

## STATE OF MINNESOTA

## EIGHTY-NINTH SESSION — 2016

## SEVENTY-FIRST DAY

SAINT PAUL, MINNESOTA, MONDAY, MARCH 21, 2016

The House of Representatives convened at 4:00 p.m. and was called to order by Kurt Daudt, Speaker of the House.

Prayer was offered by the Reverend Dr. John Braland, Freshwater Community Church, St. Bonifacius, 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:

Albright	Dettmer	Hoppe	Loonan	Norton	Simonson
Allen	Drazkowski	Hornstein	Lucero	O'Driscoll	Slocum
Anderson, C.	Ecklund	Hortman	Lueck	O'Neill	Smith
Anderson, M.	Erhardt	Howe	Mack	Pelowski	Sundin
Anderson, P.	Erickson	Isaacson	Mahoney	Peppin	Swedzinski
Anderson, S.	Fabian	Johnson, B.	Mariani	Persell	Theis
Anzelc	Fischer	Johnson, C.	Marquart	Petersburg	Thissen
Atkins	Flanagan	Johnson, S.	Masin	Peterson	Torkelson
Backer	Franson	Kahn	McDonald	Pierson	Uglen
Baker	Freiberg	Kelly	McNamara	Pinto	Urdahl
Bennett	Garofalo	Kiel	Melin	Poppe	Vogel
Bernardy	Green	Knoblach	Metsa	Pugh	Wagenius
Bly	Gruenhagen	Koznick	Miller	Quam	Ward
Carlson	Gunther	Kresha	Moran	Rarick	Whelan
Christensen	Hackbarth	Laine	Mullery	Rosenthal	Wills
Clark	Halverson	Lesch	Murphy, E.	Runbeck	Yarusso
Considine	Hamilton	Liebling	Murphy, M.	Sanders	Youakim
Cornish	Hansen	Lien	Nash	Schoen	Zerwas
Daniels	Hausman	Lillie	Nelson	Schomacker	Spk. Daudt
Davids	Heintzeman	Loeffler	Newberger	Schultz	
Dean, M.	Hertaus	Lohmer	Newton	Scott	
Dehn, R.	Hilstrom	Loon	Nornes	Selcer	

A quorum was present.

Applebaum, Barrett, Davnie, Fenton and Hancock were excused.

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.

## REPORTS OF STANDING COMMITTEES AND DIVISIONS

Sanders from the Committee on Government Operations and Elections Policy to which was referred:

H. F. No. 887, A bill for an act relating to natural resources; dedicating unclaimed lottery prize money for acquisition of certain school trust lands; providing for condemnation of school trust lands to be acquired; appropriating money; amending Minnesota Statutes 2014, sections 94.165, subdivision 2; 349A.08, subdivision 5; proposing coding for new law in Minnesota Statutes, chapter 92.

Reported the same back with the following amendments:

Page 1, delete section 1

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, delete everything after the semicolon

Page 1, line 4, delete "trust lands to be acquired;"

Correct the title numbers accordingly

With the recommendation that when so amended the bill be re-referred to the Committee on Commerce and Regulatory Reform.

The report was adopted.

Mack from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 978, A bill for an act relating to health professions; licensing genetic counselors; proposing coding for new law as Minnesota Statutes, chapter 147F.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **[147F.01] DEFINITIONS.**

Subdivision 1. **Applicability.** For purposes of sections 147F.01 to 147F.17, the terms defined in this section have the meanings given them.

Subd. 2. **ABGC.** "ABGC" means the American Board of Genetic Counseling, a national agency for certification and recertification of genetic counselors, or its successor organization or equivalent.

Subd. 3. **ABMG.** "ABMG" means the American Board of Medical Genetics, a national agency for certification and recertification of genetic counselors, medical geneticists, and Ph. D. geneticists, or its successor organization.

Subd. 4. **ACGC.** "ACGC" means the Accreditation Council for Genetic Counseling, a specialized program accreditation board for educational training programs granting master's degrees or higher in genetic counseling, or its successor organization.

Subd. 5. **Board.** "Board" means the Board of Medical Practice.

