

FORTY-SIXTH DAY

St. Paul, Minnesota, Monday, April 29, 2013

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

CALL OF THE SENATE

Senator Bakk imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rev. Paul Hauschild.

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

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

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

The President declared a quorum present.

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

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate File, herewith returned: S.F. No. 324.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 26, 2013

Madam 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. 834: A bill for an act relating to judiciary; modifying certain provisions relating to the State Guardian Ad Litem Board; amending Minnesota Statutes 2012, sections 260B.163, subdivision 6; 260B.331, subdivision 6; 260C.163, subdivision 5; 260C.331, subdivision 6; 480.35, subdivision 1; 518.165, subdivisions 1, 3.

Senate File No. 834 is herewith returned to the Senate.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Returned April 26, 2013

CONCURRENCE AND REPASSAGE

Senator Latz moved that the Senate concur in the amendments by the House to S.F. No. 834 and that the bill be placed on its repassage as amended. The motion prevailed.

S.F. No. 834 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 58 and nays 1, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Newman

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

MESSAGES FROM THE HOUSE - CONTINUED

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1233:

H.F. No. 1233: A bill for an act relating to state government; establishing the health and human services budget; modifying provisions related to health care, continuing care, human services licensing, chemical and mental health, managed care organizations, waiver provider standards, home care, and the Department of Health; redesigning home and community-based services; establishing payment methodologies for home and community-based services; adjusting nursing and ICF/DD facility rates; setting and modifying fees; modifying autism coverage; modifying assistance programs; requiring licensing of certain abortion facilities; requiring drug testing; making technical changes; requiring studies; requiring reports; appropriating money; amending Minnesota Statutes 2012, sections 16A.724, subdivisions 2, 3; 16C.10, subdivision 5; 16C.155, subdivision 1; 62A.65, subdivision 2, by adding a subdivision; 62J.692, subdivision 4; 62Q.19, subdivision 1; 103I.005, by adding a subdivision; 103I.521; 119B.13, subdivision 7; 144.051, by adding subdivisions; 144.0724, subdivisions 4, 6; 144.123, subdivision 1; 144.125, subdivision 1; 144.966, subdivisions 2, 3a; 144.98, subdivisions 3, 5, by adding subdivisions; 144.99, subdivision 4; 144A.351; 144A.43; 144A.44; 144A.45; 144A.53, subdivision 2; 144D.01, subdivision 4; 145.986; 145C.01, subdivision 7; 148E.065, subdivision 4a; 149A.02, subdivisions 1a, 2, 3, 4, 5, 16, 23, 27, 34, 35, 37, by adding subdivisions; 149A.03; 149A.65, by adding subdivisions; 149A.70, subdivisions 1, 2, 3, 5; 149A.71, subdivisions 2, 4; 149A.72, subdivisions 3, 9, by adding a subdivision; 149A.73, subdivisions 1, 2, 4; 149A.74; 149A.91, subdivision 9; 149A.93, subdivisions 3, 6; 149A.94; 149A.96, subdivision 9; 174.30, subdivision 1; 214.40, subdivision 1; 243.166, subdivisions 4b, 7; 245.4661, subdivisions 5, 6; 245.4682, subdivision 2; 245A.02, subdivisions 1, 9, 10, 14; 245A.03, subdivisions 7, 8, 9; 245A.04, subdivision 13; 245A.042, subdivision 3; 245A.07, subdivisions 2a, 3; 245A.08, subdivision 2a; 245A.10; 245A.11, subdivisions 2a, 7, 7a, 7b, 8; 245A.1435; 245A.144; 245A.1444; 245A.16, subdivision 1; 245A.40, subdivision 5; 245A.50; 245C.04, by adding a subdivision; 245C.08, subdivision 1; 245D.02; 245D.03; 245D.04; 245D.05; 245D.06; 245D.07; 245D.09; 245D.10; 246.18, subdivision 8, by adding a subdivision; 246.54; 254B.04, subdivision 1; 254B.13; 256.01, subdivisions 2, 24, 34, by adding subdivisions; 256.9657, subdivisions 1, 2, 3a; 256.9685, subdivision 2; 256.969, subdivisions 3a, 29; 256.975, subdivision 7, by adding subdivisions; 256.9754, subdivision 5, by adding subdivisions; 256B.02, by adding subdivisions; 256B.021, by adding subdivisions; 256B.04, subdivisions 18, 21, by adding a subdivision; 256B.055, subdivisions 3a, 6, 10, 14, 15, by adding a subdivision; 256B.056, subdivisions 1, 1c, 3, 4, as amended, 5c, 10, by adding a subdivision; 256B.057, subdivisions 1, 8, 10, by adding a subdivision; 256B.06, subdivision 4; 256B.0623, subdivision 2; 256B.0625, subdivisions 9, 13e, 19c, 31, 39, 48, 58, by adding subdivisions; 256B.0631, subdivision 1; 256B.064, subdivisions 1a, 1b, 2; 256B.0659, subdivision 21; 256B.0755, subdivision 3; 256B.0756; 256B.0911, subdivisions 1, 1a, 3a, 4d, 6, 7, by adding a subdivision; 256B.0913, subdivision 4, by adding a subdivision; 256B.0915, subdivisions 3a, 5, by adding a subdivision; 256B.0916, by adding a subdivision; 256B.0917, subdivisions 6, 13, by adding subdivisions; 256B.092, subdivisions 11, 12, by adding subdivisions; 256B.0946; 256B.095; 256B.0951, subdivisions 1, 4; 256B.0952, subdivisions 1, 5; 256B.097, subdivisions 1, 3; 256B.431, subdivision 44; 256B.434, subdivision 4, by adding a subdivision; 256B.437, subdivision 6; 256B.439, subdivisions 1, 2, 3, 4, by adding a subdivision; 256B.441, subdivisions 13, 53; 256B.49, subdivisions 11a, 12, 14, 15, by adding subdivisions; 256B.4912, subdivisions 1, 2, 3, 7, by adding subdivisions; 256B.4913, subdivisions 5, 6, by adding a subdivision; 256B.492; 256B.493, subdivision 2; 256B.5011, subdivision 2; 256B.5012, by adding subdivisions; 256B.69, subdivisions 5c, 31, by adding a subdivision; 256B.694; 256B.76, subdivisions 2, 4, by adding a subdivision; 256B.761; 256B.764; 256B.766; 256D.024, by adding a subdivision; 256I.04, subdivision 3; 256I.05, subdivision 1e, by adding a subdivision; 256J.15, by adding a subdivision;

256J.26, subdivision 3, by adding a subdivision; 256J.35; 256K.45; 256L.01, subdivisions 3a, 5, by adding subdivisions; 256L.02, subdivision 2, by adding subdivisions; 256L.03, subdivisions 1, 1a, 3, 5, 6, by adding a subdivision; 256L.04, subdivisions 1, 7, 8, 10, by adding subdivisions; 256L.05, subdivisions 1, 2, 3; 256L.06, subdivision 3; 256L.07, subdivisions 1, 2, 3; 256L.09, subdivision 2; 256L.11, subdivision 6; 256L.15, subdivisions 1, 2; 257.0755, subdivision 1; 260B.007, subdivisions 6, 16; 260C.007, subdivisions 6, 31; 270B.14, subdivision 1; 471.59, subdivision 1; 626.556, subdivisions 2, 3, 10d; 626.557, subdivisions 4, 9, 9a, 9e; 626.5572, subdivision 13; Laws 1998, chapter 407, article 6, section 116; Laws 2011, First Special Session chapter 9, article 1, section 3; article 2, section 27; article 10, section 3, subdivision 3, as amended; proposing coding for new law in Minnesota Statutes, chapters 3; 62A; 62D; 144; 144A; 145; 149A; 214; 245; 245A; 245D; 254B; 256; 256B; 256L; repealing Minnesota Statutes 2012, sections 103I.005, subdivision 20; 144.123, subdivision 2; 144A.46; 144A.461; 149A.025; 149A.20, subdivision 8; 149A.30, subdivision 2; 149A.40, subdivision 8; 149A.45, subdivision 6; 149A.50, subdivision 6; 149A.51, subdivision 7; 149A.52, subdivision 5a; 149A.53, subdivision 9; 245A.655; 245B.01; 245B.02; 245B.03; 245B.031; 245B.04; 245B.05, subdivisions 1, 2, 3, 5, 6, 7; 245B.055; 245B.06; 245B.07; 245B.08; 245D.08; 256B.055, subdivisions 3, 5, 10b; 256B.056, subdivision 5b; 256B.057, subdivisions 1c, 2; 256B.0911, subdivisions 4a, 4b, 4c; 256B.0917, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 12, 14; 256B.096, subdivisions 1, 2, 3, 4; 256B.14, subdivision 3a; 256B.49, subdivision 16a; 256B.4913, subdivisions 1, 2, 3, 4; 256B.5012, subdivision 13; 256J.24, subdivision 6; 256K.45, subdivision 2; 256L.01, subdivision 4a; 256L.031; 256L.04, subdivisions 1b, 9, 10a; 256L.05, subdivision 3b; 256L.07, subdivisions 5, 8, 9; 256L.11, subdivision 5; 256L.12; 256L.17, subdivisions 1, 2, 3, 4, 5; 485.14; 609.093; Laws 2011, First Special Session chapter 9, article 7, section 54, as amended; Minnesota Rules, parts 4668.0002; 4668.0003; 4668.0005; 4668.0008; 4668.0012; 4668.0016; 4668.0017; 4668.0019; 4668.0030; 4668.0035; 4668.0040; 4668.0050; 4668.0060; 4668.0065; 4668.0070; 4668.0075; 4668.0080; 4668.0100; 4668.0110; 4668.0120; 4668.0130; 4668.0140; 4668.0150; 4668.0160; 4668.0170; 4668.0180; 4668.0190; 4668.0200; 4668.0218; 4668.0220; 4668.0230; 4668.0240; 4668.0800; 4668.0805; 4668.0810; 4668.0815; 4668.0820; 4668.0825; 4668.0830; 4668.0835; 4668.0840; 4668.0845; 4668.0855; 4668.0860; 4668.0865; 4668.0870; 4669.0001; 4669.0010; 4669.0020; 4669.0030; 4669.0040; 4669.0050.

