The House of Representatives convened at 10:00 a.m. and was called to order by Paul Thissen, Speaker of the House.

Prayer was offered by Dr. Randall Berg, Calvary Christian Church, Hastings, Minnesota.

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

The roll was called and the following members were present:

Abeler  Dettmer  Hausman  Lien  Newton  Simon
Albright  Dill  Hertaus  Lillie  Nornes  Simonson
Allen  Dorholt  Hilstrom  Loeffler  Norton  Slocum
Anderson, M.  Drazkowski  Holberg  Lohmer  O'Driscoll  Sundin
Anderson, P.  Erhardt  Hoppe  Loon  O'Neil  Swedzinski
Anderson, S.  Erickson, R.  Hornstein  Mack  Paymar  Theis
Anzlee  Erickson, S.  Hortman  Mahoney  Pelowski  Torkelson
Atkins  Fabian  Howe  Mariani  Peppin  Uglem
Barrett  Falk  Huntley  Marquart  Persell  Urdahl
Beard  Faust  Isaacson  Masin  Petersburg  Wagenius
Benson, J.  Fabian  Howe  McDonald  Poppe  Ward, J.A.
Benson, M.  Falk  Issacson  Marquart  Persell  Ward, J.E.
Bernardy  Freiber  Kahn  Melin  Quam  Wills
Bly  Fabian  Kahn  Melin  Radinovich  Winkler
Brynaert  Fritz  Kelly  Menta  Rosenthal  Woodard
Carlson  Garofalo  Kieffer  Moran  Runbeck  Yanusko
Clark  Green  Kiel  Morgan  Sanders  Zellers
Cornish  Gruenhagen  Kresha  Mullery  Savick  Zerwas
Daudt  Gunther  Laine  Murphy, E.  Sawatzky  Spk. Thissen
Davids  Hackworth  Leidiger  Murphy, M.  Schoen  Slocum
Davnie  Halverson  Lenczewski  Myhra  Schomacker  Selcer
Dean, M.  Hamilton  Lesch  Nelson  Scott  Selcer
Dehn, R.  Hansen  Liebling  Newberger  Slocum  Simonson

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day. There being no objection, further reading of the Journal was dispensed with and the Journal was approved as corrected by the Chief Clerk.
INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Schomacker, Hamilton and Urdahl introduced:

H. F. No. 1825, A bill for an act relating to legacy funding; appropriating money for the Fulda Heritage Society.

The bill was read for the first time and referred to the Committee on Legacy.

Davnie introduced:

H. F. No. 1826, A bill for an act relating to taxation; liquor; providing a credit for microdistilleries; amending Minnesota Statutes 2012, section 297G.03, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Norton and Liebling introduced:

H. F. No. 1827, A bill for an act relating to higher education; appropriating money for grants for diabetes prevention, treatment, and cure.

The bill was read for the first time and referred to the Committee on Higher Education Finance and Policy.

Petersburg introduced:

H. F. No. 1828, A bill for an act relating to natural resources; requiring rulemaking for recreational prospecting.

The bill was read for the first time and referred to the Committee on Environment and Natural Resources Policy.

Murphy, E., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.
MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 195, A bill for an act relating to health; allowing a licensed dietitian or licensed nutritionist to adhere to a practice guideline or protocol for a legend drug prescribed by a physician; amending Minnesota Statutes 2012, section 151.37, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 148.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 791, A bill for an act relating to insurance; regulating annuity products; enacting and modifying a model regulation adopted by the National Association of Insurance Commissioners relating to suitability in annuity transactions; proposing coding for new law in Minnesota Statutes, chapter 72A.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1120, A bill for an act relating to state government; requiring service on all parties for judicial review of contested case; amending Minnesota Statutes 2012, section 14.63.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee on the amendments adopted by the Senate to the following House File:

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.

The Senate has appointed as such committee:

Senators Sieben, Eaton and Ruud.

Said House File is herewith returned to the House.

JOANNE M. ZOFF, Secretary of the Senate
Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

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.