Subd. 6. **Eligible status.** "Eligible status" means an applicant who has met the requirements and received approval from the ABGC to sit for the certification examination.

Subd. 7. **Genetic counseling.** "Genetic counseling" means the provision of services described in section 147F.03 to help clients and their families understand the medical, psychological, and familial implications of genetic contributions to a disease or medical condition.

Subd. 8. **Genetic counselor.** "Genetic counselor" means an individual licensed under sections 147F.01 to 147F.17 to engage in the practice of genetic counseling.

Subd. 9. **Licensed physician.** "Licensed physician" means an individual who is licensed to practice medicine under chapter 147.

Subd. 10. **NSGC.** "NSGC" means the National Society of Genetic Counselors, a professional membership association for genetic counselors that approves continuing education programs.

Subd. 11. **Qualified supervisor.** "Qualified supervisor" means any person who is licensed under sections 147F.01 to 147F.17 as a genetic counselor or a physician licensed under chapter 147 to practice medicine in Minnesota.

Subd. 12. **Supervisee.** "Supervisee" means a genetic counselor with a provisional license.

Subd. 13. **Supervision.** "Supervision" means an assessment of the work of the supervisee, including regular meetings and file review, by a qualified supervisor according to the supervision contract. Supervision does not require the qualified supervisor to be present while the supervisee provides services.

## Sec. 2. **[147F.03] SCOPE OF PRACTICE.**

The practice of genetic counseling by a licensed genetic counselor includes the following services:

- (1) obtaining and interpreting individual and family medical and developmental histories;
- (2) determining the mode of inheritance and the risk of transmitting genetic conditions and birth defects;
- (3) discussing the inheritance, features, natural history, means of diagnosis, and management of conditions with clients;
- (4) identifying, coordinating, ordering, and explaining the clinical implications of genetic laboratory tests and other laboratory studies;
- (5) assessing psychosocial factors, including social, educational, and cultural issues;
- (6) providing client-centered counseling and anticipatory guidance to the client or family based on their responses to the condition, risk of occurrence, or risk of recurrence;

(7) facilitating informed decision-making about testing and management;

(8) identifying and using community resources that provide medical, educational, financial, and psychosocial support and advocacy; and

(9) providing accurate written medical, genetic, and counseling information for families and health care professionals.

Sec. 3. **[147F.05] UNLICENSED PRACTICE PROHIBITED; PROTECTED TITLES AND RESTRICTIONS ON USE.**

Subdivision 1. **Protected titles.** No individual may use the title "genetic counselor," "licensed genetic counselor," "gene counselor," "genetic consultant," "genetic assistant," "genetic associate," or any words, letters, abbreviations, or insignia indicating or implying that the individual is eligible for licensure by the state as a genetic counselor unless the individual has been licensed as a genetic counselor according to sections 147F.01 to 147F.17.

Subd. 2. **Unlicensed practice prohibited.** No individual may practice genetic counseling unless the individual is licensed as a genetic counselor sections 147F.01 to 147F.17 except as otherwise provided under sections 147F.01 to 147F.17.

Subd. 3. **Other practitioners.** (a) Nothing in sections 147F.01 to 147F.17 shall be construed to prohibit or restrict the practice of any profession or occupation licensed or registered by the state by an individual duly licensed or registered to practice the profession or occupation or to perform any act that falls within the scope of practice of the profession or occupation.

(b) Nothing in sections 147F.01 to 147F.17 shall be construed to require a license under sections 147F.01 to 147F.17 for:

(1) an individual employed as a genetic counselor by the federal government or a federal agency if the individual is providing services under the direction and control of the employer;

(2) a student or intern, having graduated within the past six months, or currently enrolled in an ACGC-accredited genetic counseling educational program providing genetic counseling services that are an integral part of the student's or intern's course of study, are performed under the direct supervision of a licensed genetic counselor or physician who is on duty in the assigned patient care area, and the student is identified by the title "genetic counseling intern";

(3) a visiting ABGC- or ABMG-certified genetic counselor working as a consultant in this state who permanently resides outside of the state, or the occasional use of services from organizations from outside of the state that employ ABGC- or ABMG-certified genetic counselors. This is limited to practicing for 30 days total within one calendar year. Certified genetic counselors from outside of the state working as a consultant in this state must be licensed in their state of residence if that credential is available; or

(4) an individual who is licensed to practice medicine under chapter 147.