The House respectfully requests that a Conference Committee of 5 members be appointed thereon.

Huntley, Liebling, Loeffler, Moran and Abeler have been appointed as such committee on the part of the House.

House File No. 1233 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 26, 2013

Senator Lourey moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 1233, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 630:

H.F. No. 630: A bill for an act relating to education; providing funding and policy for early childhood and family, prekindergarten through grade 12, and adult education, including general education, student accountability, education excellence, charter schools, special education, facilities, technology, nutrition, libraries, accounting, early childhood, self-sufficiency, lifelong learning, state agencies, and forecast adjustments; authorizing rulemaking; requiring reports; appropriating money; amending Minnesota Statutes 2012, sections 13.319, by adding a subdivision; 15.059, subdivision 5b; 120A.20, subdivision 1; 120A.41; 120B.02; 120B.021, subdivision 1; 120B.023; 120B.024; 120B.125; 120B.128; 120B.30, subdivisions 1, 1a; 120B.31, subdivision 1; 120B.35, subdivision 3; 120B.36, subdivision 1; 121A.22, subdivision 2; 121A.2205; 122A.09, subdivision 4; 122A.18, subdivision 2; 122A.23, subdivision 2; 122A.28, subdivision 1; 122A.33, subdivision 3; 122A.61, subdivision 1; 123B.41, subdivision 7; 123B.54; 123B.88, subdivision 22; 123B.92, subdivisions 1, 5; 124D.02, subdivision 1; 124D.095, subdivision 10; 124D.10; 124D.11, subdivision 5; 124D.111, subdivision 1; 124D.119; 124D.122; 124D.128, subdivision 2; 124D.42; 124D.4531, subdivision 1; 124D.52, by adding a subdivision; 124D.531, subdivision 1; 124D.59, subdivision 2; 124D.61; 124D.79, subdivision 1, by adding a subdivision; 125A.0941; 125A.0942; 125A.11, subdivision 1; 125A.27, subdivisions 8, 11, 14; 125A.28; 125A.29; 125A.30; 125A.32; 125A.33; 125A.35, subdivision 1; 125A.36; 125A.43; 125A.76, subdivisions 1, 4a, 8, by adding subdivisions; 125A.78, subdivision 2; 125A.79, subdivisions 1, 5; 126C.01, by adding a subdivision; 126C.05, subdivisions 1, 15; 126C.10, subdivisions 1, 2, 14, 24, 29, 32; 126C.15, subdivisions 1, 2; 126C.17, subdivisions 1, 5, 6; 126C.40, subdivision 6; 126C.44; 126C.48, subdivision 8; 127A.47, subdivision 7; 128D.11, subdivision 3; 134.32; 134.34; 134.351, subdivisions 3, 7; 134.353; 134.354; 134.355, subdivisions 1, 2, 3, 4, 5, 6; 134.36; 260A.02, subdivision 3; 260A.03; 260A.05, subdivision 1; 260A.07, subdivision 1; Laws 2007, chapter 146, article 4, section 12; Laws 2011, First Special Session chapter 11, article 1, section 36, subdivisions 2, as amended, 3, as amended, 4, as amended, 5, as amended, 6, as amended, 7, as amended, 10, as amended; article 2, section 50, subdivisions 2, as amended, 4, as amended, 5, as amended, 6, as amended, 7, as amended, 9, as amended; article 3, section 11, subdivisions 2, as amended, 3, as amended, 4, as amended, 5, as amended; article 4, section 10, subdivisions 2, as amended, 3, as amended, 4, as amended, 6, as amended; article 5, section 12, subdivisions 2, as amended, 3, as amended, 4, as amended; article 6, section 2, subdivisions 2, as amended, 3, as amended, 5, as amended; article 7, section 2, subdivisions 2, as amended, 3, as amended, 4, as amended, 8, as amended; article 8, section 2, subdivisions 2, as amended, 3, as amended; article 9, section 3, subdivision 2, as amended; proposing coding for new law in Minnesota Statutes, chapters 120B; 121A; 124D; 126C; 127A; proposing coding for new law as Minnesota Statutes, chapter 16F; repealing Minnesota Statutes 2012, sections 124D.454, subdivisions 3, 10, 11; 125A.35, subdivisions 4, 5; 125A.76, subdivisions 2, 4, 5, 7; 125A.79, subdivisions 6, 7; 126C.17, subdivision 13; Minnesota Rules, parts 3501.0010; 3501.0020; 3501.0030, subparts 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16; 3501.0040; 3501.0050; 3501.0060; 3501.0090; 3501.0100; 3501.0110; 3501.0120; 3501.0130; 3501.0140; 3501.0150; 3501.0160; 3501.0170; 3501.0180; 3501.0200; 3501.0210; 3501.0220; 3501.0230; 3501.0240; 3501.0250; 3501.0270; 3501.0280, subparts 1, 2; 3501.0290; 3501.0505; 3501.0510; 3501.0515; 3501.0520; 3501.0525; 3501.0530; 3501.0535; 3501.0540; 3501.0545; 3501.0550; 3501.1000; 3501.1020; 3501.1030; 3501.1040;

3501.1050; 3501.1110; 3501.1120; 3501.1130; 3501.1140; 3501.1150; 3501.1160; 3501.1170; 3501.1180; 3501.1190.

The House respectfully requests that a Conference Committee of 5 members be appointed thereon.

Marquart, Mariani, Brynaert, Morgan and Urdahl have been appointed as such committee on the part of the House.

House File No. 630 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 26, 2013

Senator Bakk, for Senator Wiger, moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 630, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 458, 459, 767, 814, 975, 580 and 969.

Albin A. Mathiowetz, Chief Clerk, House of Representatives

Transmitted April 26, 2013

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 458: A bill for an act relating to public health; banning formaldehyde in certain children's products; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 357, now on General Orders.

H.F. No. 459: A bill for an act relating to children's health; prohibiting sale of children's food containers containing bisphenol-A; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 379, now on General Orders.

H.F. No. 767: A bill for an act relating to human services; making changes to continuing care provisions; modifying provisions related to advisory task forces, nursing homes, resident relocation, medical assistance, long-term care consultation services, assessments, and reporting of maltreatment; requiring a report; amending Minnesota Statutes 2012, sections 15.014, subdivision 2; 144.0724, subdivision 12; 144A.071, subdivision 4d; 144A.161; 256B.056, subdivision 3; 256B.057, subdivision 9; 256B.0652, subdivision 5; 256B.0659, subdivision 7, by adding a

subdivision; 256B.0911, subdivision 3a; 256B.092, subdivision 7; 256B.441, subdivisions 1, 43, 63; 256B.49, subdivision 14; 256B.492; 626.557, subdivision 10; repealing Minnesota Statutes 2012, section 256B.437, subdivision 8; Laws 2012, chapter 216, article 11, section 31.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 459, now on General Orders.

H.F. No. 814: A bill for an act relating to environment; requiring report of hazardous substance release to local 911 emergency dispatch center; amending Minnesota Statutes 2012, section 609.671, subdivision 10.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1033, now on General Orders.

H.F. No. 975: A bill for an act relating to human services; modifying provisions related to fair hearings and internal audits; creating the Cultural and Ethnic Leadership Communities Council; removing obsolete language; making technical changes; amending Minnesota Statutes 2012, sections 245.4661, subdivisions 2, 6; 245.482, subdivision 5; 256.01, subdivision 2; 256.017, subdivision 1; 256.045, subdivisions 1, 3, 4, 5; 256.0451, subdivisions 5, 13, 22, 24; 256B.055, subdivision 12; 256B.056, subdivision 11; 256B.057, subdivision 3b; 256B.0595, subdivisions 1, 2, 4, 9; 256D.02, subdivision 12a; 256J.30, subdivisions 8, 9; 256J.37, subdivision 3a; 256J.395, subdivision 1; 256J.575, subdivision 3; 256J.626, subdivisions 6, 7; 256J.72, subdivisions 1, 3; proposing coding for new law in Minnesota Statutes, chapter 256; repealing Minnesota Statutes 2012, sections 245.461, subdivision 3; 245.463, subdivisions 1, 3, 4; 256.01, subdivisions 2a, 13, 23a; 256B.0185; 256D.02, subdivision 4a; 256J.575, subdivision 4; 256J.74, subdivision 4; 256L.04, subdivision 9.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 872, now on General Orders.