JOANNE M. ZOFF, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Persell moved that the House concur in the Senate amendments to H. F. No. 458 and that the bill be repassed as amended by the Senate. The motion prevailed.

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.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 7 nays as follows:

Those who voted in the affirmative were:

Abeler       Dettmer       Hertaus       Lien         Nelson       Schomacker
Allen        Dill          Hilstrom      Lillie       Newberger    Selcer
Anderson, M. Dorholt       Holberg       Loeffler     Newton       Simon
Anderson, P. Erhardt       Hoppe         Lohmer       Nornes        Simonson
Anderson, S. Erickson, R. Hornstein    Looon        Mack         Norton       Slocum
Anzelc       Erickson, S. Hortman      Mahoney      Mariani       O'Driscoll   Sundin
Atkins       Fabian         Howe          Marquart     Mauney       O'Neill
Beard         Falk          Huntley       Mariani      Paymar       Theis
Benson, J.   Faust          Isaacson      Marquart     Pelowski     Torkelson
Benson, M.   Fischer        Johnson, B.     Masin        Persell      Uglen
Bernardy     Franson        Johnson, C.    McDonald     Petersburg   Udahl
Bly           Fritz          Kahn          McNamara     Pugh         Ward, J.A.
Brynaert     Garofalo       Kelly         Melin        Quam         Ward, J.E.
Carlson      Green          Kieffer       Metsa        Radinovich   Wills
Clark         Gruenhagen     Kiel          Moran        Rosenthal    Winkler
Cornish      Hackathart    Kresha        Morgan       Runbeck      Woodard
Davids       Halverson     Laine         Mullery       Sanders      Yarusso
Davnie       Hamilton      Lenczewski     Murphy, E.   Savick       Zellers
Dean, M.     Hansen        Lesch          Murphy, M.   Sawatzky     Zerwas
Dehn, R.     Hausman       Liebling      Myhra        Schoen       Spk. Thissen

Those who voted in the negative were:

Daudt       FitzSimmons      Leidiger     Scott
Drazkowski  Gunther         Peppin

The bill was repassed, as amended by the Senate, and its title agreed to.
52ND DAY]                WEDNESDAY, MAY 8, 2013  4405

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

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.

JOANNE M. ZOFF, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Dorholt moved that the House concur in the Senate amendments to H. F. No. 969 and that the bill be repassed as amended by the Senate. The motion prevailed.

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.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Abeler  Anderson, S.  Benson, J.  Carlson  Davnie  Dorholt
Albright  Anzelc  Benson, M.  Clark  Dean, M.  Drazkowski
Allen  Atkins  Bernardy  Cornish  Dehn, R.  Erhardt
Anderson, M.  Barrett  Bly  Daudt  Dettmer  Erickson, R.
Anderson, P.  Beard  Brynaert  Duvids  Dill  Erickson, S.
The bill was repassed, as amended by the Senate, and its title agreed to.

MOTION FOR RECONSIDERATION

Slocum moved that the vote whereby the motion to refuse to concur in the Senate amendments to H. F. No. 131, and request that the Speaker appoint a Conference Committee of 3 members prevailed on Monday, May 6, 2013, be now reconsidered. The motion prevailed.

Slocum withdrew her motion to refuse to concur.

CONCURRENCE AND REPASSAGE

Slocum moved that the House concur in the Senate amendments to H. F. No. 131 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 131, A bill for an act relating to commerce; requiring estate sale conductors to post a bond to protect owners of the property to be sold; proposing coding for new law in Minnesota Statutes, chapter 325E.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question was taken on the repassage of the bill and the roll was called. There were 97 yeas and 37 nays as follows:

Those who voted in the affirmative were:

MESSAGES FROM THE SENATE, Continued

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1006.

JOANNE M. ZOFF, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1006, A bill for an act relating to lawful gambling; modifying account, record keeping, and other regulatory provisions; amending Minnesota Statutes 2012, sections 297E.06, subdivision 4; 349.1635, subdivision 3; 349.165, subdivision 5; 349.19, subdivisions 2, 10.

