements; prohibiting sale of illegally tinted motor vehicle windows; amending Minnesota Statutes 2008, sections 168.27, by adding a subdivision; 169.71, by adding a subdivision; repealing Minnesota Statutes 2008, section 168.27, subdivision 30."

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

Senator Murphy from the Committee on Transportation, to which was referred

S.F. No. 2614: A bill for an act relating to motor vehicles; clarifying definition of motor vehicle; amending Minnesota Statutes 2008, sections 65B.43, subdivision 2; 169.09, subdivision 5a.

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

Page 1, line 19, after the period, insert "For purposes of this subdivision, "motor vehicle" has the meaning given it in section 65B.43, subdivision 2."

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

Senator Murphy from the Committee on Transportation, to which was referred

S.F. No. 2261: A bill for an act relating to transportation; repealing provisions relating to the filing of tariffs by household goods movers; amending Minnesota Statutes 2008, sections 221.0252, subdivision 7; 221.036, subdivisions 1, 3; 221.221, subdivision 3; 221.251, subdivision 1; Minnesota Statutes 2009 Supplement, sections 174.66; 221.026, subdivision 2; 221.031, subdivision 1; 221.122, subdivision 1; repealing Minnesota Statutes 2008, sections 221.161, subdivisions 2, 3; 221.291, subdivision 5; Minnesota Statutes 2009 Supplement, sections 221.161, subdivisions 1, 4; 221.171; Minnesota Rules, parts 7805.0300; 7805.0400.

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

Senator Vickerman from the Committee on Agriculture and Veterans, to which was referred

S.F. No. 2632: A bill for an act relating to food safety; authorizing certain beverage production in basements; directing the commissioner of agriculture to amend Minnesota Rules.

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

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

S.F. No. 2383: A bill for an act relating to marriage; establishing a couples on the brink project; redirecting disposition of a portion of the marriage license fee; appropriating money; amending Minnesota Statutes 2008, section 517.08, subdivision 1c; proposing coding for new law in Minnesota Statutes, chapter 256.

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

Page 1, after line 20, insert:

"Sec. 2. Minnesota Statutes 2009 Supplement, section 517.08, subdivision 1b, is amended to read:

Subd. 1b. **Term of license; fee; premarital education.** (a) The local registrar shall examine upon oath the parties applying for a license relative to the legality of the contemplated marriage. If one party is unable to appear in person, the party appearing may complete the absent applicant's information. The local registrar shall provide a copy of the marriage application to the party who is unable to appear, who must verify the accuracy of the party's information in a notarized statement. The marriage license must not be released until the verification statement has been received by the local registrar. If at the expiration of a five-day period, on being satisfied that there is no legal impediment to it, including the restriction contained in section 259.13, the local registrar shall issue the license, containing the full names of the parties before and after marriage, and county and state of residence, with the county seal attached, and make a record of the date of issuance. The license shall be valid for a period of six months. Except as provided in paragraph (c), the local registrar shall collect from the applicant a fee of \$110 for administering the oath, issuing, recording, and filing all papers required, and preparing and transmitting to the state registrar of vital statistics the reports of marriage required by this section. If the license should not be used within the period of six months due to illness or other extenuating circumstances, it may be surrendered to the local registrar for cancellation, and in that case a new license shall issue upon request of the parties of the original license without fee. A local registrar who knowingly issues or signs a marriage license in any manner other than as provided in this section shall pay to the parties aggrieved an amount not to exceed \$1,000.

(b) In case of emergency or extraordinary circumstances, a judge of the district court of the county in which the application is made may authorize the license to be issued at any time before expiration of the five-day period required under paragraph (a). A waiver of the five-day waiting period must be in the following form:

STATE OF MINNESOTA, COUNTY OF (insert county name)

APPLICATION FOR WAIVER OF MARRIAGE LICENSE WAITING PERIOD:

..... (legal names of the applicants)

Represent and state as follows:

That on (date of application) the applicants applied to the local registrar of the above-named county for a license to marry.

That it is necessary that the license be issued before the expiration of five days from the date of the application by reason of the following: (insert reason for requesting waiver of waiting period)

.....
.....
.....

WHEREAS, the applicants request that the judge waive the required five-day waiting period and the local registrar be authorized and directed to issue the marriage license immediately.

Date:

.....

.....

(Signatures of applicants)

Acknowledged before me on this day of

.....

NOTARY PUBLIC

COURT ORDER AND AUTHORIZATION:

STATE OF MINNESOTA, COUNTY OF (insert county name)

After reviewing the above application, I am satisfied that an emergency or extraordinary circumstance exists that justifies the issuance of the marriage license before the expiration of five days from the date of the application. IT IS HEREBY ORDERED that the local registrar is authorized and directed to issue the license forthwith.

.....

..... (judge of district court)

..... (date).

(c) The marriage license fee for parties who have completed at least 12 hours of premarital education is \$40. In order to qualify for the reduced license fee, the parties must submit at the time of applying for the marriage license a signed, and dated, and notarized statement from the person who provided the premarital education on their letterhead confirming that it was received. The premarital education must be provided by a licensed or ordained minister or the minister's designee, a person authorized to solemnize marriages under section 517.18, or a person authorized to practice marriage and family therapy under section 148B.33. The education must include the use of a premarital inventory and the teaching of communication and conflict management skills.

(d) The statement from the person who provided the premarital education under paragraph (b) must be in the following form:

"I, (name of educator), confirm that (names of both parties) received at least 12 hours of premarital education that included the use of a premarital inventory and the teaching of communication and conflict management skills. I am a licensed or ordained minister, a person authorized to solemnize marriages under Minnesota Statutes, section 517.18, or a person licensed to practice marriage and family therapy under Minnesota Statutes, section 148B.33."

The names of the parties in the educator's statement must be identical to the legal names of the parties as they appear in the marriage license application. Notwithstanding section 138.17, the educator's statement must be retained for seven years, after which time it may be destroyed.

(e) If section 259.13 applies to the request for a marriage license, the local registrar shall grant the marriage license without the requested name change. Alternatively, the local registrar may delay

the granting of the marriage license until the party with the conviction:

(1) certifies under oath that 30 days have passed since service of the notice for a name change upon the prosecuting authority and, if applicable, the attorney general and no objection has been filed under section 259.13; or

(2) provides a certified copy of the court order granting it. The parties seeking the marriage license shall have the right to choose to have the license granted without the name change or to delay its granting pending further action on the name change request."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, before "redirecting" insert "removing a notarization requirement for premarital education statements;"

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 Moua from the Committee on Judiciary, to which was referred