H.F. No. 580: A bill for an act relating to state government; regulating data protection for victims of violence; amending Minnesota Statutes 2012, sections 5B.02; 5B.03, subdivision 1; 5B.04; 5B.05; 5B.07, subdivision 1; 5B.10, by adding a subdivision; 13.82, subdivision 24; proposing coding for new law in Minnesota Statutes, chapter 13.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 509, now on General Orders.

H.F. No. 969: A bill for an act relating to human services; modifying provisions related to chemical and mental health and state-operated services; allowing for data sharing; repealing a task force; updating terminology and repealing obsolete provisions; making technical changes; amending Minnesota Statutes 2012, sections 13.461, by adding a subdivision; 245.036; 246.014; 246.0141; 246.0251; 246.12; 246.128; 246.33, subdivision 4; 246.51, subdivision 3; 246.54, subdivision 2; 246.64, subdivision 1; 252.41, subdivision 7; 253.015, subdivision 1; 253B.045, subdivision 2; 253B.18, subdivision 4c; 254.05; 256.976, subdivision 3; 256B.0943, subdivisions 1, 3, 6, 9; 256B.0944, subdivision 5; 272.02, subdivision 94; 281.04; 295.50, subdivision 10b; 322.24; 357.28, subdivision 1; 387.20, subdivision 1; 462A.03, subdivision 13; 481.12; 508.79; 508A.79; 518.04; 525.092, subdivision 2; 555.04; 558.31; 580.20; 609.06, subdivision 1; 609.36, subdivision 2; 611.026; 628.54; repealing Minnesota Statutes 2012, sections 246.04; 246.05; 246.125; 246.21; 246.57, subdivision 5; 246.58; 246.59; 251.011, subdivisions 3, 6; 253.015, subdivision 4; 253.018; 253.28.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 1297, now on General Orders.

REPORTS OF COMMITTEES

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

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

H.F. No. 790 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| 790 | 668 | | | | |

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 790 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 790, the first engrossment; and insert the language after the enacting clause of S.F. No. 668; further, delete the title of H.F. No. 790, the first engrossment; and insert the title of S.F. No. 668.

And when so amended H.F. No. 790 will be identical to S.F. No. 668, and further recommends that H.F. No. 790 be given its second reading and substituted for S.F. No. 668, and that the Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Amendments adopted. Report adopted.

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

H.F. No. 841 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| 841 | 727 | | | | |

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

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

H.F. No. 1118 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

| GENERAL ORDERS | | CONSENT CALENDAR | | CALENDAR | |
|----------------|----------|------------------|----------|----------|----------|
| H.F. No. | S.F. No. | H.F. No. | S.F. No. | H.F. No. | S.F. No. |
| 1118 | 832 | | | | |

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF HOUSE BILLS

H.F. Nos. 790, 841 and 1118 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Marty, Hoffman, Goodwin, Scalze and Eaton introduced—

S.F. No. 1638: A bill for an act relating to health; preserving the effectiveness of antibiotics used in the treatment of human and animal diseases; prohibiting the disposal of prescription drugs containing antibiotics; prohibiting the nontherapeutic use of antibiotics in animal feed; requiring reports; amending Minnesota Statutes 2012, sections 25.33, by adding subdivisions; 151.212, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 25; 115.

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

Senator Sparks introduced—

S.F. No. 1639: A bill for an act relating to human services; modifying spousal income requirements for medical assistance eligibility; amending Minnesota Statutes 2012, section 256B.058, subdivision 4.

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

MOTIONS AND RESOLUTIONS

Senator Fischbach moved that the name of Senator Westrom be added as a co-author to S.F. No. 884. The motion prevailed.

Senator Housley introduced –

Senate Resolution No. 73: A Senate resolution honoring the combat service of Captain William David Isaacson.

Referred to the Committee on Rules and Administration.

RECESS

Senator Bakk moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

CALL OF THE SENATE

Senator Bakk imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

APPOINTMENTS

Senator Bakk from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 1233: Senators Lourey, Sheran, Hayden, Franzen and Wiklund.

H.F. No. 630: Senators Wiger, Torres Ray, Stumpf, Johnson and Dahle.

Senator Bakk moved that the foregoing appointments be approved. The motion prevailed.

MOTIONS AND RESOLUTIONS - CONTINUED

Pursuant to Rule 26, Senator Bakk, Chair of the Committee on Rules and Administration, designated H.F. No. 677 a Special Order to be heard immediately.

SPECIAL ORDER

H.F. No. 677: A bill for an act relating to financing of state and local government; making changes to individual income, corporate franchise, property, sales and use, estate, mineral, liquor, tobacco, aggregate materials, local, and other taxes and tax-related provisions; restoring the school district current year aid payment shift percentage to 90; conforming to federal section 179 expensing allowances; imposing an income surcharge; allowing an up-front exemption for capital equipment; modifying the definition of income for the property tax refund; decreasing the threshold percentage for the homestead credit refund for homeowners and the property tax refund for renters; increasing the maximum refunds for renters; changing property tax aids and credits; imposing an insurance surcharge; modifying pension aids; providing pension funding; changing provisions of the Sustainable Forest Incentive Act; modifying definitions for property taxes; providing exemptions; creating joint entertainment facilities coordination; imposing a sports memorabilia gross receipts tax; changing tax rates on tobacco and liquor; providing reimbursement for certain property tax abatement; modifying the small business investment tax credit; expanding the definition of domestic corporation to include foreign corporations incorporated in or doing business in tax havens; making changes to additions and subtractions from federal taxable income; changing rates for individuals, estates, and trusts; providing for charitable contributions and veterans jobs tax credits; modifying estate tax exclusions for qualifying small business and farm property; imposing a gift tax; expanding the sales tax to include suite and box seat rentals; modifying the definition of

sales and purchase; changing the tax rate and modifying provisions for the rental motor vehicle tax; modifying nexus provisions; providing for multiple points of use certificates; modifying exemptions; authorizing local sales taxes; authorizing economic development powers; providing authority, organization, powers, and duties for development of a Destination Medical Center; authorizing state infrastructure aid; imposing a tax on extraction and processing of fracturing sand; providing a taconite production tax grant for water supply improvements; authorizing taconite production tax bonds for grants to school districts; modifying and providing provisions for public finance; modifying the definition of market value for tax, debt, and other purposes; requiring labor peace agreements on certain qualifying projects; making conforming, policy, and technical changes to tax provisions; requiring studies and reports; appropriating money; amending Minnesota Statutes 2012, sections 16A.152, subdivision 2; 16A.46; 38.18; 40A.15, subdivision 2; 69.011, subdivision 1; 69.021, subdivisions 7, 8, by adding a subdivision; 88.51, subdivision 3; 103B.102, subdivision 3; 103B.245, subdivision 3; 103B.251, subdivision 8; 103B.335; 103B.3369, subdivision 5; 103B.635, subdivision 2; 103B.691, subdivision 2; 103C.501, subdivision 4; 103D.905, subdivisions 2, 3, 8; 103F.405, subdivision 1; 116J.8737, subdivisions 1, 2, 8; 117.025, subdivision 7; 118A.04, subdivision 3; 118A.05, subdivision 5; 123A.455, subdivision 1; 123B.75, subdivision 5; 126C.48, subdivision 8; 127A.45, subdivision 2; 127A.48, subdivision 1; 138.053; 144F.01, subdivision 4; 162.07, subdivisions 3, 4; 163.04, subdivision 3; 163.051; 163.06, subdivision 6; 165.10, subdivision 1; 168.012, subdivision 9, by adding a subdivision; 216C.436, subdivision 7; 237.52, subdivision 3, by adding a subdivision; 270.077; 270.41, subdivision 5; 270B.01, subdivision 8; 270B.12, subdivision 4; 270C.34, subdivision 1; 270C.38, subdivision 1; 270C.42, subdivision 2; 270C.56, subdivision 1; 271.06, by adding a subdivision; 272.01, subdivision 2; 272.02, subdivisions 39, 97, by adding subdivisions; 272.03, subdivision 9, by adding subdivisions; 273.032; 273.11, subdivision 1, by adding a subdivision; 273.114, subdivision 6; 273.124, subdivisions 3a, 13; 273.13, subdivisions 21b, 23, 25; 273.1398, subdivisions 3, 4; 273.19, subdivision 1; 273.372, subdivision 4; 273.39; 275.011, subdivision 1; 275.077, subdivision 2; 275.71, subdivision 4; 276.04, subdivision 2; 276A.01, subdivisions 10, 12, 13, 15; 276A.06, subdivision 10; 279.01, subdivision 1, by adding a subdivision; 279.02; 279.06, subdivision 1; 287.05, by adding a subdivision; 287.08; 287.20, by adding a subdivision; 287.23, subdivision 1; 287.385, subdivision 7; 289A.02, subdivision 7; 289A.08, subdivisions 1, 3, 7; 289A.10, subdivision 1, by adding a subdivision; 289A.12, subdivision 14, by adding a subdivision; 289A.18, by adding a subdivision; 289A.20, subdivisions 3, 4, by adding a subdivision; 289A.26, subdivisions 3, 4, 7, 9; 289A.55, subdivision 9; 289A.60, subdivision 4; 290.01, subdivisions 5, 19, as amended, 19a, 19b, 19c, 19d, 31, as amended, by adding subdivisions; 290.06, subdivisions 2c, 2d, by adding subdivisions; 290.067, subdivisions 1, 2a; 290.0671, subdivision 1; 290.0675, subdivision 1; 290.0677, subdivision 2; 290.068, subdivisions 3, 6a; 290.0681, subdivisions 1, 3, 4, 5; 290.091, subdivision 2; 290.0921, subdivision 3; 290.0922, subdivision 1; 290.17, subdivision 4; 290.21, subdivision 4; 290.9705, subdivision 1; 290A.03, subdivisions 3, 15, as amended; 290A.04, subdivisions 2, 2a, 4; 290B.04, subdivision 2; 290C.02, subdivision 6; 290C.05; 290C.07; 291.005, subdivision 1; 291.03, subdivisions 1, 8, 9, 10, 11, by adding a subdivision; 296A.01, subdivision 19, by adding a subdivision; 296A.22, subdivisions 1, 3; 297A.61, subdivisions 3, 4, by adding a subdivision; 297A.64, subdivisions 1, 2; 297A.66, by adding a subdivision; 297A.665; 297A.668, by adding a subdivision; 297A.67, subdivision 7; 297A.68, subdivision 5; 297A.70, subdivisions 4, 8, by adding subdivisions; 297A.71, by adding subdivisions; 297A.75, subdivisions 1, 2, 3; 297A.815, subdivision 3; 297A.993, subdivisions 1, 2; 297B.11; 297E.021, subdivision 2; 297E.14, subdivision 7; 297F.01, subdivisions 3, 19, 23, by adding a subdivision; 297F.05, subdivisions 1, 3, 4, by adding a subdivision; 297F.09, subdivision