The bill was read for the first time.

Atkins moved that S. F. No. 1006 and H. F. No. 1060, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.
Runbeck was excused between the hours of 1:20 p.m. and 1:45 p.m.

**CALENDAR FOR THE DAY**

H. F. No. 894 was reported to the House.

Simon moved to amend H. F. No. 894, the fourth engrossment, as follows:

Page 8, after line 29, insert:

"Sec. 4. Minnesota Statutes 2012, section 123A.48, subdivision 14, is amended to read:

Subd. 14. Election. The board shall determine the date of the election, the number of boundaries of voting precincts, and the location of the polling places where voting shall be conducted, and the hours the polls will be open. The board shall also provide official ballots which must be used exclusively and shall be in the following form: "Shall the (name of school district) and the (name of school district) be consolidated as proposed? Yes .... No ...."

For consolidation ....

Against consolidation ....

The board must appoint election judges who shall act as clerks of election. The ballots and results must be certified to the board who shall canvass and tabulate the total vote cast for and against the proposal."

Page 17, line 14, before the period, insert "provided that a minimum of three election judges shall be appointed for each precinct with fewer than 500 registered voters as of 14 weeks before the state primary."

Page 17, delete section 21

Page 43, line 1, after "sections" insert "204B.22, subdivision 2;"

Page 56, line 11, delete "more than 79 days" and insert "on or before the 79th day"

Reumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

Simon moved to amend H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 66, delete article 7

Amend the title accordingly

The motion prevailed and the amendment was adopted.
Dettmer moved to amend H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 7, after line 17, insert:

"Section 1. **THIRTY-NINTH DISTRICT.**

Subdivision 1. **Senate district.** Senate District 39 consists of that district as described in the order of the Minnesota Special Redistricting Panel in Hippert v. Ritchie, No. A11-152 (February 21, 2012).

Subd. 2. **House of representatives districts.** Notwithstanding the order of the Minnesota Special Redistricting Panel in Hippert v. Ritchie, No. A11-152 (February 21, 2012), Senate District 39, as described in that order, is divided into two house of representatives districts as follows:

(a) House of Representatives District 39A consists of the district as described in that order, with the modification contained in file L39A-1, on file with the Geographic Information Systems Office of the Legislative Coordinating Commission and published on its Web site on March 9, 2012.

(b) House of Representatives District 39B consists of that district as described in that order, with the modification contained in file L39B-1, on file with the Geographic Information Systems Office of the Legislative Coordinating Commission and published on its Web site on March 9, 2012.

**EFFECTIVE DATE.** This section is effective for the state primary and state general elections conducted in 2014 for terms of office beginning on the first Monday in January 2015, and for all elections held thereafter."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

The Speaker called Hortman to the Chair.

Johnson, B., moved to amend H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 17, after line 2, insert:

"Sec. 19. Minnesota Statutes 2012, section 204B.06, subdivision 1, is amended to read:

Subdivision 1. **Form of affidavit.** An affidavit of candidacy shall state the name of the office sought and, except as provided in subdivision 4, shall state that the candidate:

(1) is an eligible voter;

(2) has no other affidavit on file as a candidate for any office at the same primary or next ensuing general election, except that a candidate for soil and water conservation district supervisor in a district not located in whole or in part in Anoka, Hennepin, Ramsey, or Washington County, may also have on file an affidavit of candidacy for mayor or council member of a statutory or home rule charter city of not more than 2,500 population contained in whole or in part in the soil and water conservation district or for town supervisor in a town of not more than 2,500 population contained in whole or in part in the soil and water conservation district;"
(3) is, or will be on assuming the office, 21 years of age or more, and will have maintained residence in the
district from which the candidate seeks election for 30 days before the general election; and

(4) affirms that the candidate will meet the residency requirements for submitting a filing fee in place of a
petition, as provided in section 204B.11, subdivision 2, if applicable.