Subd. 4. **Sanctions.** An individual who violates this section is guilty of a misdemeanor and shall be subject to sanctions or actions according to section 214.11.

Sec. 4. **[147F.07] LICENSURE REQUIREMENTS.**

**Subdivision 1. General requirements for licensure.** To be eligible for licensure, an applicant, with the exception of those seeking licensure by reciprocity under subdivision 2, must submit to the board:

(1) a completed application on forms provided by the board along with all fees required under section 147F.17. The applicant must include:

(i) the applicant's name, Social Security number, home address and telephone number, and business address and telephone number if currently employed;

(ii) the name and location of the genetic counseling or medical program the applicant completed;

(iii) a list of degrees received from other educational institutions;

(iv) a description of the applicant's professional training;

(v) a list of registrations, certifications, and licenses held in other jurisdictions;

(vi) a description of any other jurisdiction's refusal to credential the applicant;

(vii) a description of all professional disciplinary actions initiated against the applicant in any jurisdiction; and

(viii) any history of drug or alcohol abuse, and any misdemeanor or felony conviction;

(2) evidence of graduation from an education program accredited by the ACGC or its predecessor or successor organization;

(3) a verified copy of a valid and current certification issued by the ABGC or ABMG as a certified genetic counselor, or by the ABMG as a certified medical geneticist;

(4) additional information as requested by the board, including any additional information necessary to ensure that the applicant is able to practice with reasonable skill and safety to the public;

(5) a signed statement verifying that the information in the application is true and correct to the best of the applicant's knowledge and belief; and

(6) a signed waiver authorizing the board to obtain access to the applicant's records in this or any other state in which the applicant completed an educational program or engaged in the practice of genetic counseling.

**Subd. 2. Licensure by reciprocity.** To be eligible for licensure by reciprocity, the applicant must hold a current genetic counselor or medical geneticist registration or license in another state, the District of Columbia, or a territory of the United States, whose standards for registration or licensure are at least equivalent to those of Minnesota, and must:

(1) submit the application materials and fees as required by subdivision 1, clauses (1), (2), and (4) to (6);

(2) provide a verified copy from the appropriate government body of a current registration or license for the practice of genetic counseling in another jurisdiction that has initial registration or licensing requirements equivalent to or higher than the requirements in subdivision 1; and

(3) provide letters of verification from the appropriate government body in each jurisdiction in which the applicant holds a registration or license. Each letter must state the applicant's name, date of birth, registration or license number, date of issuance, a statement regarding disciplinary actions, if any, taken against the applicant, and the terms under which the registration or license was issued.

Subd. 3. **Licensure by equivalency.** (a) The board may grant a license to an individual who does not meet the certification requirements in subdivision 1 but who has been employed as a genetic counselor for a minimum of ten years and provides the following documentation to the board no later than February 1, 2017:

(1) proof of a master's or higher degree in genetics or related field of study from an accredited educational institution;

(2) proof that the individual has never failed the ABGC or ABMG certification examination;

(3) three letters of recommendation, with at least one from an individual eligible for licensure under sections 147F.01 to 147F.17, and at least one from an individual certified as a genetic counselor by the ABGC or ABMG or an individual certified as a medical geneticist by the ABMG. An individual who submits a letter of recommendation must have worked with the applicant in an employment setting during the past ten years and must attest to the applicant's competency; and

(4) documentation of the completion of 100 hours of NSGC-approved continuing education credits within the past five years.

(b) This subdivision expires February 1, 2017.

Subd. 4. **License expiration.** A genetic counselor license shall be valid for one year from the date of issuance.

Subd. 5. **License renewal.** To be eligible for license renewal, a licensed genetic counselor must submit to the board:

(1) a renewal application on a form provided by the board;

(2) the renewal fee required under section 147F.17;

(3) evidence of compliance with the continuing education requirements in section 147F.11; and

(4) any additional information requested by the board.