9; 297F.18, subdivision 7; 297F.24, subdivision 1; 297F.25, subdivision 1; 297G.03, subdivision 1, by adding a subdivision; 297G.04; 297G.09, subdivision 8; 297G.17, subdivision 7; 297I.05, subdivisions 7, 11, 12; 297I.30, subdivisions 1, 2; 297I.80, subdivision 1; 298.01, subdivisions 3, 3b, 4; 298.018; 298.227, as amended; 298.24, subdivision 1; 298.28, subdivisions 4, 6, 10; 298.75, subdivision 2; 325D.32, subdivision 2; 353G.08, subdivision 2; 365.025, subdivision 4; 366.095, subdivision 1; 366.27; 368.01, subdivision 23; 368.47; 370.01; 373.01, subdivisions 1, 3; 373.40, subdivisions 1, 2, 4; 375.167, subdivision 1; 375.18, subdivision 3; 375.555; 383B.152; 383B.245; 383B.73, subdivision 1; 383D.41, by adding a subdivision; 383E.20; 383E.23; 385.31; 394.36, subdivision 1; 398A.04, subdivision 8; 401.05, subdivision 3; 403.02, subdivision 21, by adding subdivisions; 403.06, subdivision 1a; 403.11, subdivision 1, by adding a subdivision; 410.32; 412.221, subdivision 2; 412.301; 428A.02, subdivision 1; 430.102, subdivision 2; 447.10; 450.19; 450.25; 458A.10; 458A.31, subdivision 1; 465.04; 469.033, subdivision 6; 469.034, subdivision 2; 469.053, subdivisions 4, 4a, 6; 469.071, subdivision 5; 469.107, subdivision 1; 469.169, by adding a subdivision; 469.176, subdivisions 4c, 4g, 6; 469.177, by adding a subdivision; 469.180, subdivision 2; 469.187; 469.190, subdivision 7, by adding a subdivision; 469.206; 469.319, subdivision 4; 469.340, subdivision 4; 471.24; 471.571, subdivisions 1, 2; 471.73; 473.325, subdivision 2; 473.39, by adding a subdivision; 473.629; 473.661, subdivision 3; 473.667, subdivision 9; 473.671; 473.711, subdivision 2a; 473F.02, subdivisions 12, 14, 15, 23; 473F.08, subdivision 10, by adding a subdivision; 474A.04, subdivision 1a; 474A.062; 474A.091, subdivision 3a; 475.521, subdivisions 1, 2, 4; 475.53, subdivisions 1, 3, 4; 475.58, subdivisions 2, 3b; 475.73, subdivision 1; 477A.011, subdivisions 20, 30, 32, 34, 42, by adding subdivisions; 477A.0124, subdivision 2; 477A.013, subdivisions 8, 9, by adding a subdivision; 477A.015; 477A.03, subdivisions 2a, 2b, by adding a subdivision; 641.23; 641.24; 645.44, by adding a subdivision; Laws 1971, chapter 773, section 1, subdivision 2, as amended; Laws 1988, chapter 645, section 3, as amended; Laws 1993, chapter 375, article 9, section 46, subdivisions 2, as amended, 5, as amended; Laws 1998, chapter 389, article 8, section 43, subdivisions 1, 3, as amended, 5, as amended; Laws 1999, chapter 243, article 6, section 11; Laws 2002, chapter 377, article 3, section 25, as amended; Laws 2005, First Special Session chapter 3, article 5, section 37, subdivisions 2, 4; Laws 2008, chapter 366, article 5, sections 26; 33; 34, as amended; article 7, section 19, subdivision 3, as amended; Laws 2010, chapter 216, section 55; Laws 2010, chapter 389, article 1, section 12; article 5, section 6, subdivisions 4, 6; Laws 2010, First Special Session chapter 1, article 13, section 4, subdivision 1, as amended; proposing coding for new law in Minnesota Statutes, chapters 116C; 287; 290; 290A; 292; 295; 297I; 403; 435; 469; proposing coding for new law as Minnesota Statutes, chapter 297J; repealing Minnesota Statutes 2012, sections 16A.725; 256.9658; 272.69; 273.11, subdivisions 1a, 22; 276A.01, subdivision 11; 289A.60, subdivision 31; 290.01, subdivision 6b; 290.06, subdivision 22a; 290.0672; 290.0921, subdivision 7; 383A.80, subdivision 4; 383B.80, subdivision 4; 428A.101; 428A.21; 473F.02, subdivision 13; 477A.011, subdivisions 2a, 19, 21, 29, 31, 32, 33, 36, 39, 40, 41, 42; 477A.013, subdivisions 11, 12; 477A.0133; 477A.0134; Laws 2006, chapter 259, article 11, section 3, as amended; Laws 2009, chapter 88, article 4, section 23, as amended.

CALL OF THE SENATE

Senator Skoe imposed a call of the Senate for the balance of the proceedings on H.F. No. 677. The Sergeant at Arms was instructed to bring in the absent members.

Senator Skoe moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 18, line 31, delete "41, and 42" and insert "and 41"

Page 30, line 20, strike ", either (1)"

Page 42, line 7, delete "or"

Page 47, after line 8, insert:

"Sec. 39. Laws 2009, chapter 88, article 2, section 46, subdivision 1, is amended to read:

Subdivision 1. **Agreement.** The city of Cloquet and Perch Lake Township, by resolution of each of their governing bodies, may establish the Cloquet Area Fire and Ambulance Taxing District for the purpose of providing fire and or ambulance services, or both, throughout the district. In this section, "municipality" means home rule charter and statutory cities, towns, and Indian tribes. The district may exercise all the powers relating to fire and ambulance services of the municipalities that receive fire and or ambulance services, or both, from the district. Upon application, any other municipality that is contiguous to a municipality that is a member of the district may join the district with the agreement of the municipalities that comprise the district at the time of its application to join.

Sec. 40. Laws 2009, chapter 88, article 2, section 46, subdivision 3, is amended to read:

Subd. 3. **Tax.** The district board may impose a property tax on taxable property in the district as provided in this subdivision. ~~This~~ The board shall annually determine the total amount of the levy that is attributable to the cost of providing fire services and the cost of providing ambulance services within the primary service area. For those municipalities that only receive ambulance services, the costs for the provision of ambulance services shall be levied against taxable property within those municipalities at a rate necessary not to exceed 0.019 percent of the taxable market value. For those municipalities that receive both fire and ambulance services, the tax shall be imposed at a rate that does not exceed 0.2835 percent of taxable market value for taxes payable in 2010. The board shall annually determine the separate amounts of the levy that are attributable to the cost of providing fire services and the cost of providing ambulance services. Costs for the provision of ambulance services shall be levied against taxable property within the area of the district that receive the services. Costs for the provision of fire services shall be levied against taxable property within the area of the district that receive the services.

When a member municipality opts to receive fire service from the district or an additional municipality becomes a member of the district, the additional cost of providing ambulance and fire services to that municipality with community shall be determined by the board and added to the maximum levy amount.

Each county auditor of a county that contains a municipality subject to the tax under this section must collect the tax and pay it to the Fire and Ambulance Special Taxing District. The district may also impose other fees or charges as allowed by law for the provision of fire and ambulance services."

Page 53, line 32, delete "\$327" and insert "\$361"

Page 54, line 11, delete "\$327" and insert "\$361"

Page 54, line 14, delete "\$100" and insert "100"

Page 55, line 1, delete everything after the period and insert "For fiscal year 2014 only, a district's achievement and integration levy equals the amount the district was authorized to levy under Laws 2011, First Special Session chapter 11, article 2, section 49, paragraph (f)."