S.F. No. 2642: A bill for an act relating to legislation; correcting erroneous, ambiguous, and omitted text and obsolete references; eliminating redundant, conflicting, and superseded provisions; making miscellaneous technical corrections to laws and statutes; amending Minnesota Statutes 2008, sections 3.7393, subdivision 12; 12A.05, subdivision 3; 13.321, subdivision 10; 13.411, subdivision 5; 13.861, subdivision 2; 16B.24, subdivision 5; 16D.11, subdivision 7; 53C.01, subdivision 12a; 84.797, subdivision 6; 84.803, subdivision 2; 84.8045; 115A.932, subdivision 1; 116.155, subdivision 3; 125A.64, subdivision 6; 126C.55, subdivision 6; 128D.03, subdivision 2; 129C.10, subdivision 8; 136F.61; 168.002, subdivision 13; 168.013, subdivision 1; 169.67, subdivision 1; 190.025, subdivision 3; 214.04, subdivision 1; 216B.1691, subdivision 1; 245A.18, subdivision 2; 256L.04, subdivision 1; 260C.301, subdivision 1; 270.41, subdivision 5; 273.1115, subdivisions 1, 3; 273.124, subdivision 11; 290.0921, subdivision 3a; 297A.61, subdivision 3; 309.72; 325F.675, subdivision 6; 325F.732, subdivision 2; 332.37; 332.40, subdivision 2; 332.52, subdivision 3; 374.02; 469.154, subdivision 3; 473.599, subdivision 8; 490.133; 507.071, subdivision 16; 515B.1-102; Minnesota Statutes 2009 Supplement, sections 16A.126, subdivision 1; 16C.138, subdivision 2; 47.60, subdivisions 4, 6; 53.09, subdivision 2; 69.772, subdivision 6; 116J.401, subdivision 2; 120B.30, subdivisions 1, 2; 122A.60, subdivision 2; 124D.10, subdivisions 3, 8, 14, 15, 23, 25; 152.025; 168.33, subdivision 7; 169.011, subdivision 71; 169.865, subdivision 1; 176.135, subdivision 8; 246B.06, subdivision 7; 256.969, subdivision 3b; 256B.0659, subdivision 3; 256B.5012, subdivision 8; 260C.212, subdivision 7; 270.97; 270C.445, subdivision 7; 299A.61, subdivision 1; 332B.07, subdivisions 1, 4; 332B.09, subdivision 3; 424A.02, subdivision 10; 571.914, subdivision 4; 626.557, subdivision 20; Laws 2009, chapter 78, article 8, section 22, subdivision 3; Laws 2009, chapter 79, article 10, section 48; repealing Minnesota Statutes 2008, sections 13.6435, subdivision 9; 15.38, subdivision 5; 168.098; 256B.041, subdivision 5; 256D.03, subdivision 5; Laws 2005, First Special Session chapter 4, article 8, section 87; Laws 2006, chapter 277, article 1, sections 1; 3; Laws 2008, chapter 287, article 1, section 104; Laws 2008, chapter 300, section 6; Laws 2009, chapter 78, article 4, section 41; Laws 2009, chapter 88, article 6, sections

14; 15; 16; Laws 2009, chapter 169, article 10, section 32; Minnesota Rules, parts 9525.0750; 9525.0760; 9525.0770; 9525.0780; 9525.0790; 9525.0800; 9525.0810; 9525.0820; 9525.0830.

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

Page 64, after line 30, insert:

"Sec. 79. Minnesota Statutes 2009 Supplement, section 524.5-701, is amended to read:

524.5-701 DEFINITIONS; SIGNIFICANT CONNECTION FACTORS.

(a) In sections 524.5-701 to 524.5-709:

(1) "emergency" means a circumstance that likely will result in substantial harm to a respondent's health, safety, or welfare, and for which the appointment of a guardian is necessary because no other person has authority and is willing to act on the respondent's behalf;

(2) "home state" means the state in which the respondent was physically present, including any period of temporary absence, for at least six consecutive months immediately before the filing of a petition for a protective order or the appointment of a guardian; or if none, the state in which the respondent was physically present, including any period of temporary absence, for at least six consecutive months ending within the six months prior to the filing of the petition; and

(3) "significant-connection state" means a state, other than the home state, with which a respondent has a significant connection other than mere physical presence and in which substantial evidence concerning the respondent is available.

(b) In determining under sections ~~534.5-703~~ 524.5-703 and 524.5-801, paragraph (e), whether a respondent has a significant connection with a particular state, the court shall consider:

(1) the location of the respondent's family and other persons required to be notified of the guardianship or protective proceeding;

(2) the length of time the respondent at any time was physically present in the state and the duration of any absence;

(3) the location of the respondent's property; and

(4) the extent to which the respondent has ties to the state such as voting registration, state or local tax return filing, vehicle registration, driver's license, social relationship, and receipt of services."

Page 67, after line 6, insert:

"Sec. 84. Laws 2009, chapter 88, article 5, section 17, is amended to read:

Sec. 17. SEAWAY PORT AUTHORITY OF DULUTH; TAX INCREMENT FINANCING DISTRICT; SPECIAL RULES.

(a) If the Seaway Port Authority of Duluth adopts a tax increment financing plan and the governing body of the city of Duluth approves the plan for the tax increment financing district consisting of one or more parcels identified as: 010-2730-00010; 010-2730-00020; 010-2730-00040; 010-2730-00050; 010-2730-00070; 010-2730-00080; 010-2730-00090; 010-2730-00100; 010-2730-00160; 010-2730-00180; 010-2730-00200; ~~010-2730-01250~~;

~~010-2730-01340; 010-2730-01350; 010-2730-01490; 010-2730-01500; 010-2730-01510;~~
~~010-2730-01520; 010-2730-01530; 010-2730-01540; 010-2730-01550; 010-2730-01560;~~
~~010-2730-01570; 010-2730-01580; 010-2730-01590; 010-2730-1300; 010-2730-00300;~~
~~010-2746-01250; 010-2746-1330; 010-2746-01340; 010-2746-01350; 010-2746-1440;~~
~~010-2746-1380; 010-2746-01490; 010-2746-01500; 010-2746-01510; 010-2746-01520;~~
~~010-2746-01530; 010-2746-01540; 010-2746-01550; 010-2746-01560; 010-2746-01570;~~
~~010-2746-01580; 010-2746-01590; 010-3300-4560; 010-3300-4565; 010-3300-04570;~~
~~010-3300-04580; 010-3300-04640; 010-3300-04645; and 010-3300-04650,~~ the five-year rule under Minnesota Statutes, section 469.1763, subdivision 3, that activities must be undertaken within a five-year period from the date of certification of the tax increment financing district, must be considered to be met if the activities are undertaken within five years after the date all qualifying parcels are delisted from the Federal Superfund list.

(b) The requirements of Minnesota Statutes, section 469.1763, subdivision 4, beginning in the sixth year following certification of the district requirement, will begin in the sixth year following the date all qualifying parcels are delisted from the Federal Superfund list.

(c) The action required under Minnesota Statutes, section 469.176, subdivision 6, are satisfied if the action is commenced within four years after the date all qualifying parcels are delisted from the Federal Superfund list and evidence of the action required is submitted to the county auditor by February 1 of the fifth year following the year in which all qualifying parcels are delisted from the Federal Superfund list.

(d) For purposes of this section, "qualifying parcels" means United States Steel parcels listed in paragraph (a) and shown by the Minnesota Pollution Control Agency as part of the USS Site (USEPA OU 02) that are included in the tax increment financing district.

(e) In addition to the reporting requirements of Minnesota Statutes, section 469.175, subdivision 5, the Seaway Port Authority of Duluth shall report the status of all parcels listed in paragraph (a) and shown as part of the USS Site (USEPA OU 02). The status report must show the parcel numbers, the listed or delisted status, and if delisted, the delisting date.

EFFECTIVE DATE. This section is effective upon approval by the governing body of the city of Duluth and compliance with Minnesota Statutes, section 645.021, subdivision 3."

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 2385: A bill for an act relating to commerce; regulating cadmium in children's jewelry; 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, after line 22, insert:

"Subd. 3. **Enforcement.** The attorney general shall enforce this section under section 8.31."

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

Senator Metzen from the Committee on Business, Industry and Jobs, to which was referred

S.F. No. 2712: A bill for an act relating to labor and industry; modifying the requirements of the Manufactured Home Building Code; amending Minnesota Statutes 2008, sections 327.31, by adding a subdivision; 327.32, subdivision 1, by adding subdivisions; repealing Minnesota Statutes 2008, section 327.32, subdivision 4.