Sec. 5. **[147F.09] BOARD ACTION ON APPLICATIONS FOR LICENSURE.**

(a) The board shall act on each application for licensure according to paragraphs (b) to (d).

(b) The board shall determine if the applicant meets the requirements for licensure under section 147F.07. The board may investigate information provided by an applicant to determine whether the information is accurate and complete.

(c) The board shall notify each applicant in writing of action taken on the application, the grounds for denying licensure if a license is denied, and the applicant's right to review the board's decision under paragraph (d).

(d) Applicants denied licensure may make a written request to the board, within 30 days of the board's notice, to appear before the advisory council and for the advisory council to review the board's decision to deny the applicant's license. After reviewing the denial, the advisory council shall make a recommendation to the board as to whether the denial shall be affirmed. Each applicant is allowed only one request for review per licensure period.

Sec. 6. **[147F.11] CONTINUING EDUCATION REQUIREMENTS.**

(a) A licensed genetic counselor must complete a minimum of 25 hours of NSGC- or ABMG-approved continuing education units every two years. If a licensee's renewal term is prorated to be more or less than one year, the required number of continuing education units is prorated proportionately.

(b) The board may grant a variance to the continuing education requirements specified in this section if a licensee demonstrates to the satisfaction of the board that the licensee is unable to complete the required number of educational units during the renewal term. The board may allow the licensee to complete the required number of continuing education units within a time frame specified by the board. In no case shall the board allow the licensee to complete less than the required number of continuing education units.

Sec. 7. **[147F.13] DISCIPLINE; REPORTING.**

For purposes of sections 147F.01 to 147F.17, licensed genetic counselors and applicants are subject to sections 147.091 to 147.162.

Sec. 8. **[147F.15] LICENSED GENETIC COUNSELOR ADVISORY COUNCIL.**

Subdivision 1. **Membership.** The board shall appoint a five-member Licensed Genetic Counselor Advisory Council. One member must be a licensed physician with experience in genetics, three members must be licensed genetic counselors, and one member must be a public member.

Subd. 2. **Organization.** The advisory council shall be organized and administered as provided in section 15.059.

Subd. 3. **Duties.** The advisory council shall:

(1) advise the board regarding standards for licensed genetic counselors;

(2) provide for distribution of information regarding licensed genetic counselor practice standards;

(3) advise the board on enforcement of sections 147F.01 to 147F.17;

(4) review applications and recommend granting or denying licensure or license renewal;

(5) advise the board on issues related to receiving and investigating complaints, conducting hearings, and imposing disciplinary action in relation to complaints against licensed genetic counselors; and

(6) perform other duties authorized for advisory councils by chapter 214, as directed by the board.

Subd. 4. **Expiration.** Notwithstanding section 15.059, the advisory council does not expire.

Sec. 9. **[147F.17] FEES.**

Subdivision 1. **Fees.** Fees are as follows:

(1) license application fee, \$200;

(2) initial licensure and annual renewal, \$150;

(3) provisional license fee, \$150; and

(4) late fee, \$75.

Subd. 2. **Proration of fees.** The board may prorate the initial license fee. All licensees are required to pay the full fee upon license renewal.

Subd. 3. **Penalty for late renewals.** An application for registration renewal submitted after the deadline must be accompanied by a late fee in addition to the required fees.

Subd. 4. **Nonrefundable fees.** All fees are nonrefundable.

Subd. 5. **Deposit.** Fees collected by the board under this section shall be deposited in the state government special revenue fund."

With the recommendation that when so amended the bill be re-referred to the Committee on Government Operations and Elections Policy.

The report was adopted.

Anderson, P., from the Committee on Agriculture Policy to which was referred:

H. F. No. 1235, A bill for an act relating to agriculture; farmer-lender mediation; modifying the amount of debt required for a mediation notice; extending the farmer-lender mediation program until 2021; amending Minnesota Statutes 2014, sections 336.9-601; 550.365, subdivision 1; 559.209, subdivision 1; 582.039, subdivision 1; 583.215.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2015 Supplement, section 583.215, is amended to read:

**583.215 EXPIRATION.**

Sections 336.9-601, subsections (h) and (i); 550.365; 559.209; 582.039; and 583.20 to 583.32, expire June 30, ~~2016~~ 2018.