An affidavit of candidacy must include a statement that the candidate's name as written on the affidavit for ballot
designation is the candidate's true name or the name by which the candidate is commonly and generally known in
the community.

An affidavit of candidacy for partisan office shall also state the name of the candidate's political party or political
principle, stated in three words or less.

Sec. 20. Minnesota Statutes 2012, section 204B.11, subdivision 2, is amended to
read:

Subd. 2. Petition in place of filing fee. (a) Except as provided in this paragraph, at the time of filing an
affidavit of candidacy, any candidate may present a petition in place of the filing fee. A candidate must present a
petition, and may not submit a filing fee in place of the petition, if the candidate:

(1) will have resided in the state for less than one year, as of the date of the election; and

(2) will have resided in the district from which the candidate seeks to be elected for fewer than six months, as of
the date of the election, or less than one month prior to the start of the candidate filing period, whichever is earlier.

(b) The petition may be signed by any individual eligible to vote for the candidate. A nominating petition filed
pursuant to section 204B.07 is effective as a petition in place of a filing fee under this subdivision if the nominating
petition includes a prominent statement informing the signers of the petition that it will be used for that purpose.

The number of signatures on a petition in place of a filing fee shall be as follows:

(a) (1) for a state office voted on statewide, or for president of the United States, or United States senator, 2,000;

(b) (2) for a congressional office, 1,000;

(c) (3) for a county or legislative office, or for the office of district judge, 500; and

(d) (4) for any other office which requires a filing fee as prescribed by law, municipal charter, or ordinance, the
lesser of 500 signatures or five percent of the total number of votes cast in the municipality, ward, or other election
district at the preceding general election at which that office was on the ballot.

An official with whom petitions are filed shall make sample forms for petitions in place of filing fees available
upon request."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion did not prevail and the amendment was not adopted.
Halverson moved to amend H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 43, line 7, delete "and"

Page 43, line 8, delete "classification"

Page 45, delete lines 28 to 30

The motion prevailed and the amendment was adopted.

Ward, J.A., moved to amend H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 8, after line 29, insert:

"Sec. 4. Minnesota Statutes 2012, section 103C.311, subdivision 2, is amended to read:

Subd. 2. Supervisors elected by districts. (a) The district board, with the approval of the state board, may by resolution provide that supervisors will be elected by supervisor districts as provided in this subdivision.

(b) The supervisor districts must be composed of precincts established by county and municipal governing bodies under section 204B.14. The districts must be compact, include only contiguous territory, and be substantially equal in population. The districts must be numbered in a regular series. The districts must be drawn by the county board of the county containing the largest area of the soil and water conservation district, in consultation with the district board and with the approval of the state board. The boundaries of the districts must be redrawn after each decennial federal census as provided in section 204B.135. A certified copy of the resolution establishing supervisor districts must be filed by the chair of the district board with the county auditor of the counties where the soil and water conservation district is located, with the state board, and with the secretary of state at least 30 days before the first date candidates may file for the office of supervisor, and the filings must occur within 80 days of the time when the legislature has been redistricted or at least 15 weeks before the state primary election in a year ending in two, whichever comes first.

(c) Each supervisor district is entitled to elect one supervisor. A supervisor must be a resident of the district from which elected.

(d) The district board shall provide staggered terms for supervisors elected by district. After each redistricting, there shall be a new election of supervisors in all the districts at the next general election, except that if the change made in the boundaries of a district is less than five percent of the average population of all the districts, the supervisor in office at the time of the redistricting shall serve for the full term for which elected. The district board shall determine by lot the seats to be filled for a two-year term, a four-year term, and a six-year term."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.
Halverson moved to amend H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 45, delete section 5 and insert:

"Sec. 5. Minnesota Statutes 2012, section 201.275, is amended to read:

201.275 INVESTIGATIONS; PROSECUTIONS.

A county attorney who law enforcement agency that is notified by affidavit of an alleged violation of this chapter shall promptly investigate. Upon receiving an affidavit alleging a violation of this chapter, a county attorney shall promptly forward it to a law enforcement agency with jurisdiction for investigation. A county attorney who intentionally fails to promptly forward this affidavit is subject to the penalties provided in section 609.43. If there is probable cause for instituting a prosecution, the county attorney shall proceed by complaint or present the charge, with whatever evidence has been found, to the grand jury according to the generally applicable standards regarding the prosecutorial functions and duties of a county attorney, provided that the county attorney is not required to proceed with the prosecution if the complainant withdraws the allegation. A county attorney who declines to institute a prosecution shall describe, in a written public document, the reasons for that decision. A county attorney who refuses or intentionally fails to faithfully perform this or any other duty imposed by this chapter is guilty of a misdemeanor and upon conviction shall forfeit office. The county attorney, under the penalty of forfeiture of office, shall prosecute all violations of this chapter except violations of this section; if, however, a complainant withdraws an allegation under this chapter, the county attorney is not required to proceed with the prosecution."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

O'Driscoll moved to amend the Halverson amendment to H. F. No. 894, the fourth engrossment, as amended, as follows:

Page 1, line 8, delete everything after the period

Page 1, delete line 9

Page 1, line 10, delete the new language

Page 1, line 16, reinstate the stricken language

Page 1, line 17, reinstate the stricken "intentionally fails to faithfully perform this or any other duty imposed by this"

Page 1, line 21, after the stricken period, insert "section is subject to the penalties provided in section 609.43. The county attorney is not subject to penalty for declining to institute a prosecution so long as the requirements of this section have been met."

The motion prevailed and the amendment to the amendment was adopted.

The question recurred on the Halverson amendment, as amended, to H. F. No. 894, the fourth engrossment, as amended. The motion prevailed and the amendment, as amended, was adopted.
H. F. No. 894, A bill for an act relating to elections; making policy, technical, and clarifying changes to various provisions related to election law, including provisions related to absentee voting, redistricting, ballots, registration, voting, caucuses, campaigns, the loss and restoration of voting rights, vacancies in nomination, county government structure, and election administration; providing an electronic roster pilot project and task force; requiring reports; appropriating money; amending Minnesota Statutes 2012, sections 5B.06; 13.851, subdivision 10; 103C.225, subdivision 3; 103C.305, subdivision 3; 103C.311, subdivision 2; 123A.48, subdivision 14; 201.054, subdivision 2, by adding a subdivision; 201.061, subdivision 3; 201.071, subdivision 2; 201.091, subdivision 8; 201.12, subdivision 3; 201.13, subdivision 1a; 201.14; 201.157; 201.275; 202A.14, subdivision 1; 203B.02, subdivision 1; 203B.04, subdivisions 1, 5; 203B.05, subdivision 1; 203B.06, subdivisions 1, 3; 203B.08, subdivision 3; 203B.081; 203B.121, subdivisions 1, 2, 3, 4, 5; 203B.227; 203B.28; 204B.04, by adding a subdivision; 204B.13, subdivisions 1, 2, 5, by adding subdivisions; 204B.18, subdivision 2; 204B.22, subdivision 1; 204B.28, subdivision 1; 204B.32, subdivision 1; 204B.33; 204B.35, subdivision 4; 204B.36, subdivision 1; 204B.45, subdivisions 1, 2; 204B.46; 204C.14; 204C.15, subdivision 1; 204C.19, subdivision 2; 204C.25; 204C.27; 204C.35, subdivision 1, by adding a subdivision; 204C.36, subdivision 1; 204D.08, subdivision 6; 204D.09, subdivision 2; 204D.11, subdivisions 1, 4, 5, 6; 204D.13, subdivision 3; 204D.14, subdivisions 1, 3; 204D.15, subdivision 3; 204D.16; 204D.165; 204D.19, by adding a subdivision; 205.02, subdivision 2; 205.10, subdivision 3; 205.13, subdivision 1a; 205.16, subdivisions 4, 5; 205.17, subdivisions 1, 3; 205A.04, by adding a subdivision; 205A.05, subdivisions 1, 2; 205A.07, subdivisions 3, 3a, 3b; 205A.08, subdivision 1; 206.57, by adding a subdivision; 206.61, subdivision 4; 206.89, subdivision 2, by adding a subdivision; 206.895; 206.90, subdivision 6; 208.04, subdivisions 1, 2; 211B.045; 211B.37; 241.065, subdivision 2; 340A.416, subdivisions 2, 3; 340A.602; 375.20; 447.32, subdivisions 2, 3, 4; Laws 1963, chapter 276, section 2, subdivision 2, as amended; proposing coding for new law in Minnesota Statutes, chapters 2; 204B; 244; repealing Minnesota Statutes 2012, sections 2.484; 203B.04, subdivision 6; 204B.12, subdivision 2a; 204B.13, subdivisions 4, 6; 204B.22, subdivision 2; 204B.42; 204D.11, subdivisions 2, 3; 205.17, subdivisions 2, 4; 205A.08, subdivision 4.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 74 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Allen     Erikson, R.     Isaacson     Marquart     O'Driscoll     Simonson
Anzelc    Falk         Johnson, C.     Masin       Paymar       Slocum
Atkins     Faust        Johnson, S.     McNamar     Pelowski     Sundin
Benson, J. Fischer      Kahn        Melin        Persell      Wagenius
Bernardy   Freiberg     Laine        Metsa        Poppe        Ward, J.A.
Bly       Fritz        Lenczewski    Moran       Radinovich  Ward, J.E.
Brynaert   Halverson    Lesch        Morgan      Rosenthal    Winkler
Carlson    Hansen       Liebling    Mullery      Sanders      Yarusso
Clark      Hausman      Lien         Murphy, E.   Savick       Spk. Thissen
Davnie     Hilstrom     Lillie       Murphy, M.  Sawatzky     Simon
Dehn, R.   Hornstein    Loeffler    Nelson      Schoen
Dill       Hortman      Mahoney     Newton      Selcer
Dorholt    Huntley      Mariani      Norton      Simon