Page 55, delete lines 2 to 4

Page 65, line 25, delete "Senate File No. 453" and insert "House File No. 630"

Page 68, lines 27 and 28, delete "County" and insert "Counties"

Page 68, line 32, delete "COUNTY" and insert "COUNTIES"

Page 69, line 1, delete "or" and insert "and" and delete "County" and insert "Counties"

Page 80, delete section 29 and insert:

"Sec. 29. Minnesota Statutes 2012, section 349.166, subdivision 1, is amended to read:

Subdivision 1. **Exclusions.** (a) Bingo, with the exception of linked bingo games, may be conducted without a license and without complying with sections 349.168, subdivisions 1 and 2; 349.17, subdivisions 4 and 5; 349.18, subdivision 1; and 349.19, if it is conducted:

(1) by an organization in connection with a county fair, the state fair, or a civic celebration and is not conducted for more than 12 consecutive days and is limited to no more than four separate applications for activities applied for and approved in a calendar year; or

(2) by an organization that conducts bingo on four or fewer days in a calendar year.

An organization that holds a license to conduct lawful gambling under this chapter may not conduct bingo under this subdivision.

(b) Bingo may be conducted within a nursing home or a senior citizen housing project or by a senior citizen organization if the prizes for a single bingo game do not exceed \$10, total prizes awarded at a single bingo occasion do not exceed \$200, no more than two bingo occasions are held by the organization or at the facility each week, only members of the organization or residents of the nursing home or housing project are allowed to play in a bingo game, no compensation is paid for any persons who conduct the bingo, and a manager is appointed to supervise the bingo. Bingo conducted under this paragraph is exempt from sections 349.11 to 349.23, and the board may not require an organization that conducts bingo under this paragraph, or the manager who supervises the bingo, to register or file a report with the board. The gross receipts from bingo conducted under the limitations of this subdivision are exempt from taxation under chapter 297A.

(c) Raffles may be conducted by an organization without registering with the board if the value of all raffle prizes awarded by the organization in a calendar year does not exceed \$1,500 or, if the organization is a 501(c)(3) organization, if the value of all raffle prizes awarded by the organization at one event in a calendar year does not exceed \$50,000.

(d) Except as provided in paragraph (b), the organization must maintain all required records of excluded gambling activity for 3-1/2 years.

EFFECTIVE DATE. This section is effective July 1, 2013."

Page 92, line 6, delete "10" and insert "31"

Page 103, line 1, delete "2016" and insert "2015"

Page 108, line 18, before the period, insert "on a first come, first served basis"

Page 111, lines 12 and 16, delete "(14)" and insert "(13)"

Page 112, lines 9 and 12, delete "(15)" and insert "(14)"

Page 112, line 30, delete "and"

Page 112, line 36, strike the period and insert "; and"

Page 113, before line 1, insert:

"(19) to the extent included in federal taxable income, the previous year's average dental provider's reimbursement from the Minnesota medical assistance program in the taxable year for which the subtraction is claimed multiplied by the dental provider's total number of patients enrolled in the Minnesota medical assistance program for the year, up to \$25,000 for a taxable year. For purposes of this clause, "dental provider" means a licensed provider of dental services that treats patients eligible for medical assistance under section 256B.056."

Page 114, line 8, delete the new language and strike the old language

Page 114, line 9, strike the old language

Page 114, line 10, delete "(13)" and insert "(12)"

Page 114, line 13, delete "(14)" and insert "(13)"

Page 114, line 23, delete "(15)" and insert "(14)"

Page 114, line 26, delete "(16)" and insert "(15)"

Page 114, line 28, delete "(17)" and insert "(16)"

Page 114, line 31, delete "(18)" and insert "(17)"

Page 116, line 7, delete "(19)" and insert "(18)"

Page 116, line 10, delete "(20)" and insert "(19)"

Page 118, line 25, delete the new language and strike the old language

Page 118, lines 26 and 27, strike the old language

Page 118, line 28, delete "(16)" and insert "(15)"

Page 118, lines 29 and 31, delete "(14)" and insert "(13)"

Page 118, line 33, delete "(17)" and insert "(16)"

Page 118, line 34, delete "(15)" and insert "(14)"

Page 119, line 1, delete "(18)" and insert "(17)"

Page 119, line 5, delete "and" and delete "(20)" and insert "(19)"

Page 119, line 6, delete "(19)" and insert "(18)"

Page 119, line 8, strike the period and insert "; and"

Page 119, after line 8, insert:

"(19) to the extent included in federal taxable income, the previous year's average dental provider's reimbursement from the Minnesota medical assistance program in the taxable year for which the subtraction is claimed multiplied by the dental provider's total number of patients enrolled in the Minnesota medical assistance program for the year, up to \$25,000 for a taxable year. For purposes of this clause, "dental provider" means a licensed provider of dental services that treats patients eligible for medical assistance under section 256B.056."

Page 124, line 10, delete "4.5" and insert "3.75"

Page 126, line 7, after the period, insert "The total amount of all credits issued in any fiscal year under this subdivision must not exceed \$15,000,000."

Page 127, lines 2 and 3, delete the new language

Page 127, line 22, before "If" insert "(a)"

Page 127, line 23, after the period, insert "Credits must be awarded on a first come, first served basis."

Page 127, line 24, delete "the"

Page 127, line 25, after "(1)" insert "the"

Page 127, after line 33, insert:

"(b) The total amount of credits allowed under paragraph (a) to all qualified businesses must not exceed \$5,000,000 in a calendar year."

Page 128, line 29, delete everything after "fund" and insert a period

Page 128, delete line 30

Page 131, line 25, delete "(14)" and insert "(13)"

Page 131, strike lines 34 and 35

Page 132, line 1, strike "(7)" and insert "(6)"

Page 132, line 3, strike "(8)" and insert "(7)"

Page 132, line 6, strike "(9)" and insert "(8)"

Page 132, line 8, strike "(10)" and insert "(9)"

Page 132, line 10, strike "(11)" and insert "(10)"

Page 132, line 17, strike "(12)" and insert "(11)"

Page 132, line 22, strike "(13)" and insert "(12)"

Page 132, line 29, strike "(14)" and insert "(13)"

Page 132, line 31, strike "(15)" and insert "(14)"

Page 135, line 20, strike "is not deemed to" and insert "does not" and strike "a corporation is" and insert "two or more corporations are"

Page 135, line 21, strike everything before the second "more"

Page 135, line 22, strike "member of the group" and insert "corporation"

Page 149, line 13, delete "professional"

Page 151, line 34, delete everything after "includes"

Page 151, line 35, delete everything before "granting"

Page 161, line 31, delete "9.05" and insert "9.2"

Page 164, after line 13, insert:

"This section does not apply to chapter 290 and does not expand or contract the jurisdiction to tax a trade or business under chapter 290."

Page 177, line 22, after "(d)" insert "Subject to the limitations in paragraph (c),"

Page 177, line 27, after the period, insert "Refunds must be allocated on a first come, first served basis."

Page 192, delete section 50

Page 196, delete section 57

Page 196, line 31, delete "(a)"

Page 197, delete line 1

Page 217, line 5, delete "45" and insert "48"

Page 217, line 22, delete "a" and insert "one or more contiguous or noncontiguous"

Page 218, line 5, after "public" insert "buildings or other"

Page 218, after line 25, insert:

"(c) A public infrastructure project is subject to the requirements of sections 177.30 and 177.41 to 177.44."

Page 219, line 13, after "confirmed" insert ", including confirmation"

Page 219, line 15, delete "governor shall" and insert "person or entity who appointed such member shall appoint a member to"

Page 220, line 1, delete "2043" and insert "2049"

Page 224, line 22, after "priority" insert "consideration"

Page 225, line 21, after "organizations" insert ", the city,"

Page 226, line 32, delete "arena" and insert "public infrastructure project"

Page 232, line 4, delete "2041" and insert "2049"

Page 233, after line 33, insert:

"(c) The authority must use general state infrastructure aid it receives under this subdivision for improvements and other capital costs related to the public infrastructure project, other than transit costs. During construction, installation, remodeling, and repairs of a public infrastructure project, laborers and mechanics at the site must be paid the prevailing wage as defined in section 177.42, subdivision 6, for the authority to use general state infrastructure aid. The authority must maintain appropriate records to document the use of the funds under this requirement."

Page 233, line 34, delete "(c)" and insert "(d)"

Page 233, line 35, delete "city and the corporation" and insert "authority"

Page 234, after line 31, insert:

"(d) During construction, installation, remodeling, and repairs of a transit project, laborers and mechanics at the site must be paid the prevailing wage as defined in section 177.42, subdivision 6, for the authority to use state transit aid."

Page 234, line 12, delete "city" and insert "authority"

Page 234, line 28, delete "city and the corporation" and insert "authority"

Page 235, line 3, after "payable" insert "to the authority"

Page 235, line 5, delete "2046" and insert "2049"

Page 249, line 1, delete "receiving revenue" and insert "qualifying" and delete "21.5" and insert "22.5"

Page 251, line 14, delete "may" and insert "shall" and after "\$38,000,000" insert "plus an amount sufficient to pay costs of issuance"

Page 251, line 15, after "and" insert "thereafter may issue"

Page 251, line 16, after "used" insert "to pay costs of issuance and"

Page 263, after line 25, insert:

"(c) The commissioner of administration must consult and collaborate with the director of the Minnesota Historical Society in preparing final plans and specifications for any construction authorized under paragraph (a), clauses (1) and (2)."

Page 263, line 30, delete "(c)" and insert "(d)"

Page 263, line 32, delete "(d)" and insert "(e)"

Page 320, delete section 106

Page 323, line 29, delete "273.11, subdivision 1a;"

Pages 329 to 340, delete sections 11 to 16

Page 351, delete section 9

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Skoe moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 24, line 10, delete "and"

Page 24, line 11, delete the period and insert "; and"

Page 24, after line 11, insert:

"(6) have received, by resolution, the approval from the governing body of the county and the city for the exemption of personal property under this subdivision."