Sec. 2. **FARMER-LENDER MEDIATION TASK FORCE.**

The commissioner of agriculture must convene an advisory task force to provide recommendations to the legislature regarding the state's Farmer-Lender Mediation Act. The task force must be comprised of 12 members including one adult farm business management instructor appointed by the commissioner and three farmers appointed by the commissioner, at least one of whom is a beginning or nontraditional farmer and at least one of whom has personal experience with the farmer-lender mediation program. The remaining membership of the task force consists of one member appointed by each of the following entities:

(1) Minnesota Farm Bureau;

(2) Minnesota Farmers Union;

(3) Minnesota Bankers Association;

(4) Independent Community Bankers of Minnesota;

(5) Farm Credit Services - Minnesota State Federation;

(6) Minnesota Credit Union Network;

(7) Minnesota-South Dakota Equipment Dealers Association; and

(8) University of Minnesota Extension.

No later than February 1, 2017, the commissioner must report the task force's recommendations to the legislative committees with jurisdiction over agriculture policy and finance.

Sec. 3. **REPEALER.**

Laws 2015, First Special Session chapter 4, article 2, section 81, is repealed.

Sec. 4. **EFFECTIVE DATE.**

This act is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to agriculture; farmer-lender mediation; extending the Farmer-Lender Mediation Act for two years; establishing an advisory task force; requiring a report; repealing a law that would have extended the Farmer-Lender Mediation Act until June 30, 2017, if the legislature did not meet in regular session during calendar year 2016; amending Minnesota Statutes 2015 Supplement, section 583.215; repealing Laws 2015, First Special Session chapter 4, article 2, section 81."

With the recommendation that when so amended the bill be re-referred to the Committee on Government Operations and Elections Policy.

The report was adopted.

Sanders from the Committee on Government Operations and Elections Policy to which was referred:

H. F. No. 2270, A bill for an act relating to state government; authorizing placement of a plaque on the Capitol grounds to honor workers who constructed the Capitol building; appropriating money.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **PLAQUE OR MARKER AUTHORIZED.**

(a) A plaque or three-dimensional marker shall be placed in the Capitol building in a space easily visible to public visitors to recognize and honor the efforts and sacrifice of workers who constructed the State Capitol building and specifically honoring the six workers who died during construction of the State Capitol building. The Capitol Area Architectural and Planning Board shall set the parameters and location for the memorial plaque or marker.

(b) The Capitol Area Architectural and Planning Board shall conduct an opportunity contest for sixth graders from across the state to submit designs for the memorial plaque or marker. The board shall select a design from those submissions by January 1, 2017. The memorial plaque or marker shall be installed during the completion of the Capitol remodel.

Sec. 2. **APPROPRIATION.**

\$...... in fiscal year 2017 is appropriated from the general fund to the commissioner of administration to design, construct, and install the plaque or marker authorized in section 1 to honor those who constructed and died during the building of the Capitol building. This amount may be expended in either year of the biennium.

Delete the title and insert:

"A bill for an act relating to state government; authorizing placement of a plaque or marker on the Capitol grounds to honor workers who constructed the Capitol building; appropriating money."

With the recommendation that when so amended the bill be re-referred to the Committee on State Government Finance.

The report was adopted.

Mack from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 2322, A bill for an act relating to health; creating licensing for the practice of clinical lactation services; establishing fees; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 148.

Reported the same back with the following amendments:

Page 2, line 34, delete "148.9805, paragraph (b)" and insert "148.9806, subdivision 2"

Page 3, line 2, delete "148.9805, paragraph (c)" and insert "148.9806, subdivision 3"

Page 3, line 9, delete the second "lactation"

Page 5, delete section 5

Page 5, line 29, before "credentials" insert "lactation consulting"

Page 7, line 17, delete everything after "commissioner" and insert "may"

Page 10, line 27, delete everything before the semicolon

Page 10, line 29, delete "or advisory council"

Page 11, line 9, delete "or advisory council"

Page 12, line 1, delete everything after "commissioner"

Page 12, line 2, delete everything before "may"

Page 13, line 12, delete "2016" and insert "2017"

Page 13, after line 12, insert:

"Sec. 13. **EFFECTIVE DATE.**

Sections 1 to 12 are effective July 1, 2017."