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 2008, section 327.31, subdivision 17, is amended to read:

Subd. 17. **Installation.** "Installation" of a manufactured home means assembly installation or reinstallation, at the site of occupancy, of all portions of a manufactured home, connection of the manufactured home to existing utility connections and installation of support and/or anchoring systems.

Sec. 2. Minnesota Statutes 2008, section 327.31, is amended by adding a subdivision to read:

Subd. 21. **Used manufactured home.** "Used manufactured home" means a home being offered for sale not less than 24 months after the first purchaser took legal ownership or possession of the home.

Sec. 3. Minnesota Statutes 2008, section 327.31, is amended by adding a subdivision to read:

Subd. 22. **Seller.** "Seller" means either the homeowner, manufactured home retailer or dealer, broker, limited dealer or retailer, or listing agent.

Sec. 4. Minnesota Statutes 2008, section 327.32, subdivision 1, is amended to read:

Subdivision 1. **Requirement; new manufactured homes.** No person shall sell, or offer for sale, in this state, any new manufactured home ~~manufactured after July 1, 1972,~~ or manufacture any manufactured home in this state ~~or install for occupancy any manufactured home manufactured after July 1, 1972, in any manufactured home park in this state~~ unless the manufactured home complies with the Manufactured Home Building Code and: bears a label as required by the secretary.

~~(a) bears a seal issued by the commissioner, and is, whenever possible, accompanied by a certificate by the manufacturer or dealer, both evidencing that it complies with the Manufactured Home Building Code; or~~

~~(b) if manufactured after June 14, 1976, bears a label as required by the secretary.~~

Sec. 5. Minnesota Statutes 2008, section 327.32, is amended by adding a subdivision to read:

Subd. 1a. **Requirement; used manufactured homes.** No person shall sell or offer for sale in this state any used manufactured home manufactured after June 14, 1976, or install for occupancy any used manufactured home manufactured after June 14, 1976, unless the used manufactured home complies with the Notice of Compliance Form as provided in this subdivision. If manufactured after June 14, 1976, the home must bear a label as required by the secretary. The Notice of Compliance

Form shall be signed by the seller and purchaser indicating which party is responsible for either making or paying for any necessary corrections prior to the sale and transferring ownership of the manufactured home.

The Notice of Compliance Form shall be substantially in the following form:

"Notice of Compliance Form as required in Minnesota Statutes, section 327.32, subdivision 1.

This notice must be completed and signed by the purchaser(s) and the seller(s) of the used manufactured home described in the purchase agreement and on the bottom of this notice before the parties fully execute the sale of a used manufactured home constructed after June 14, 1976.

Electric ranges and clothes dryers must have required four-conductor cords and plugs.

<u>Complies</u>	<u>Correction required</u>
<u>Initialed by Responsible Party: Buyer</u>	<u>Seller</u>

Solid fuel-burning fireplaces or stoves must be listed for use in manufactured homes, Code of Federal Regulations, title 24, section 3280.709(g), and installed correctly, in accordance with their listing or standards (i.e., chimney, doors, hearth, combustion, or intake, etc., Code of Federal Regulations, title 24, section 3280.709(g)).

<u>Complies</u>	<u>Correction required</u>
<u>Initialed by Responsible Party: Buyer</u>	<u>Seller</u>

Gas water heaters and furnaces must be listed for manufactured home use, Code of Federal Regulations, title 24, section 3280.709(a) and (d)(1) and (2) and installed correctly, in accordance with their listing or standards.

<u>Complies</u>	<u>Correction required</u>
<u>Initialed by Responsible Party: Buyer</u>	<u>Seller</u>

Smoke alarms are required to be installed and operational in accordance with Code of Federal Regulations, title 24, section 3280.208.

<u>Complies</u>	<u>Correction required</u>
<u>Initialed by Responsible Party: Buyer</u>	<u>Seller</u>

Carbon monoxide alarms or CO detectors that are approved and operational are required to be installed within ten feet of each room lawfully used for sleeping purposes.

<u>Complies</u>	<u>Correction required</u>
<u>Initialed by Responsible Party: Buyer</u>	<u>Seller</u>

Egress windows are required in every bedroom with at least one operable window with a net clear opening of 20 inches wide and 24 inches high, five square feet in area, with the bottom of windows opening no more than 36 inches above the floor. Locks, latches, operating handles, tabs, or other

operational devices shall not be located more than 54 inches above the finished floor.

Complies

Correction required

Initialed by Responsible Party: Buyer

Seller

The furnace compartment of the home is required to have interior finish with a flame spread rating not exceeding 25 feet, as specified in the 1976 United States Department of Housing and Urban Development Code governing manufactured housing construction.

Complies

Correction required

Initialed by Responsible Party: Buyer

Seller

The water heater enclosure in this home is required to have interior finish with a flame spread rating not exceeding 25 feet, as specified in the 1976 United States Department of Housing and Urban Development Code governing manufactured housing construction.

Complies

Correction required

Initialed by Responsible Party: Buyer

Seller

The home complies with the snowload and heat zone requirements for the state of Minnesota as indicated by the data plate.

Complies

Correction required

Initialed by Responsible Party: Buyer

Seller

The parties to this agreement have initialed all required sections and agree by their signature to complete any necessary corrections prior to the sale or transfer of ownership of the home described below as listed in the purchase agreement. The state of Minnesota or a local building official has the authority to inspect the home in the manner described in Minnesota Statutes, section 327.33, prior to or after the sale to ensure compliance was properly executed as provided under the Manufactured Home Building Code.

Signature of Purchaser(s) of Home

.....date.....

.....date.....

.....

.....

Print name as appears on purchase agreement

Print name as appears on purchase agreement

Signature of Seller(s) of Home

.....date.....

.....date.....

.....

.....

Print name and license number, if applicable

Print name and license number, if applicable

(Street address of home at time of sale

.....

City/State/Zip).....

Name of manufacturer of home.....

Model and Year.....

Serial Number....."

Sec. 6. Minnesota Statutes 2008, section 327.32, is amended by adding a subdivision to read:

Subd. 1b. **Alternative design plan.** An alternative frost-free design slab that is submitted to the department, stamped by a licensed professional engineer or architect, and is in compliance with the federal installation standards in effect at the date of manufacture or the Minnesota State Building Code, when applicable, shall be issued a permit by the department within ten days.

Sec. 7. Minnesota Statutes 2008, section 327.32, is amended by adding a subdivision to read:

Subd. 1c. **Manufacturer's installation instructions; new home.** All new single-section manufactured homes and new multisection manufactured homes shall be installed in compliance with the manufacturer's installation instructions in effect at the date of manufacture or, when applicable, the Minnesota State Building Code.

Sec. 8. Minnesota Statutes 2008, section 327.32, is amended by adding a subdivision to read:

Subd. 1d. **Manufacturer's installation instructions; used multisection homes.** All used multisection manufactured homes shall be installed in compliance with either the manufacturer's installation instructions in effect at the date of manufacture, approved addenda or, when applicable, the Minnesota State Building Code.

Sec. 9. Minnesota Statutes 2008, section 327.32, is amended by adding a subdivision to read:

Subd. 1e. **Reinstallation requirements for single-section used manufactured homes.** (a) All single-section used manufactured homes reinstalled less than 24 months from the date of installation by the first purchaser must be reinstalled in compliance with subdivision 1c. All single-section used manufactured homes reinstalled more than 24 months from the date of installation by the first purchaser may be reinstalled without a frost-protected foundation if the home is reinstalled in compliance with Minnesota Rules, chapter 1350, for above frost-line installations and the notice requirement of subdivision 1f is complied with by the seller and the purchaser of the single-section used manufactured home.