Those who voted in the negative were:

Abeler     Anderson, S.   Cornish      Dettmer      Fabian       Green
Albright   Barrett       Daught      Drakowski    FitzSimmons Gruenhagen
Anderson, M. Beard       Davids      Erhardt      Franson      Gunther
Anderson, P. Benson, M. Dean, M.  Erickson, S.  Garofalo    Hackbarth
The bill was passed, as amended, and its title agreed to.

H. F. No. 1112 was reported to the House.

Faust moved to amend H. F. No. 1112 as follows:

Page 1, after line 23, insert:

"Sec. 2. [308A.328] STANDARD OF CONDUCT.

Subdivision 1. Standard and liability. A director shall discharge the duties of the position of director in good faith, in a manner the director reasonably believes to be in the best interests of the cooperative, and with the care an ordinarily prudent person in a like position would exercise under similar circumstances. A person who so performs those duties is not liable by reason of being or having been a director of the cooperative.

Subd. 2. Reliance. (a) A director is entitled to rely on information, opinions, reports, or statements, including financial statements and other financial data, in each case prepared or presented by:

(1) one or more officers or employees of the cooperative who the director reasonably believes to be liable and competent in the matters presented;

(2) counsel, public accountants, or other persons as to matters that the director reasonably believes are within the person's professional or expert competence; or

(3) a committee of the board upon which the director does not serve, duly established by the board, as to matters within its designated authority, if the director reasonably believes the committee to merit confidence.

(b) Paragraph (a) does not apply to a director who has knowledge concerning the matter in question that makes the reliance otherwise permitted by paragraph (a) unwarranted.