Renumber the sections in sequence

With the recommendation that when so amended the bill be re-referred to the Committee on Government Operations and Elections Policy.

The report was adopted.

Mack from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 2344, A bill for an act relating to health; regulating the practice of orthotics, prosthetics, and pedorthics; requiring licensure; establishing fees; proposing coding for new law as Minnesota Statutes, chapter 153B.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. **[153B.10] SHORT TITLE.**

Chapter 153B may be cited as the "Minnesota Orthotist, Prosthetist, and Pedorthist Practice Act."

Sec. 2. **[153B.15] DEFINITIONS.**

Subdivision 1. **Application.** For purposes of this act, the following words have the meanings given.

Subd. 2. **Advisory council.** "Advisory council" means the Orthotics, Prosthetics, and Pedorthics Advisory Council established under section 153B.25.

Subd. 3. **Board.** "Board" means the Board of Podiatric Medicine.

Subd. 4. **Custom-fabricated device.** "Custom-fabricated device" means an orthosis, prosthesis, or pedorthic device for use by a patient that is fabricated to comprehensive measurements or a mold or patient model in accordance with a prescription and which requires on-site or in-person clinical and technical judgment in its design, fabrication, and fitting.

Subd. 5. **Licensed orthotic-prosthetic assistant.** "Licensed orthotic-prosthetic assistant" means a person, licensed by the board, who is educated and trained to participate in comprehensive orthotic and prosthetic care while under the supervision of a licensed orthotist or licensed prosthetist. Assistants may perform orthotic and prosthetic procedures and related tasks in the management of patient care. The assistant may fabricate, repair, and maintain orthoses and prostheses. The use of the title "orthotic-prosthetic assistant" or representations to the public is limited to a person who is licensed under this chapter as an orthotic-prosthetic assistant.

Subd. 6. **Licensed orthotic fitter.** "Licensed orthotic fitter" means a person licensed by the board who is educated and trained in providing certain orthoses, and is trained to conduct patient assessments, formulate treatment plans, implement treatment plans, perform follow-up, and practice management pursuant to a prescription. An orthotic fitter must be competent to fit certain custom-fitted, prefabricated, and off-the-shelf orthoses as follows:

(1) cervical orthoses, except those used to treat an unstable cervical condition;

(2) prefabricated orthoses for the upper and lower extremities, except those used in:

(i) the initial or acute treatment of long bone fractures and dislocations;

(ii) therapeutic shoes and inserts needed as a result of diabetes; and

(iii) functional electrical stimulation orthoses;

(3) prefabricated spinal orthoses, except those used in the treatment of scoliosis or unstable spinal conditions, including halo cervical orthoses; and

(4) trusses.

The use of the title "orthotic fitter" or representations to the public is limited to a person who is licensed under this chapter as an orthotic fitter.

Subd. 7. **Licensed orthotist.** "Licensed orthotist" means a person licensed by the board who is educated and trained to practice orthotics, which includes managing comprehensive orthotic patient care pursuant to a prescription. The use of the title "orthotist" or representations to the public is limited to a person who is licensed under this chapter as an orthotist.

Subd. 8. **Licensed pedorthist.** "Licensed pedorthist" means a person licensed by the board who is educated and trained to manage comprehensive pedorthic patient care and who performs patient assessments, formulates and implements treatment plans, and performs follow-up and practice management pursuant to a prescription. A pedorthist may fit, fabricate, adjust, or modify devices within the scope of the pedorthist's education and training. Use of the title "pedorthist" or representations to the public is limited to a person who is licensed under this chapter as a pedorthist.

Subd. 9. **Licensed prosthetist.** "Licensed prosthetist" means a person licensed by the board who is educated and trained to manage comprehensive prosthetic patient care, and who performs patient assessments, formulates and implements treatment plans, and performs follow-up and practice management pursuant to a prescription. Use of the title "prosthetist" or representations to the public is limited to a person who is licensed under this chapter as a prosthetist.