(b) The installer shall affix an installation seal issued by the department to the outside of the home as required by the Minnesota State Building Code. The certificate of installation issued by the installer of record shall clearly state that the home has been reinstalled with an above frost-line foundation. Fees for inspection of a reinstallation and for issuance of reinstallation seals shall follow the requirements of sections 326B.802 to 326B.885. Fees for review of plans, specifications, and on-site inspections shall be those as specified in section 326B.153, subdivision 1, paragraph (c). Whenever an installation certificate for an above frost-line installation is issued to a single-section used manufactured home being listed for sale, the purchase agreement must disclose that the home is installed on a nonfrost-protected foundation and recommend that the purchaser have the home inspected to determine the effects of frost on the home.

Sec. 10. Minnesota Statutes 2008, section 327.32, is amended by adding a subdivision to read:

Subd. 1f. **Notice requirement.** The seller of the single-section used manufactured home being

reinstalled under subdivision 1e shall provide the following notice to the purchaser and secure signatures of all parties to the purchase agreement on or before signing a purchase agreement prior to submitting an application for an installation certificate. Whenever a current owner of a manufactured home reinstalls the manufactured home under subdivision 1e, the current owner is not required to comply with the notice requirement under this subdivision. The notice, which shall be in the same font size as required for the purchase agreement and becomes a part of the purchase agreement, shall be substantially in the following form:

"Notice of Reinstalling of a Single-Section Used Manufactured Home Above Frost Line

It is recommended that the single-section used manufactured home being reinstalled follow the instructions in the manufacturer's installation manual. By signing this notice, the purchaser(s) are acknowledging they have elected to use footings placed above the local frost line in accordance with the Minnesota State Building Code.

The seller has explained the differences between the manufacturer's installation instructions and the installation system selected by the purchaser(s) with respect to possible effects of frost on the manufactured home.

The purchaser(s) acknowledge by signing this notice that there is no manufacturer's original warranty remaining on the home and recognize that any other extended or ancillary warranty could be adversely affected if any applicable warranty stipulates that the home be installed in accordance with the manufacturer's installation manual to remain effective.

After the reinstallation of the manufactured home, it is highly recommended that the purchaser(s) have a licensed manufactured home installer recheck the home's installation for any releveing needs or anchoring system adjustments each freeze-thaw cycle.

The purchaser(s) of the used manufactured home described below that is being reinstalled acknowledge they have read this notice and have been advised to contact the manufacturer of the home and/or the Department of Labor and Industry if they desire additional information before signing this notice. It is the intent of this notice to inform the purchaser(s) that the purchaser(s) elected not to use a frost-protected foundation system for the reinstallation of the manufactured home as originally required by the home's installation manual.

Plain language notice.

I understand that because this home will be installed with footings placed above the local frost line, this home may be subject to adverse effects from frost heave that may damage this home. Purchaser(s) initials:

I understand that the installation of this home with footings placed above the local frost line could affect my ability to obtain a mortgage or mortgage insurance on this home. Purchaser(s) initials:

I understand that the installation of this home with footings placed above the local frost line could void my warranty on the home if any warranty is still in place on this home. Purchaser(s) initials:

Signature of Purchaser(s)

.....date.....

.....date.....

20, 21; 326B.42, by adding subdivisions; 326B.43, subdivision 2; 326B.44; 326B.46, as amended; 326B.47; 326B.475, subdivision 2; 326B.50, by adding subdivisions; 326B.54; 326B.55, as amended if enacted; 326B.56, as amended; 326B.805, subdivision 6; 326B.83, subdivisions 1, 3, 6; 326B.865; 326B.921, subdivisions 2, 4, 7; 326B.922; 326B.978, subdivision 2, by adding a subdivision; 327B.04, subdivision 2; Minnesota Statutes 2009 Supplement, sections 326B.33, subdivision 19; 326B.475, subdivision 4; 326B.49, subdivision 1; 326B.58; 326B.815, subdivision 1; 326B.86, subdivision 1; 326B.94, subdivision 4; 326B.986, subdivision 5; 327B.04, subdivisions 7, 7a, 8; 327B.041; proposing coding for new law in Minnesota Statutes, chapter 326B; repealing Minnesota Statutes 2008, sections 326B.133, subdivisions 9, 10; 326B.37, subdivision 13; 326B.475, subdivisions 5, 6; 326B.56, subdivision 3; 326B.885, subdivisions 3, 4; 326B.976; Minnesota Statutes 2009 Supplement, section 326B.56, subdivision 4; Minnesota Rules, parts 1301.0500; 1301.0900; 1301.1100, subparts 2, 3, 4; 1350.7200, subpart 3; 1350.8000, subpart 2.

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

Page 17, delete section 24

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 Chaudhary from the Committee on Environment and Natural Resources, to which were referred the following appointments:

MINNESOTA ENVIRONMENTAL QUALITY BOARD

Kristin Weeks Duncanson

Erik J. Tomlinson

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

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

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred the following appointment:

LESSARD-SAMS OUTDOOR HERITAGE COUNCIL

Ryan Bronson

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

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

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred the following appointment:

BOARD OF WATER AND SOIL RESOURCES

CHAIR
Randy Kramer

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

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

Senator Chaudhary from the Committee on Environment and Natural Resources, to which was referred the following appointment:

LEGISLATIVE-CITIZEN COMMISSION ON MINNESOTA RESOURCES
Norman Moody

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

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

SECOND READING OF SENATE BILLS

S.F. Nos. 2152, 2341, 755, 2370, 2261, 2642 and 2385 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Olseen, Kelash, Doll and Anderson introduced—

S.F. No. 2875: A bill for an act relating to energy; modifying utility's requirement to post notice of impending disconnection of utility services to a rental building due to landlord's failure to pay for service; amending Minnesota Statutes 2008, section 504B.215, subdivision 3.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Kubly, Ingebrigtsen, Sparks, Murphy and Gimse introduced—

S.F. No. 2876: A bill for an act relating to public safety; transferring control of a portion of the Minnesota Correctional Facility-Moose Lake from the commissioner of corrections to the commissioner of human services; requiring the commissioner of human services to use the transferred portion of the facility to house civilly committed sex offenders; requiring the commissioner of corrections to incarcerate offenders from the transferred portion in private prisons; appropriating capital investment money for the renovation of a portion of the Minnesota Correctional Facility-Moose Lake to be used to house civilly committed sex offenders; appropriating money for costs incurred by the Department of Corrections to incarcerate the offenders transferred to private prisons; appropriating money; authorizing the sale and issuance of state bonds.

Referred to the Committee on Judiciary.

Senator Latz introduced—

S.F. No. 2877: A bill for an act relating to health-related occupations; providing an exception for continuing education requirements for licensed professional counselors; amending Minnesota Statutes 2008, section 148B.54, by adding a subdivision.

Referred to the Committee on Health, Housing and Family Security.

Senator Betzold introduced—

S.F. No. 2878: A bill for an act relating to education finance; authorizing a fund transfer for Independent School District No. 11, Anoka-Hennepin.

Referred to the Committee on Finance.

Senators Sparks, Gerlach, Scheid and Johnson introduced—

S.F. No. 2879: A bill for an act relating to insurance; modifying provisions related to the Minnesota Comprehensive Health Association; amending Minnesota Statutes 2008, sections 62E.11, subdivision 11; 62E.12; 62E.141.

Referred to the Committee on Commerce and Consumer Protection.

Senator Moua introduced—

S.F. No. 2880: A bill for an act relating to guardians ad litem; establishing the State Guardian Ad Litem Board; appropriating money; amending Minnesota Statutes 2008, sections 257.69, subdivision 2; 260B.331, subdivision 6; 260C.331, subdivisions 3, 6; 518.165, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 480.