Subd. 3. Presumption of assent and dissent. A director who is present at a meeting of the board when an action is approved by the affirmative vote of a majority of the directors present is presumed to have assented to the action approved, unless the director:

(1) objects at the beginning of the meeting to the transaction of business because the meeting is not lawfully called or convened and does not participate in the meeting after the objection, in which case the director is not considered to be present at the meeting for any purpose of this chapter;

(2) votes against the action at the meeting; or

(3) is prohibited by a conflict of interest from voting on the action.
Subd. 4. **Considerations.** In discharging the duties of the position of director, a director may, in considering the best interests of the cooperative, consider the interests of the cooperative's employees, customers, suppliers, and creditors, the economy of the state, and long-term as well as short-term interests of the cooperative and its patron members, including the possibility that these interests may be best served by the continued independence of the cooperative.

Subd. 5. **Relation to other law.** Notwithstanding any other provision of law, a director of a cooperative organized and operating under this chapter is governed by the standard of conduct under this section."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed and the amendment was adopted.

H. F. No. 1112. A bill for an act relating to business organizations; modifying certain duties and responsibilities of the secretary of state; providing a standard of conduct for directors of certain cooperatives; amending Minnesota Statutes 2012, sections 5.002; 308B.215, subdivision 1; 321.0809; 321.0906; 321.1206; 323A.1102; 333.055, subdivision 2; 333.22, subdivision 2; 336.9-531; 336A.14; proposing coding for new law in Minnesota Statutes, chapter 308A.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 134 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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<tr>
<th>Abeler</th>
<th>Dettmer</th>
<th>Hausman</th>
<th>Lien</th>
<th>Newton</th>
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<td>Johnson, B.</td>
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<td>Ward, J.A.</td>
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<td>Benson, M.</td>
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The bill was passed, as amended, and its title agreed to.
The Speaker resumed the Chair.

H. F. No. 799, A bill for an act relating to elections; enacting the Agreement Among the States to Elect the President by National Popular Vote; proposing coding for new law in Minnesota Statutes, chapter 208.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 62 yeas and 71 nays as follows:

Those who voted in the affirmative were:

Abeler
Anzelc
Atkins
Benson, J.
Bernardy
Carlson
Cornish
Dorcholt
Erhardt
Erickson, R.

Those who voted in the negative were:

Albright
Allen
Anderson, M.
Anderson, P.
Anderson, S.
Barrett
Beard
Benson, M.
Bly
Brynaert
Clark
Daudt

The bill was not passed.

MOTION FOR RECONSIDERATION

Murphy, E., moved that the vote whereby H. F. No. 799, was not passed be now reconsidered. The motion prevailed.

Murphy, E., moved that H. F. No. 799 be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.
The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 107 yeas and 26 nays as follows:

Those who voted in the affirmative were:

Abeler  Dettmer  Hilstrom  Loeffler  Newton  Scott
Allen  Dill  Hornstein  Lohmer  Nornes  Selcer
Anderson, P.  Dorholt  Hortman  Mahoney  O’Driscoll  Simon
Anzelc  Erhardt  Howe  Mariani  O’Neill  Simonson
Atkins  Erickson, R.  Huntley  Marquart  Paymar  Slocum
Beard  Fabian  Isaacson  Masin  Pelowski  Sundin
Benson, J.  Falk  Johnson, B.  McNamar  Peppin  Theis
Benson, M.  Faust  Johnson, C.  McNamara  Persell  Torkelson
Bernardy  Fischer  Johnson, S.  Melin  Petersburg  Uglem
Bly  FitzSimmons  Kahn  Metsa  Poppe  Udahl
Brynaert  Franson  Kiel  Moran  Pugh  Wagenius
Carlson  Freiberg  Laine  Morgan  Quam  Ward, J.A.
Clark  Fritz  Leidiger  Mullery  Radinovich  Ward, J.E.
Cornish  Gunther  Lenczewski  Murphy, E.  Rosenthal  Wills
Davids  Halverson  Lesch  Murphy, M.  Savick  Winkler
Davnie  Hamilton  Liebling  Myhra  Sawatzky  Yarusso
Dean, M.  Hansen  Lien  Nelson  Schoen  Spk. Thissen
Dehn, R.  Hausman  Lilie  Newberger  Schomacker

Those who voted in the negative were:

Albright  Drazkowski  Hackbarth  Kieffer  Runbeck  Zerwas
Anderson, M.  Erickson, S.  Hertaus  Kresha  Sanders
Anderson, S.  Garofalo  Holberg  Loon  Swedzinski
Barrett  Green  Hoppe  Mack  Woodard
Daudt  Gruenhagen  Kelly  McDonald  Zellers

The bill was passed and its title agreed to.