The motion prevailed. So the amendment was adopted.

Senator Ortman moved that H.F. No. 677 be re-referred to the Committee on Finance.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 31 and nays 36, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|--------|--------------|----------|
| Anderson | Goodwin | Miller | Pederson, J. | Thompson |
| Benson | Hall | Nelson | Petersen, B. | Weber |
| Brown | Hann | Newman | Pratt | Westrom |
| Chamberlain | Housley | Nienow | Rosen | |
| Dahms | Ingebrigtsen | Ortman | Ruud | |
| Fischbach | Kiffmeyer | Osmek | Scalze | |
| Gazelka | Limmer | Pappas | Senjem | |

Those who voted in the negative were:

| | | | | |
|----------|----------|---------|---------|------------|
| Bakk | Dziedzic | Johnson | Rest | Tomassoni |
| Bonoff | Eaton | Kent | Saxhaug | Torres Ray |
| Carlson | Eken | Koenen | Schmit | Wiger |
| Champion | Franzen | Latz | Sheran | Wiklund |
| Clausen | Hawj | Lourey | Sieben | |
| Cohen | Hayden | Marty | Skoe | |
| Dahle | Hoffman | Metzen | Sparks | |
| Dibble | Jensen | Reinert | Stumpf | |

The motion did not prevail.

Senator Ortman moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 11, after line 35, insert:

"Sec. 12. Minnesota Statutes 2012, section 477A.013, is amended by adding a subdivision to read:

Subd. 14. **Reduction of aid to certain cities of the first class.** Notwithstanding subdivision 9, for aids payable in 2014 only, the aid paid to a city classified as a city of the first class as defined in section 410.01 within the metropolitan area, is limited to the amount paid to the city under subdivision 9 in calendar year 2013.

EFFECTIVE DATE. This section is effective for aids payable in calendar year 2014 only."

Page 12, line 3, after the period, insert "The aid reductions in section 477A.013, subdivision 14, are not included when calculating the payments to other cities under section 477A.013, subdivisions 8 and 9."

Page 262, line 28, delete "\$30,000,000" and insert "\$900,000"

Page 264, delete section 15

Page 266, after line 8, insert:

"Sec. 17. **VETERANS HOME.**

\$54,100,000 is appropriated to the commissioner of administration in fiscal year 2015 for the Minneapolis Veterans Home Building 17 South: to complete the design of, perform hazardous materials abatement for, and demolish the south wing of Building 17 and adjoining buildings, and design, reconstruct, and furnish the new south wing of Building 17 and adjoining buildings as a new skilled nursing building, construct a new distribution and service tunnel to serve buildings 6, 17 north, and 19, and the future 17 south, and design, construct, and equip a network and server room, including installation of new fiber optic lines. The commissioner must seek to maximize available federal funds and allocate money appropriated in this section so as to maximize the use of all available federal funding.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 28 and nays 39, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|--------|--------------|----------|
| Anderson | Gazelka | Limmer | Osmek | Senjem |
| Benson | Hall | Miller | Pederson, J. | Thompson |
| Brown | Hann | Nelson | Petersen, B. | Weber |
| Chamberlain | Housley | Newman | Pratt | Westrom |
| Dahms | Ingebrigtsen | Nienow | Rosen | |
| Fischbach | Kiffmeyer | Ortman | Ruud | |

Those who voted in the negative were:

| | | | | |
|----------|----------|---------|---------|------------|
| Bakk | Dziedzic | Jensen | Pappas | Skoe |
| Bonoff | Eaton | Johnson | Reinert | Sparks |
| Carlson | Eken | Kent | Rest | Stumpf |
| Champion | Franzen | Koenen | Saxhaug | Tomassoni |
| Clausen | Goodwin | Latz | Scalze | Torres Ray |
| Cohen | Hawj | Lourey | Schmit | Wiger |
| Dahle | Hayden | Marty | Sheran | Wiklund |
| Dibble | Hoffman | Metzen | Sieben | |

The motion did not prevail. So the amendment was not adopted.

Senator Senjem moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 144, after line 4, insert:

"Section 1. **[291.025] EXEMPTION.**

The estate of a decedent is exempt from the tax imposed by this chapter if all of the following conditions are met:

(1) an amount equal to at least 20 percent of the value of the Minnesota gross estate meets the requirements of a deductible charitable transfer under section 2055 of the Internal Revenue Code, as amended through April 14, 2011;

(2) the decedent's Minnesota income tax for the tax year prior to the year of the decedent's death was equal to or greater than five percent of the decedent's federal taxable income for the tax year prior to the year of the decedent's death; and

(3) the estate files with the commissioner a return that meets the requirements of sections 289A.10, 289A.18, and 289A.19.

EFFECTIVE DATE. This section is effective for estates of decedents dying after December 31, 2013."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 29 and nays 37, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|-----------|--------------|----------|
| Anderson | Gazelka | Kiffmeyer | Ortman | Senjem |
| Benson | Hall | Limmer | Osmek | Sheran |
| Brown | Hann | Miller | Pederson, J. | Thompson |
| Chamberlain | Housley | Nelson | Petersen, B. | Weber |
| Dahms | Ingebrigtsen | Newman | Pratt | Westrom |
| Fischbach | Jensen | Nienow | Rosen | |

Those who voted in the negative were:

| | | | | |
|----------|----------|---------|---------|------------|
| Bakk | Dziedzic | Johnson | Reinert | Stumpf |
| Bonoff | Eaton | Kent | Rest | Tomassoni |
| Carlson | Eken | Koenen | Saxhaug | Torres Ray |
| Champion | Franzen | Latz | Scalze | Wiger |
| Clausen | Goodwin | Lourey | Schmit | Wiklund |
| Cohen | Hawj | Marty | Sieben | |
| Dahle | Hayden | Metzen | Skoe | |
| Dibble | Hoffman | Pappas | Sparks | |

The motion did not prevail. So the amendment was not adopted.

Senator Ortman moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 11, after line 35, insert:

"Sec. 12. Minnesota Statutes 2012, section 477A.013, is amended by adding a subdivision to read:

Subd. 14. **Reduction of aid to certain cities of the first class.** Notwithstanding subdivision 9, for aids payable in 2014 only, the aid paid to a city classified as a city of the first class as defined in section 410.01 within the metropolitan area, is limited to the amount paid to the city under subdivision 9 in calendar year 2013, plus four percent.

EFFECTIVE DATE. This section is effective for aids payable in calendar year 2014 only."

Page 12, line 3, after the period, insert "The aid reductions in section 477A.013, subdivision 14, are not included when calculating the payments to other cities under section 477A.013, subdivisions 8 and 9."

Page 122, after line 13, insert:

"Sec. 18. Minnesota Statutes 2012, section 290.0671, subdivision 1, is amended to read:

Subdivision 1. **Credit allowed.** (a) An individual is allowed a credit against the tax imposed by this chapter equal to a percentage of earned income. To receive a credit, a taxpayer must be eligible for a credit under section 32 of the Internal Revenue Code.

(b) For individuals with no qualifying children, the credit equals 1.9125 percent of the first \$4,620 of earned income. The credit is reduced by 1.9125 percent of earned income or adjusted gross income, whichever is greater, in excess of \$5,770, but in no case is the credit less than zero.

(c) For individuals with one qualifying child, the credit equals 8.5 percent of the first \$6,920 of earned income and 8.5 percent of earned income over \$12,080 but less than \$13,450. The credit is reduced by 5.73 percent of earned income or adjusted gross income, whichever is greater, in excess of \$15,080, but in no case is the credit less than zero.

(d) For individuals with two or more qualifying children, the credit equals ten percent of the first \$9,720 of earned income and 20 percent of earned income over \$14,860 but less than \$16,800. The credit is reduced by 10.3 percent of earned income or adjusted gross income, whichever is greater, in excess of \$17,890, but in no case is the credit less than zero.

(e) For a nonresident or part-year resident, the credit must be allocated based on the percentage calculated under section 290.06, subdivision 2c, paragraph (e).

(f) For a person who was a resident for the entire tax year and has earned income not subject to tax under this chapter, including income excluded under section 290.01, subdivision 19b, clause (9), the credit must be allocated based on the ratio of federal adjusted gross income reduced by the earned income not subject to tax under this chapter over federal adjusted gross income. For purposes of this paragraph, the subtractions for military pay under section 290.01, subdivision 19b, clauses ~~(10) and (11)~~ (8) and (9), are not considered "earned income not subject to tax under this chapter."

For the purposes of this paragraph, the exclusion of combat pay under section 112 of the Internal Revenue Code is not considered "earned income not subject to tax under this chapter."

(g) For tax years beginning after December 31, 2007, and before December 31, 2010, the \$5,770 in paragraph (b), the \$15,080 in paragraph (c), and the \$17,890 in paragraph (d), after being adjusted for inflation under subdivision 7, are each increased by \$3,000 for married taxpayers filing joint returns. For tax years beginning after December 31, 2008, the commissioner shall annually adjust the \$3,000 by the percentage determined pursuant to the provisions of section 1(f) of the Internal

Revenue Code, except that in section 1(f)(3)(B), the word "2007" shall be substituted for the word "1992." For 2009, the commissioner shall then determine the percent change from the 12 months ending on August 31, 2007, to the 12 months ending on August 31, 2008, and in each subsequent year, from the 12 months ending on August 31, 2007, to the 12 months ending on August 31 of the year preceding the taxable year. The earned income thresholds as adjusted for inflation must be rounded to the nearest \$10. If the amount ends in \$5, the amount is rounded up to the nearest \$10. The determination of the commissioner under this subdivision is not a rule under the Administrative Procedure Act.