Referred to the Committee on Judiciary.

Senators Sieben and Murphy introduced—

S.F. No. 2881: A bill for an act relating to transportation; appropriating money for bus service from Hastings to Minneapolis-St. Paul during bridge construction; amending Laws 2009, chapter 36, article 1, section 3, subdivision 3.

Referred to the Committee on Finance.

Senators Erickson Ropes; Olson, M.; Dille and Carlson introduced—

S.F. No. 2882: A bill for an act relating to veterans; appropriating money to Veterans Affairs for a grant to the Minnesota Assistance Council for Veterans for continued services to Minnesota veterans and their families who are homeless or at risk of being homeless.

Referred to the Committee on Finance.

Senators Ortman, Johnson, Pariseau and Olson, M. introduced—

S.F. No. 2883: A bill for an act relating to privacy; excluding full Social Security numbers from medical assistance documents filed with the county recorder or registrar of titles; amending Minnesota Statutes 2008, section 514.982, subdivision 2.

Referred to the Committee on Judiciary.

Senator Skoe introduced—

S.F. No. 2884: A bill for an act relating to motor carriers; providing for inspections of vehicles and tanks used to transport anhydrous ammonia; amending Minnesota Statutes 2008, section 221.037, by adding a subdivision.

Referred to the Committee on Transportation.

Senators Fobbe and Moua introduced—

S.F. No. 2885: A bill for an act relating to taxation; providing for use of reports and testimony by assessors; amending Minnesota Statutes 2008, sections 82B.035, subdivision 2; 270.41, subdivision 5; 278.05, by adding a subdivision.

Referred to the Committee on Judiciary.

Senators Rosen, Hann, Sheran and Lynch introduced—

S.F. No. 2886: A bill for an act relating to education; repealing or modifying certain mandates; amending Minnesota Statutes 2008, sections 120A.41; 124D.121; 124D.122; 124D.127; repealing Minnesota Statutes 2008, section 123B.05; Minnesota Statutes 2009 Supplement, section 120A.40.

Referred to the Committee on Education.

Senator Kelash introduced—

S.F. No. 2887: A bill for an act relating to energy finance; authorizing home rule charter and statutory cities to make loans to property owners who install energy efficient or renewable energy improvements, to be repaid through a special assessment collected through the property tax, and to sell revenue bonds to fund the program; amending Minnesota Statutes 2008, section 429.101, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 216C.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senators Gerlach, Vandever, Koch, Jungbauer and Gimse introduced—

S.F. No. 2888: A bill for an act relating to elections; changing authorized proofs of residence; eliminating provision permitting vouching for certain voters on election day; providing for provisional ballots; amending Minnesota Statutes 2008, section 201.061, subdivisions 3, 5; proposing coding for new law in Minnesota Statutes, chapter 201.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Marty, Pappas, Dibble, Higgins and Prettner Solon introduced–

S.F. No. 2889: A bill for an act relating to public health; preventing sexually transmitted infections and HIV; creating a responsible family life and sexuality education program; requiring the commissioner of health to develop a state plan for preventing STD's and HIV; appropriating money; proposing coding for new law in Minnesota Statutes, chapters 121A; 144; repealing Minnesota Statutes 2008, section 121A.23.

Referred to the Committee on Health, Housing and Family Security.

Senators Bakk; Saxhaug; Olson, G. and Frederickson introduced–

S.F. No. 2890: A bill for an act relating to game and fish; establishing a moratorium on public access acquisition for public waters without a public access; amending Minnesota Statutes 2008, section 97A.141, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Moua and Clark introduced–

S.F. No. 2891: A bill for an act relating to corrections; adopting the Interstate Compact for Juveniles; proposing coding for new law in Minnesota Statutes, chapter 260.

Referred to the Committee on Judiciary.

Senators Michel, Senjem, Koch, Ortman and Gimse introduced–

S.F. No. 2892: A bill for an act relating to economic development; encouraging job creation; providing an angel investment credit and a Minnesota business investment company credit; making changes to various income tax provisions; limiting the level of budgeted spending to the amount collected in the prior biennium; providing for interlocutory appeal on the question of class certification; modifying the limitation provisions governing merchant actions; modifying certain private remedies; modifying environmental permitting and review provisions; requiring reports; appropriating money; amending Minnesota Statutes 2008, sections 8.31, subdivision 3a, by adding a subdivision; 115.07; 116D.04, subdivision 2a; 290.06, subdivision 1; 290.068; 290.0921, subdivisions 1, 3; 541.05; Minnesota Statutes 2009 Supplement, sections 290.01, subdivisions 19b, 19d; 290.06, subdivision 2c; 290.091, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 116J; 290; 297I; 540; 541.

Referred to the Committee on Business, Industry and Jobs.

Senator Dibble introduced–

S.F. No. 2893: A bill for an act relating to taxation; corporate franchise; eliminating the preferences for foreign source income; repealing the subtraction for foreign royalties; expanding the definition of domestic corporations to include certain foreign corporations incorporated in or doing business in tax havens; repealing foreign operating corporations; amending Minnesota Statutes 2008, sections 290.01, subdivision 5, by adding a subdivision; 290.17, subdivision 4; Minnesota Statutes 2009 Supplement, sections 289A.08, subdivision 3; 290.01, subdivisions 19c,

19d; repealing Minnesota Statutes 2008, sections 290.01, subdivision 6b; 290.0921, subdivision 7.

Referred to the Committee on Taxes.

Senators Lynch, Fobbe, Dille and Senjem introduced—

S.F. No. 2894: A bill for an act relating to capital investment; modifying an appropriation for veterans cemeteries; amending Laws 2009, chapter 93, article 1, section 14, subdivision 3.

Referred to the Committee on Finance.

Senators Bonoff, Metzen, Sparks, Frederickson and Koch introduced—

S.F. No. 2895: A bill for an act relating to unemployment insurance; modifying administrative, benefit, and tax provisions; amending Minnesota Statutes 2008, sections 268.051, subdivisions 2, 5, 7; 268.07, as amended; 268.085, subdivision 9; Minnesota Statutes 2009 Supplement, sections 268.052, subdivision 2; 268.053, subdivision 1; 268.085, subdivision 1; 268.136, subdivision 1.

Referred to the Committee on Business, Industry and Jobs.

Senators Marty, Bakk, Dahle and Rummel introduced—

S.F. No. 2896: A bill for an act relating to nuclear waste; creating the Minnesota Nuclear Waste Storage Commission; requiring fees paid by Minnesota ratepayers for permanent storage of high-level radioactive waste to be remitted to the commissioner of homeland security and emergency management; modifying nuclear waste escrow account; appropriating money; amending Laws 1997, chapter 201, section 1; proposing coding for new law in Minnesota Statutes, chapter 116C.

Referred to the Committee on Energy, Utilities, Technology and Communications.

Senator Senjem introduced—

S.F. No. 2897: A bill for an act relating to natural resources; appropriating money to dredge and maintain Lake Shady.

Referred to the Committee on Finance.

Senators Olseen, Lourey, Ortman, Gimse and Tomassoni introduced—

S.F. No. 2898: A bill for an act relating to annexation; providing for a referendum by petition in an orderly annexation proceeding; amending Minnesota Statutes 2008, section 414.031, subdivision 1a, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 414.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Olseen, Lourey, Ortman, Gimse and Tomassoni introduced—

S.F. No. 2899: A bill for an act relating to annexation; limiting certain orderly annexation procedures; amending Minnesota Statutes 2008, section 414.0325, subdivision 6.