H. F. No. 316, A bill for an act relating to transportation; motor vehicles; amending fees for certain motor vehicle titling transactions; amending Minnesota Statutes 2012, section 168A.29, subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 110 yeas and 23 nays as follows:

Those who voted in the affirmative were:

Abeler  Anderson, S.  Barrett  Benson, M.  Brynaert  Cornish
Allen  Anzelc  Beard  Bernardy  Carlson  Daudt
Anderson, P.  Atkins  Benson, J.  Bly  Clark  Davids
Those who voted in the negative were:

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The bill was passed and its title agreed to.

H. F. No. 1510, A bill for an act relating to Hennepin County; updating and making technical corrections to county contract provisions; amending Minnesota Statutes 2012, sections 383B.158, subdivisions 1, 2, 5; 383B.1581, subdivisions 2, 3; 383B.1582; 383B.1584; repealing Minnesota Statutes 2012, section 383B.1585.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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Those who voted in the negative were:

Davnie

The bill was passed and its title agreed to.

H. F. No. 1136 was reported to the House.

Liebling moved to amend H. F. No. 1136, the first engrossment, as follows:

Page 6, line 22, after "board" insert ", or is accredited by an accreditation program approved by the board"

Page 6, line 27, after the first "board" insert ", or furnishes the board with proof of current accreditation"

The motion prevailed and the amendment was adopted.

Liebling moved to amend H. F. No. 1136, the first engrossment, as amended, as follows:

Page 4, lines 16, 19, 21, 24, 29, and 32, before "manufacturer" insert "drug"

Page 4, line 27, before "manufacturers" insert "drug"

The motion prevailed and the amendment was adopted.

H. F. No. 1136, A bill for an act relating to health; modifying provisions for businesses regulated by the Board of Pharmacy; amending Minnesota Statutes 2012, sections 151.19, subdivisions 1, 3; 151.37, subdivision 4; 151.47, subdivision 1, by adding a subdivision; 151.49; proposing coding for new law in Minnesota Statutes, chapter 151; repealing Minnesota Statutes 2012, sections 151.19, subdivision 2; 151.25; 151.45; 151.47, subdivision 2; 151.48.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 133 yeas and 1 nay as follows:

Those who voted in the affirmative were:

Abeler  Anderson, M.  Atkins  Benson, J.  Bly  Clark
Albright  Anderson, P.  Barrett  Benson, M.  Brynaert  Cornish
Allen  Anzelc  Beard  Bernardy  Carlson  Daudt
Those who voted in the negative were:

Anderson, S.

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

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Murphy, E., from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bills to be placed on the Calendar for the Day for Friday, May 10, 2013 and established a prefiling requirement for amendments offered to the following bills:

S. F. Nos. 1564 and 1234; H. F. No. 1792; S. F. Nos. 340 and 17; H. F. No. 694; S. F. No. 250; H. F. No. 683; S. F. No. 683; and H. F. No. 1183.

MOTIONS AND RESOLUTIONS

Hortman moved that the names of Clark and Mariani be added as authors on H. F. No. 956. The motion prevailed.

Hortman moved that the name of Newton be added as an author on H. F. No. 1377. The motion prevailed.

ADJOURNMENT

Murphy, E., moved that when the House adjourns today it adjourn until 12:00 noon, Thursday, May 9, 2013. The motion prevailed.

Murphy, E., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Thursday, May 9, 2013.

ALBIN A. MATHIOWETZ, Chief Clerk, House of Representatives