Subd. 10. **Licensed prosthetist orthotist.** "Licensed prosthetist orthotist" means a person licensed by the board who is educated and trained to manage comprehensive prosthetic and orthotic patient care, and who performs patient assessments, formulates and implements treatment plans, and performs follow-up and practice management pursuant to a prescription. Use of the title "prosthetist orthotist" or representations to the public is limited to a person who is licensed under this chapter as a prosthetist orthotist.

Subd. 11. **NCOPE.** "NCOPE" means National Commission on Orthotic and Prosthetic Education, an accreditation program that ensures educational institutions and residency programs meet the minimum standards of quality to prepare individuals to enter the orthotic, prosthetic, and pedorthic professions.

Subd. 12. **Orthosis.** "Orthosis" means an external device that is custom-fabricated or custom-fitted to a specific patient based on the patient's unique physical condition and is applied to a part of the body to help correct a deformity, provide support and protection, restrict motion, improve function, or relieve symptoms of a disease, syndrome, injury, or postoperative condition.

Subd. 13. **Orthotics.** "Orthotics" means the science and practice of evaluating, measuring, designing, fabricating, assembling, fitting, adjusting, or servicing an orthosis pursuant to a prescription. The practice of orthotics includes providing the initial training necessary for fitting an orthotic device for the support, correction, or alleviation of neuromuscular or musculoskeletal dysfunction, disease, injury, or deformity.

Subd. 14. **Over-the-counter.** "Over-the-counter" means a prefabricated, mass-produced item that is prepackaged, requires no professional advice or judgment in size selection or use, and is currently available at retail stores without a prescription. Over-the-counter items are not regulated by this act.

Subd. 15. **Off-the-shelf.** "Off-the-shelf" means a prefabricated device sized or modified for the patient's use pursuant to a prescription and which requires changes to be made by a qualified practitioner to achieve an individual fit, such as requiring the item to be trimmed, bent, or molded with or without heat, or requiring any other alterations beyond self adjustment.

Subd. 16. **Pedorthic device.** "Pedorthic device" means below-the-ankle partial foot prostheses for transmetatarsal and more distal amputations, foot orthoses, and subtalar-control foot orthoses to control the range of motion of the subtalar joint. A prescription is required for any pedorthic device, modification, or prefabricated below-the-knee orthosis addressing a medical condition that originates at the ankle or below. Pedorthic devices do not include nontherapeutic inlays or footwear regardless of method of manufacture; unmodified, nontherapeutic over-the-counter shoes; or prefabricated foot care products.

Subd. 17. **Pedorthics.** "Pedorthics" means the science and practice of evaluating, measuring, designing, fabricating, assembling, fitting, adjusting, or servicing a pedorthic device pursuant to a prescription for the correction or alleviation of neuromuscular or musculoskeletal dysfunction, disease, injury, or deformity. The practice of pedorthics includes providing patient care and services pursuant to a prescription to prevent or ameliorate painful or disabling conditions of the foot and ankle.

Subd. 18. **Prescription.** "Prescription" means an order deemed medically necessary by a physician, podiatric physician, osteopathic physician, or a licensed health care provider who has authority in this state to prescribe orthotic and prosthetic devices, supplies, and services.

Subd. 19. **Prosthesis.** "Prosthesis" means a custom-designed, fabricated, fitted, or modified device to treat partial or total limb loss for purposes of restoring physiological function or cosmesis. Prosthesis does not include artificial eyes, ears, fingers, or toes; dental appliances; external breast prosthesis; or cosmetic devices that do not have a significant impact on the musculoskeletal functions of the body.

Subd. 20. **Prosthetics.** "Prosthetics" means the science and practice of evaluating, measuring, designing, fabricating, assembling, fitting, adjusting, or servicing a prosthesis pursuant to a prescription. It includes providing the initial training necessary to fit a prosthesis in order to replace external parts of a human body lost due to amputation, congenital deformities, or absence.

Subd. 21. **Resident.** "Resident" means a person who has completed a NCOPE-approved education program in orthotics or prosthetics and is receiving clinical training in a residency accredited by NCOPE.

Subd. 22. **Residency.** "Residency" means a minimum of an NCOPE-approved program to acquire practical clinical training in orthotics and prosthetics in a patient care setting.