Referred to the Committee on State and Local Government Operations and Oversight.

Senators Chaudhary, Skogen, Saxhaug, Fobbe and Pariseau introduced–

S.F. No. 2900: A bill for an act relating to game and fish; modifying aquaculture provisions; modifying provisions for taking, possessing, and transporting wild animals; modifying requirements for fish and wildlife management plans; modifying game and fish license provisions; amending Minnesota Statutes 2008, sections 17.4982, subdivision 12, by adding a subdivision; 17.4991, subdivision 3; 17.4994; 84.942, subdivision 1; 84D.03, subdivision 3; 97A.015, subdivision 52, by adding a subdivision; 97A.101, subdivision 3; 97A.311, subdivision 5; 97A.421, subdivision 4a; 97A.433, by adding a subdivision; 97A.435, subdivision 1; 97A.545, subdivision 5; 97B.022, subdivision 2; 97B.031, subdivision 5; 97B.075; 97B.106, subdivision 1; 97B.515, by adding a subdivision; 97B.803; 97C.005, subdivision 3; 97C.087, subdivision 2; 97C.205; 97C.341; Minnesota Statutes 2009 Supplement, sections 84.95, subdivision 2; 97A.445, subdivision 1a; 97B.055, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 17; repealing Minnesota Statutes 2008, sections 84.942, subdivisions 2, 3, 4; 97A.435, subdivision 5; 97B.022, subdivision 1.

Referred to the Committee on Environment and Natural Resources.

Senators Bonoff; Clark; Olson, G. and Saltzman introduced–

S.F. No. 2901: A bill for an act relating to education finance; establishing a shared services grant program for school districts and charter schools; appropriating money.

Referred to the Committee on Finance.

Senators Sheran, Marty, Jungbauer, Higgins and Dille introduced–

S.F. No. 2902: A bill for an act relating to human services; creating certain exemptions from MFIP and general assistance asset limitations; amending Minnesota Statutes 2008, sections 256D.08, by adding a subdivision; 256J.20, subdivision 1.

Referred to the Committee on Health, Housing and Family Security.

Senators Pappas, Koering, Erickson Ropes and Marty introduced–

S.F. No. 2903: A bill for an act relating to mortuary science; modifying provisions related to viewing, transporting, and removal of a dead human body; amending Minnesota Statutes 2008, sections 149A.01, subdivision 3; 149A.71, subdivision 2; 149A.72, subdivision 2; 149A.90, subdivisions 4, 6, 7; 149A.91, subdivisions 2, 3; 149A.93, subdivisions 6, 7; 149A.94, subdivision 1; Minnesota Statutes 2009 Supplement, section 149A.80, subdivision 2.

Referred to the Committee on Health, Housing and Family Security.

Senators Berglin, Sheran, Erickson Ropes and Senjem introduced–

S.F. No. 2904: A bill for an act relating to human services; modifying certain medical assistance asset limits; requiring notice regarding asset requirements in certain circumstances; amending

Minnesota Statutes 2008, sections 256B.056, subdivisions 1a, 3; 256B.057, subdivision 9.

Referred to the Committee on Health, Housing and Family Security.

Senator Fobbe introduced—

S.F. No. 2905: A bill for an act relating to motor carriers; providing sliding scale cargo insurance requirement for household goods carriers based on gross vehicle weight; amending Minnesota Statutes 2008, section 221.141, subdivisions 1b, 4.

Referred to the Committee on Transportation.

Senators Chaudhary, Rummel, Pariseau, Anderson and Olson, G. introduced—

S.F. No. 2906: A bill for an act relating to waters; requiring urban storm water retention pond buffers; proposing coding for new law in Minnesota Statutes, chapter 103F.

Referred to the Committee on Environment and Natural Resources.

Senators Saxhaug and Bakk introduced—

S.F. No. 2907: A bill for an act relating to natural resources; modifying intermediate auction timber sale provisions; amending Minnesota Statutes 2008, section 90.121.

Referred to the Committee on Environment and Natural Resources.

Senators Doll, Sheran and Rosen introduced—

S.F. No. 2908: A bill for an act relating to human services; making changes to the State-County Results, Accountability, and Service Delivery Redesign Act; amending Minnesota Statutes 2009 Supplement, sections 402A.01; 402A.10, subdivision 5; 402A.15; 402A.18; 402A.20; proposing coding for new law in Minnesota Statutes, chapter 402A; repealing Minnesota Statutes 2009 Supplement, sections 402A.30; 402A.45.

Referred to the Committee on Health, Housing and Family Security.

Senators Saxhaug, Clark and Bonoff introduced—

S.F. No. 2909: A bill for an act relating to early childhood education; creating an early childhood community partnerships grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Education.

Senators Olson, M.; Higgins; Marty; Lourey and Berglin introduced—

S.F. No. 2910: A bill for an act relating to insurance; increasing the number of directors of the MCHA board; amending Minnesota Statutes 2008, section 62E.10, subdivision 2.

Referred to the Committee on Commerce and Consumer Protection.

Senator Berglin introduced—

S.F. No. 2911: A bill for an act relating to building codes; modifying requirement for window fall prevention devices; amending Minnesota Statutes 2008, section 326B.106, subdivision 7.

Referred to the Committee on Business, Industry and Jobs.

Senator Berglin introduced—

S.F. No. 2912: A bill for an act relating to human services; amending children's mental health policy provisions; making a technical change to community health workers; amending Minnesota Statutes 2008, section 260C.157, subdivision 3; Minnesota Statutes 2009 Supplement, sections 245.4885, subdivisions 1, 1a; 256B.0625, subdivision 49; 256B.0943, subdivision 9.

Referred to the Committee on Health, Housing and Family Security.

Senators Skogen, Sheran and Robling introduced—

S.F. No. 2913: A bill for an act relating to insurance; requiring local government employees to approve participation in or withdrawal from the public employees insurance program; amending Minnesota Statutes 2008, sections 43A.316, by adding a subdivision; 471.61, subdivision 2b; 471.611, subdivision 2.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Dahle introduced—

S.F. No. 2914: A bill for an act relating to education finance; modifying the formula allowance used to compute revenue for extended time programs; amending Minnesota Statutes 2008, section 126C.10, subdivision 2a.

Referred to the Committee on Finance.

Senator Dahle introduced—

S.F. No. 2915: A bill for an act relating to state government; modifying fiscal note requirements; amending Minnesota Statutes 2008, section 3.98, subdivision 2.

Referred to the Committee on Finance.

Senators Chaudhary, Frederickson, Sheran and Kelash introduced—

S.F. No. 2916: A bill for an act relating to natural resources; modifying certain administrative accounts; modifying electronic transaction provisions; providing for certain registration exemptions; modifying all-terrain vehicle operation restrictions; modifying state trails and canoe and boating routes; modifying fees and disposition of certain receipts; modifying certain competitive bidding exemptions; modifying horse trail pass provisions; modifying master plan requirements; modifying beaver dam provisions; modifying the Water Law; modifying nongame wildlife checkoffs; providing for acquisition of Lake Vermilion State Park; amending Minnesota Statutes 2008, sections 84.025, subdivision 9; 84.027, subdivision 15; 84.0856; 84.0857; 84.82,

subdivision 3, by adding a subdivision; 84.922, subdivision 5, by adding a subdivision; 84.925, subdivision 1; 85.015, subdivision 14; 85.052, subdivision 4; 85.22, subdivision 5; 85.32, subdivision 1; 85.43; 85.46, as amended; 97B.665, subdivision 2; 103A.305; 103F.325, by adding a subdivision; 103F.335, subdivision 1; 103G.271, subdivision 3; 103G.285, subdivision 5; 103G.301, subdivision 6; 103G.305, subdivision 2; 103G.315, subdivision 11; 103G.515, subdivision 5; 290.431; 290.432; Minnesota Statutes 2009 Supplement, sections 84.928, subdivision 1; 85.015, subdivision 13; 86A.09, subdivision 1; 103G.201; proposing coding for new law in Minnesota Statutes, chapter 103G; repealing Minnesota Statutes 2008, sections 97B.665, subdivision 1; 103G.295; 103G.650.