(h) For tax years beginning after December 31, 2010, and before January 1, 2012, and for tax years beginning after December 31, 2012, and before January 1, 2014 the \$5,770 in paragraph (b), the \$15,080 in paragraph (c), and the \$17,890 in paragraph (d), after being adjusted for inflation under subdivision 7, are each increased by \$5,000 for married taxpayers filing joint returns. For tax years beginning after December 31, 2010, and before January 1, 2012, and for tax years beginning after December 31, 2012, and before January 1, 2014 the commissioner shall annually adjust the \$5,000 by the percentage determined pursuant to the provisions of section 1(f) of the Internal Revenue Code, except that in section 1(f)(3)(B), the word "2008" shall be substituted for the word "1992." For 2011, the commissioner shall then determine the percent change from the 12 months ending on August 31, 2008, to the 12 months ending on August 31, 2010, and for 2013, from the 12 months ending on August 31, 2008, to the 12 months ending on August 31, 2012. The earned income thresholds as adjusted for inflation must be rounded to the nearest \$10. If the amount ends in \$5, the amount is rounded up to the nearest \$10. The determination of the commissioner under this subdivision is not a rule under the Administrative Procedure Act.

(i) The commissioner shall construct tables showing the amount of the credit at various income levels and make them available to taxpayers. The tables shall follow the schedule contained in this subdivision, except that the commissioner may graduate the transition between income brackets.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2012."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 28 and nays 39, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|--------|--------------|----------|
| Anderson | Gazelka | Limmer | Osmek | Senjem |
| Benson | Hall | Miller | Pederson, J. | Thompson |
| Brown | Hann | Nelson | Petersen, B. | Weber |
| Chamberlain | Housley | Newman | Pratt | Westrom |
| Dahms | Ingebrigtsen | Nienow | Rosen | |
| Fischbach | Kiffmeyer | Ortman | Ruud | |

Those who voted in the negative were:

| | | | | |
|----------|----------|---------|---------|--------|
| Bakk | Dibble | Hayden | Lourey | Scalze |
| Bonoff | Dziedzic | Hoffman | Marty | Schmit |
| Carlson | Eaton | Jensen | Metzen | Sheran |
| Champion | Eken | Johnson | Pappas | Sieben |
| Clausen | Franzen | Kent | Reinert | Skoe |
| Cohen | Goodwin | Koenen | Rest | Sparks |
| Dahle | Hawj | Latz | Saxhaug | Stumpf |

Tomassoni

Torres Ray

Wiger

Wiklund

The motion did not prevail. So the amendment was not adopted.

Senator Housley moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 65, line 13, before "Notwithstanding" insert "(a)"

Page 65, after line 17, insert:

"(b) Paragraph (a) shall not apply to a district if, prior to April 22, 2013, the board adopted a resolution to conduct a referendum in 2013."

The motion prevailed. So the amendment was adopted.

Senator Nienow moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 52, after line 27, insert:

"Sec. 49. **CITY OF TAYLORS FALLS; BORDER CITY DEVELOPMENT ZONE.**

Subdivision 1. **Authorization.** The governing body of the city of Taylors Falls may designate all or any part of the city as a border city development zone.

Subd. 2. **Application of general law.** (a) Minnesota Statutes, sections 469.1731 to 469.1735, apply to the border city development zones designated under this section. The governing body of the city may exercise the powers granted under Minnesota Statutes, sections 469.1731 to 469.1735, including powers that apply outside of the zones.

(b) The allocation under subdivision 3 for purposes of Minnesota Statutes, section 469.1735, subdivision 2, is appropriated to the commissioner of revenue.

Subd. 3. **Allocation of state tax reductions.** (a) The cumulative total amount of the state portion of the tax reductions for all years of the program under Minnesota Statutes, sections 469.1731 to 469.1735, for the city of Taylors Falls, is limited to \$100,000.

(b) This allocation may be used for tax reductions provided in Minnesota Statutes, section 469.1732 or 469.1734, or for reimbursements under Minnesota Statutes, section 469.1735, subdivision 3, but only if the governing body of the city of Taylors Falls determines that the tax reduction or offset is necessary to enable a business to expand within the city or to attract a business to the city.

(c) The commissioner of revenue may waive the limit under this subdivision using the same rules and standards provided in Minnesota Statutes, section 469.169, subdivision 12, paragraph (b).

EFFECTIVE DATE, LOCAL APPROVAL. This section is effective upon approval by the governing body of the city of Taylors Falls and upon timely compliance by the city with Minnesota Statutes, section 645.021."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail. So the amendment was not adopted.

Senator Reinert moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 216, after line 34, insert:

"Sec. 26. **CITY OF DULUTH; TAX INCREMENT FINANCING.**

Notwithstanding Minnesota Statutes, section 469.176, subdivision 2, or any other law to the contrary, the city of Duluth may spend any remaining increment derived from Tax Increment Financing District No. 3, as of April 15, 2013, on engineering and rehabilitation of Frank Wade Stadium.

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

The motion did not prevail. So the amendment was not adopted.

Senator Reinert moved to amend H.F. No. 677, as amended pursuant to Rule 45, adopted by the Senate April 26, 2013, as follows:

(The text of the amended House File is identical to S.F. No. 552.)

Page 44, after line 4, insert:

"Sec. 31. **[290D.01] DEFINITIONS.**

Subdivision 1. **Applicability.** For purposes of this chapter, the following terms have the meanings given in this section unless the context clearly indicates a different meaning.

Subd. 2. **Commissioner.** "Commissioner" means the commissioner of revenue.

Subd. 3. **Tax expenditure.** "Tax expenditure" has the meaning given in section 270C.11, subdivision 6.

Subd. 4. **Tax.** "Tax" has the meaning given in section 270C.11, subdivision 6.

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

Sec. 32. **[290D.02] REPORT TO LEGISLATURE.**

Subdivision 1. **State tax provisions.** In addition to the information provided in each even-numbered year under section 270C.11, before September 1 of each year prior to the first year of a regular legislative session, the commissioner shall provide a report to the chairs and ranking minority members of the senate and house of representatives committees and divisions with jurisdiction over taxes and finance. The report shall include the following information, where applicable, for each tax expenditure subject to review during the following biennium:

(1) the positive and negative impacts of the expenditure on the taxpayer or taxpayers before or after the tax expenditure;

- (2) the impact of the tax expenditure on the tax incidence in the state;
- (3) the economic development impacts of the preference, including the impact on jobs, wages, and benefits;
- (4) the cumulative fiscal impacts of other state and federal taxes providing benefits to taxpayers for similar activities;
- (5) the measurable impacts of the tax expenditure in meeting the goal of the expenditure;
- (6) a comparison of the tax expenditure with tax treatment of taxpayers engaged in similar activities in neighboring states;
- (7) consideration of the probable impact on overall uniformity and fairness of the tax code; and
- (8) the number of taxpayers impacted by the tax expenditure and the nature of the impact.

Subd. 2. **Federal conformity.** The commission must also report on outstanding federal conformity provisions considering the factors listed in subdivision 1.

Subd. 3. **Review of tax expenditures.** Before February 1 of the first year of a regularly scheduled legislative session, the commissioner shall (1) review information from the most recent tax expenditure budget report under section 270C.11 and the additional report under subdivision 1; (2) take public testimony; and (3) make recommendations for continuation or repeal of each tax expenditure subject to review in that legislative session.

Subd. 4. **Public hearings.** Before January 1 of the year a tax expenditure is included in a commission report, the commissioner shall conduct public hearings concerning the impact of the tax expenditure on (1) the beneficiaries; (2) the state economy; (3) its performance in meeting its purpose; (4) its impact on the tax incidence in the state; and (5) any other information that the commissioner deems relevant.

Subd. 5. **Report; recommendations.** By February 1 of the first year of every regular legislative session, the commissioner shall present to the chairs of the senate and house of representatives committees and divisions with jurisdiction over taxes and over finance, the majority and minority leaders of the house of representatives and senate, the commissioner of management and budget, and the governor, a report on the tax expenditures reviewed. In the report the commissioner shall report his recommendations for each tax expenditure, its findings on the demonstrated ability of each tax expenditure to meet its stated goal, the impact on the general fund budget of retaining or abolishing the tax expenditure, draft legislation to implement its recommendations, and any other information that the commissioner deems relevant to explain its recommendation for each expenditure.

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

Sec. 33. **[290D.03] REQUIREMENT FOR REVIEW AND PERIODIC REENACTMENT OF ALL EXISTING AND NEW TAX EXPENDITURES.**

Subdivision 1. **Review of existing tax expenditures.** The tax expenditures in statute as of July 1, 2013, are subject to sunset review on the following schedule:

- (1) all tax expenditures in chapters 168, 297A, and 297B, on December 31, 2015, and every tenth year thereafter;
- (2) all tax expenditures in chapters 295, 296A, 297D, 297E, 297F, 297G, 297H, and 297I, on December 31, 2017, and every tenth year thereafter;

(3) all tax expenditures in chapter 290, on December 31, 2019, and every tenth year thereafter;

(4) all tax expenditures in chapters 287, 290A, 290B, 291, and 298, on December 31, 2021, and every tenth year thereafter; and

(5) all tax expenditures in chapters 88, 270, 272, 273, 290C, 469, and 473H, on December 31, 2023, and every tenth year thereafter.