Referred to the Committee on Environment and Natural Resources.

Senator Betzold introduced—

S.F. No. 2917: A bill for an act relating to child support enforcement; updating provisions on access to certain information; authorizing certain actions by a public authority; requiring a notice; imposing certain duties; amending Minnesota Statutes 2008, sections 256.978, subdivision 2; 518A.46, subdivision 5, by adding a subdivision; repealing Minnesota Statutes 2008, sections 548.091, subdivision 3b; 548.092.

Referred to the Committee on Judiciary.

Senator Betzold introduced—

S.F. No. 2918: A bill for an act relating to retirement; volunteer fire relief associations; making various technical corrections; revising break-in-service return to firefighting authorizations; authorizing Minnesota deferred compensation plan service pension transfers; revising payout defaults in survivor benefits; authorizing corrections of certain special fund deposits; amending Minnesota Statutes 2008, section 356A.06, subdivision 8; Minnesota Statutes 2009 Supplement, sections 69.772, subdivision 6; 69.773, subdivision 6; 424A.01, subdivisions 1, 6; 424A.015, by adding a subdivision; 424A.016, subdivisions 4, 7; 424A.02, subdivisions 9, 10; 424A.05, subdivision 3, by adding a subdivision; repealing Minnesota Statutes 2009 Supplement, section 424A.001, subdivision 6; Laws 2009, chapter 169, article 10, section 32.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Dibble introduced—

S.F. No. 2919: A bill for an act relating to tax increment financing; authorizing transit improvement districts; amending Minnesota Statutes 2008, sections 469.174, subdivision 14, by adding a subdivision; 469.175, subdivision 3; 469.176, subdivision 1b, by adding a subdivision.

Referred to the Committee on Taxes.

Senators Fobbe, Skogen, Vickerman and Higgins introduced—

S.F. No. 2920: A bill for an act relating to veterans; providing attorney fees and costs for prevailing parties seeking the enforcement of certain veterans preference laws; proposing coding for new law in Minnesota Statutes, chapter 197.

Referred to the Committee on Agriculture and Veterans.

Senators Fobbe, Chaudhary and Skogen introduced–

S.F. No. 2921: A bill for an act relating to game and fish; providing restitution values for trophy deer; amending Minnesota Statutes 2008, section 97A.345.

Referred to the Committee on Environment and Natural Resources.

Senator Erickson Ropes introduced–

S.F. No. 2922: A bill for an act relating to veterans homes; removing designation of certain appropriations for specific purposes; amending Laws 2009, chapter 94, article 3, section 2, subdivision 3.

Referred to the Committee on Finance.

Senator Erickson Ropes introduced–

S.F. No. 2923: A bill for an act relating to health; modifying provisions regulating home health care services; amending Minnesota Statutes 2008, sections 144A.45, subdivisions 2, 4; 144A.46, subdivisions 2, 3; Minnesota Statutes 2009 Supplement, section 144A.46, subdivision 1.

Referred to the Committee on Health, Housing and Family Security.

Senators Parry, Vickerman, Ingebrigtsen, Gimse and Koering introduced–

S.F. No. 2924: A bill for an act relating to veterans; reimbursing local medical providers for providing treatment to a veteran eligible for federally funded health care for routine health care procedures under certain circumstances; providing additional duties for the commissioner of veterans affairs; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 197.

Referred to the Committee on Agriculture and Veterans.

Senator Rest introduced–

S.F. No. 2925: A bill for an act relating to metropolitan government; modifying provisions for the allocation of treatment works and interceptors reserved capacity costs; amending Minnesota Statutes 2008, section 473.517, subdivision 3.

Referred to the Committee on State and Local Government Operations and Oversight.

Senator Saxhaug introduced–

S.F. No. 2926: A bill for an act relating to taxation; authorizing the use of tax increments to repay the city of Cohasset for certain payments.

Referred to the Committee on Taxes.

Senator Doll introduced–

S.F. No. 2927: A bill for an act relating to veterans; clarifying and amending certain Veterans Preference Act provisions; amending Minnesota Statutes 2008, section 197.481, subdivisions 1, 2, 4.

Referred to the Committee on Agriculture and Veterans.

Senator Saltzman introduced–

S.F. No. 2928: A bill for an act relating to labor and industry; modifying construction codes and licensing provisions; modifying certain notice provisions; imposing criminal penalties; amending Minnesota Statutes 2008, sections 178.01; 178.03, subdivisions 3, 4; 178.06; 178.08; 178.11; 326B.04, subdivision 2; 326B.127, subdivision 3; 326B.13, subdivisions 3, 4, 5, 6; 326B.133, subdivision 5; 326B.139; 326B.142; 326B.148, subdivisions 2, 3; 326B.191; 326B.31, subdivision 28; 326B.33, subdivision 17; 326B.84; 326B.89, subdivisions 1, 5, 6, 7, 8, 10, 13, by adding subdivisions; Minnesota Statutes 2009 Supplement, sections 14.14, subdivision 1a; 326B.145; repealing Minnesota Statutes 2008, sections 299G.11; 299G.13, subdivisions 1, 6, 9, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28; 299G.14; 299G.15; 299G.16; 299G.17; 299G.18; 326B.115; 326B.37, subdivision 13; Minnesota Rules, parts 5200.0020; 5200.0050; 5200.0080, subparts 2, 3, 4, 4a, 4b, 6, 7, 8.

Referred to the Committee on Business, Industry and Jobs.

Senator Saltzman introduced–

S.F. No. 2929: A bill for an act relating to capital investment; appropriating money for capital improvements at the Oak Park Heights Correctional Facility; authorizing the sale and issuance of state bonds.

Referred to the Committee on Finance.

Senator Tomassoni introduced–

S.F. No. 2930: A bill for an act relating to gambling; establishing video lottery terminals; imposing a tax on and providing for video lottery revenue; modifying certain lawful gambling taxes; modifying conduct of electronic bingo; authorizing gambling control board to establish video pull-tab games; amending Minnesota Statutes 2008, sections 297E.02, subdivision 1; 299L.02, subdivision 1; 299L.07, subdivisions 2, 2a; 340A.410, subdivision 5; 349.12, subdivisions 5, 25b, 25c, 25d, by adding subdivisions; 349.151, subdivision 4c, by adding a subdivision; 349.16, subdivision 7; 349.1635, subdivision 1; 349.17, subdivision 8; 349.211, subdivision 1a; 349A.01, subdivisions 10, 11, 12, by adding subdivisions; 349A.04; 349A.06, subdivisions 1, 5, 8, 10, by adding subdivisions; 349A.08, subdivisions 1, 5, 8; 349A.09, subdivision 1; 349A.10, subdivisions 2, 3, 4, 6; 349A.11, subdivision 1; 349A.12, subdivisions 1, 2; 349A.13; 541.20; 541.21; 609.651, subdivision 1; 609.75, subdivisions 3, 4; 609.761, subdivision 2; Minnesota Statutes 2009 Supplement, sections 297A.94; 349.12, subdivision 12a; 349.15, subdivision 1; 349.17, subdivisions 6, 7; 349.18, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 297A; 349; 349A; repealing Minnesota Statutes 2008, sections 297E.01, subdivision 7; 297E.02, subdivisions 4, 6, 7.

Referred to the Committee on State and Local Government Operations and Oversight.

MOTIONS AND RESOLUTIONS

Senator Rest moved that the name of Senator Dibble be added as a co-author to S.F. No. 56. The motion prevailed.

Senator Anderson moved that the names of Senators Langseth and Ortman be added as co-authors to S.F. No. 2688. The motion prevailed.

Senator Gerlach moved that the name of Senator Latz be added as a co-author to S.F. No. 2746. The motion prevailed.

Senator Moua moved that the name of Senator Higgins be added as a co-author to S.F. No. 2796. The motion prevailed.

Senator Torres Ray moved that the name of Senator Higgins be added as a co-author to S.F. No. 2853. The motion prevailed.

Senator Frederickson moved that the name of Senator Pogemiller be added as a co-author to S.F. No. 2873. The motion prevailed.

Senator Saltzman moved that S.F. No. 2716 be withdrawn from the Committee on Finance and re-referred to the Committee on State and Local Government Operations and Oversight. The motion prevailed.

Senator Sheran moved that S.F. No. 2695, No. 19 on General Orders, be stricken and re-referred to the Committee on Judiciary. The motion prevailed.

Senator Rest moved that S.F. No. 2582 be withdrawn from the Committee on Finance and returned to its author. The motion prevailed.

Senator Murphy moved that S.F. No. 2391 be withdrawn from the Committee on Judiciary and returned to its author. The motion prevailed.

Senator Murphy moved that S.F. No. 2503 be withdrawn from the Committee on Judiciary and returned to its author. The motion prevailed.

Senator Murphy moved that S.F. No. 2540 be withdrawn from the Committee on Finance and re-referred to the Committee on State and Local Government Operations and Oversight. The motion prevailed.

Senator Saxhaug introduced –

Senate Resolution No. 148: A Senate resolution recognizing March 10 as Voyageurs National Park Day.

Referred to the Committee on Rules and Administration.

Senators Pogemiller, Senjem, Rest, Saxhaug and Bakk introduced –

Senate Resolution No. 149: A Senate resolution designating March 1, 2010, as "Canada Day at the Capitol."

WHEREAS, the United States and Canada share not only a 5,500-mile border, which is the world's longest unmilitarized border, but also common ideals and democratic principles; and

WHEREAS, the relationship between Canada and the United States is unique in the world, and the two countries have a shared prosperity fostered by two-way investment and jobs; and

WHEREAS, relations between Canada and the United States span more than two centuries, and the two countries have developed one of the most successful international relationships in the modern world; and

WHEREAS, Canada and the United States have the largest and most comprehensive trade relationship in the world; and

WHEREAS, the relationship between Canada and Minnesota is equally strong, combining a complex and growing network of social, economic, and even familial ties; and

WHEREAS, 7.1 million American jobs were dependent on trade with Canada in 2007, including over 141,000 jobs in Minnesota; and

WHEREAS, the United States is Canada's largest export market, with the United States importing \$339 billion in goods from Canada in 2008; and

WHEREAS, some of Canada's top imported goods from the United States include vehicles, reactors and boilers, electrical machinery, fuels and oils, plastic, optical and medical instruments, aircraft, iron, steel, fruits and nuts, baking-related goods, vegetables, beef, pork, and poultry; and

WHEREAS, the United States and Canada also have a very special and important military and defense relationship with one another; and

WHEREAS, Canada and the U.S. are both members of the North Atlantic Treaty Organization (NATO) and our forces have fought alongside each other in most major conflicts since World War II, including the Korean War, the Gulf War, the Kosovo War, and, most recently, the war in Afghanistan; and

WHEREAS, since September 11, 2001, our strong military relationship with Canada has helped to keep the United States safe from further terrorist attacks, and Canada is now, more than ever, a key military ally of the United States; and

WHEREAS, 2010 marks the 40th anniversary of the establishment of Canada's Consulate General in Minnesota; **NOW, THEREFORE**,

BE IT RESOLVED by the Senate of the State of Minnesota: that it welcomes Consul General Martin Loken and designates March 1, 2010, as "Canada Day at the Capitol."

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare a copy of this resolution, to be authenticated by his signature and that of the Chair of the Senate Rules and Administration Committee, and transmit it to Consul General Martin Loken.

Senator Pogemiller moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

Remaining on the Order of Business of Motions and Resolutions, Senator Pogemiller moved that the Senate take up the Consent Calendar. The motion prevailed.

CONSENT CALENDAR

S.F. No. 2563: A bill for an act relating to transportation; authorizing conveyance by commissioner of transportation to Indian tribal government of land no longer needed for trunk highway purposes; amending Minnesota Statutes 2008, section 161.44, subdivision 1.

Senator Kubly moved that S.F. No. 2563, No. 1 on the Consent Calendar, be stricken and placed on General Orders. The motion prevailed.

S.F. No. 2572: A bill for an act relating to transportation; clarifying time for providing notice of vehicle impoundment; amending Minnesota Statutes 2008, section 168B.06, subdivision 1.

Was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 63 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Foley	Langseth	Pappas	Sheran
Bakk	Frederickson	Limmer	Pariseau	Sieben
Berglin	Gerlach	Lourey	Parry	Skoe
Bonoff	Gimse	Lynch	Pogemiller	Skogen
Carlson	Hann	Marty	Prettner Solon	Sparks
Chaudhary	Higgins	Metzen	Rest	Stumpf
Clark	Ingebrigtsen	Michel	Robling	Tomassoni
Dahle	Johnson	Moua	Rosen	Torres Ray
Dibble	Jungbauer	Murphy	Rummel	Vandever
Dille	Kelash	Olseen	Saltzman	Vickerman
Doll	Koch	Olson, G.	Saxhaug	Wiger
Fischbach	Koering	Olson, M.	Scheid	
Fobbe	Kubly	Ortman	Senjem	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Remaining on the Order of Business of Motions and Resolutions, Senator Pogemiller moved that the Senate take up the General Orders Calendar. The motion prevailed.

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Senator Metzen in the chair.

After some time spent therein, the committee arose, and Senator Metzen reported that the committee had considered the following:

S.F. Nos. 2596 and 2252, which the committee recommends to pass.

S.F. No. 2340, which the committee recommends to pass with the following amendment offered by Senator Lynch:

Page 3, after line 15, insert:

"Sec. 2. Minnesota Statutes 2009 Supplement, section 168.1253, subdivision 1, is amended to read:

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

(b) "Active service" has the meaning given in section 190.05, subdivision 5.

(c) "Eligible person" means a surviving spouse, son, daughter, or parent of a person who has died while serving honorably in active service.

(d) "Motor vehicle" means a vehicle for personal use, not used for commercial purposes, and may include a passenger automobile, motorcycle, recreational vehicle, pickup truck, or van."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

On motion of Senator Pogemiller, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Scheid, for Senator Berglin, moved that S.F. No. 2338 be withdrawn from the Committee on Taxes and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

MEMBERS EXCUSED

Senators Betzold, Erickson Ropes and Latz were excused from the Session of today. Senator Tomassoni was excused from the Session of today from 11:00 to 11:20 a.m. Senator Cohen was excused from the Session of today from 11:00 to 11:45 a.m.

69TH DAY]

MONDAY, MARCH 1, 2010

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ADJOURNMENT

Senator Pogemiller moved that the Senate do now adjourn until 11:00 a.m., Thursday, March 4, 2010. The motion prevailed.

Peter S. Wattson, Secretary of the Senate (Legislative)