Subd. 2. **New and renewed tax expenditures.** Any legislation that creates, renews, or continues a tax expenditure must include the following provisions:

(1) an intent statement that clearly provides the purposes for the tax expenditure and a standard or goal against which its effectiveness can be measured; and

(2) an expiration date for the tax expenditure that may not exceed 12 years from the day the provision takes effect and must correspond to the expiration date or review schedule for other tax expenditures in the same tax area, as listed in subdivision 1.

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

Sec. 34. **[290D.04] MONITORING OF RECOMMENDATIONS.**

During each legislative session, the Department of Revenue shall monitor legislation affecting tax expenditures that have undergone sunset review and shall periodically report to the commissioner on proposed changes that would modify prior recommendations of the commissioner.

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

Sec. 35. **[290D.05] CONTINUATION BY LAW.**

During the regular session in which the commissioner's report is received, the legislature may enact legislation to continue a tax expenditure contained in the report for a period not to exceed ten years. This chapter does not prohibit the legislature from eliminating a tax expenditure on a date earlier than that provided in this chapter.

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

Page 52, after line 27, insert:

"Sec. 54. **APPROPRIATION.**

\$50,000 is appropriated annually from the general fund to the commissioner of revenue for the cost of preparing the report and making recommendations under Minnesota Statutes, section 290D.06.

EFFECTIVE DATE. This section is effective July 1, 2013."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail. So the amendment was not adopted.

H.F. No. 677 was read the third time, as amended, and placed on its final passage.

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

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

| | | | | |
|----------|---------|---------|--------|------------|
| Bakk | Eaton | Latz | Schmit | Tomassoni |
| Carlson | Eken | Lourey | Senjem | Torres Ray |
| Champion | Goodwin | Marty | Sheran | Wiger |
| Cohen | Hawj | Metzen | Sieben | Wiklund |
| Dahle | Hayden | Pappas | Skoe | |
| Dibble | Johnson | Reinert | Sparks | |
| Dziedzic | Koenen | Saxhaug | Stumpf | |

Those who voted in the negative were:

| | | | | |
|-------------|-----------|--------------|--------------|----------|
| Anderson | Fischbach | Ingebrigtsen | Newman | Rosen |
| Benson | Franzen | Jensen | Nienow | Ruud |
| Bonoff | Gazelka | Kent | Ortman | Scalze |
| Brown | Hall | Kiffmeyer | Osmek | Thompson |
| Chamberlain | Hann | Limmer | Pederson, J. | Weber |
| Clausen | Hoffman | Miller | Petersen, B. | Westrom |
| Dahms | Housley | Nelson | Pratt | |

So the bill, as amended, failed to pass.

RECESS

Senator Bakk moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

CALL OF THE SENATE

Senator Bakk imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

MOTIONS AND RESOLUTIONS - CONTINUED

RECONSIDERATION

Having voted on the prevailing side, Senator Hoffman moved that the vote whereby H.F. No. 677 failed to pass the Senate on April 29, 2013, be now reconsidered.

CALL OF THE SENATE

Senator Skoe imposed a call of the Senate for the balance of the proceedings on H.F. No. 677. The Sergeant at Arms was instructed to bring in the absent members.

Senator Cohen raised a point of order pursuant to Mason's Manual of Legislative Procedure, Sec. 124, Par. 3. The President ruled the point of order not well taken.

ADJOURNMENT

Senator Thompson moved that the Senate do now adjourn to the call of the President.

The question was taken on the adoption of the Thompson motion.

The roll was called, and there were yeas 28 and nays 39, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|--------|--------------|----------|
| Anderson | Gazelka | Limmer | Osmek | Senjem |
| Benson | Hall | Miller | Pederson, J. | Thompson |
| Brown | Hann | Nelson | Petersen, B. | Weber |
| Chamberlain | Housley | Newman | Pratt | Westrom |
| Dahms | Ingebrigtsen | Nienow | Rosen | |
| Fischbach | Kiffmeyer | Ortman | Ruud | |

Those who voted in the negative were:

| | | | | |
|----------|----------|---------|---------|------------|
| Bakk | Dziedzic | Jensen | Pappas | Skoe |
| Bonoff | Eaton | Johnson | Reinert | Sparks |
| Carlson | Eken | Kent | Rest | Stumpf |
| Champion | Franzen | Koenen | Saxhaug | Tomassoni |
| Clausen | Goodwin | Latz | Scalze | Torres Ray |
| Cohen | Hawj | Lourey | Schmit | Wiger |
| Dahle | Hayden | Marty | Sheran | Wiklund |
| Dibble | Hoffman | Metzen | Sieben | |

The motion did not prevail.

The question was taken on the adoption of the Hoffman motion.

The roll was called, and there were yeas 38 and nays 29, as follows:

Those who voted in the affirmative were:

| | | | | |
|----------|----------|---------|---------|------------|
| Bakk | Dziedzic | Johnson | Reinert | Sparks |
| Bonoff | Eaton | Kent | Rest | Stumpf |
| Carlson | Eken | Koenen | Saxhaug | Tomassoni |
| Champion | Franzen | Latz | Scalze | Torres Ray |
| Clausen | Goodwin | Lourey | Schmit | Wiger |
| Cohen | Hawj | Marty | Sheran | Wiklund |
| Dahle | Hayden | Metzen | Sieben | |
| Dibble | Hoffman | Pappas | Skoe | |

Those who voted in the negative were:

| | | | | |
|-------------|--------------|-----------|--------------|----------|
| Anderson | Gazelka | Kiffmeyer | Ortman | Ruud |
| Benson | Hall | Limmer | Osmek | Senjem |
| Brown | Hann | Miller | Pederson, J. | Thompson |
| Chamberlain | Housley | Nelson | Petersen, B. | Weber |
| Dahms | Ingebrigtsen | Newman | Pratt | Westrom |
| Fischbach | Jensen | Nienow | Rosen | |

The motion prevailed. So the vote was reconsidered.

Senator Ortman moved that H.F. No. 677 be re-referred to the Committee on Taxes.

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 28 and nays 38, as follows:

Those who voted in the affirmative were:

| | | | | |
|-------------|--------------|--------|--------------|----------|
| Anderson | Hall | Miller | Pederson, J. | Senjem |
| Benson | Hann | Nelson | Petersen, B. | Thompson |
| Brown | Housley | Newman | Pratt | Weber |
| Chamberlain | Ingebrigtsen | Nienow | Rosen | Westrom |
| Fischbach | Kiffmeyer | Ortman | Ruud | |
| Gazelka | Limmer | Osmek | Scalze | |

Those who voted in the negative were:

| | | | | |
|------|--------|---------|----------|---------|
| Bakk | Bonoff | Carlson | Champion | Clausen |
|------|--------|---------|----------|---------|

| | | | | |
|----------|---------|---------|---------|------------|
| Cohen | Goodwin | Koenen | Rest | Stumpf |
| Dahle | Hawj | Latz | Saxhaug | Tomassoni |
| Dibble | Hayden | Lourey | Schmit | Torres Ray |
| Dziedzic | Hoffman | Marty | Sheran | Wiger |
| Eaton | Jensen | Metzen | Sieben | Wiklund |
| Eken | Johnson | Pappas | Skoe | |
| Franzen | Kent | Reinert | Sparks | |

The motion did not prevail.

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

The roll was called, and there were yeas 35 and nays 31, as follows:

Those who voted in the affirmative were:

| | | | | |
|----------|----------|---------|---------|------------|
| Bakk | Dziedzic | Johnson | Reinert | Skoe |
| Carlson | Eaton | Koenen | Rest | Sparks |
| Champion | Eken | Latz | Saxhaug | Stumpf |
| Clausen | Goodwin | Lourey | Schmit | Tomassoni |
| Cohen | Hawj | Marty | Senjem | Torres Ray |
| Dahle | Hayden | Metzen | Sheran | Wiger |
| Dibble | Hoffman | Pappas | Sieben | Wiklund |

Those who voted in the negative were:

| | | | | |
|-------------|--------------|-----------|--------------|----------|
| Anderson | Gazelka | Kiffmeyer | Osmek | Thompson |
| Benson | Hall | Limmer | Pederson, J. | Weber |
| Bonoff | Hann | Miller | Petersen, B. | Westrom |
| Brown | Housley | Nelson | Pratt | |
| Chamberlain | Ingebrigtsen | Newman | Rosen | |
| Fischbach | Jensen | Nienow | Ruud | |
| Franzen | Kent | Ortman | Scalze | |

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

MEMBERS EXCUSED

Senators Cohen; Ortman; Petersen, B.; Stumpf; Thompson and Torres Ray were excused from the Session of today from 11:00 to 11:20 a.m. Senator Ruud was excused from the Session of today from 2:00 to 2:10 p.m. Senator Dahms was excused from the Session of today at 5:35 p.m.

ADJOURNMENT

Senator Bakk moved that the Senate do now adjourn until 11:00 a.m., Wednesday, May 1, 2013. The motion prevailed.

JoAnne M. Zoff, Secretary of the Senate