Subd. 23. **Supervisor.** "Supervisor" means the licensed orthotist, prosthetist, or pedorthist who oversees and is responsible for the delivery of appropriate, effective, ethical, and safe orthotic, prosthetic, or pedorthic patient care.

**Sec. 3. [153B.20] EXCEPTIONS.**

Nothing in this chapter shall prohibit:

(1) a physician, osteopathic physician, or podiatric physician licensed by the state of Minnesota from providing services within the physician's scope of practice;

(2) a professional regulated in this state, including but not limited to physical therapists and occupational therapists, from providing services within the professional's scope of practice;

(3) the practice of orthotics, prosthetics, or pedorthics by a person who is employed by the federal government or any bureau, division, or agency of the federal government while in the discharge of the employee's official duties;

(4) the practice of orthotics, prosthetics, or pedorthics by:

(i) a student enrolled in an accredited or approved orthotics, prosthetics, or pedorthics education program who is performing activities required by the program;

(ii) a resident enrolled in an NCOPE-accredited residency program; or

(iii) a person working in a qualified, supervised work experience or internship who is obtaining the clinical experience necessary for licensure under this chapter; or

(5) an orthotist, prosthetist, prosthetist orthotist, pedorthist, assistant, or fitter who is licensed in another state or territory of the United States or in another country that has equivalent licensure requirements as approved by the board from providing services within the professional's scope of practice subject to this paragraph, if the individual is qualified and has applied for licensure under this chapter. The individual shall be allowed to practice for no longer than six months following the filing of the application for licensure, unless the individual withdraws the application for licensure or the board denies the license.

**Sec. 4. [153B.25] ORTHOTICS, PROSTHETICS, AND PEDORTHICS ADVISORY COUNCIL.**

Subdivision 1. **Creation; membership.** (a) There is established an Orthotics, Prosthetics, and Pedorthics Advisory Council which shall consist of seven voting members appointed by the board. Five members shall be licensed and practicing orthotists, prosthetists, or pedorthists. Each profession shall be represented on the advisory council. One member shall be a Minnesota-licensed doctor of podiatric medicine who is also a member of the Board of Podiatric Medicine, and one member shall be a public member.

(b) The council shall be organized and administered under section 15.059.

Subd. 2. **Duties.** The advisory council shall:

(1) advise the board on enforcement of the provisions contained in this chapter;

(2) review reports of investigations or complaints relating to individuals and make recommendations to the board as to whether a license should be denied or disciplinary action taken against an individual;

(3) advise the board regarding standards for licensure of professionals under this chapter; and

(4) perform other duties authorized for advisory councils by chapter 214, as directed by the board.

Sec. 5. **[153B.30] LICENSURE.**

Subdivision 1. **Application.** An application for a license shall be submitted to the board in the format required by the board and shall be accompanied by the required fee, which is nonrefundable.

Subd. 2. **Qualifications.** (a) To be eligible for licensure as an orthotist, prosthetist, or prosthetist orthotist, an applicant shall meet orthotist, prosthetist, or prosthetist orthotist certification requirements of either the American Board for Certification in Orthotics, Prosthetics, and Pedorthics or the Board of Certification/Accreditation requirements in effect at the time of the individual's application for licensure and be in good standing with the certifying board.

(b) To be eligible for licensure as a pedorthist, an applicant shall meet the pedorthist certification requirements of either the American Board for Certification in Orthotics, Prosthetics, and Pedorthics or the Board of Certification/Accreditation that are in effect at the time of the individual's application for licensure and be in good standing with the certifying board.

(c) To be eligible for licensure as an orthotic or prosthetic assistant, an applicant shall meet the orthotic or prosthetic assistant certification requirements of the American Board for Certification in Orthotics, Prosthetics, and Pedorthics that are in effect at the time of the individual's application for licensure and be in good standing with the certifying board.

(d) To be eligible for licensure as an orthotic fitter, an applicant shall meet the orthotic fitter certification requirements of either the American Board for Certification in Orthotics, Prosthetics, and Pedorthics or the Board of Certification/Accreditation that are in effect at the time of the individual's application for licensure and be in good standing with the certifying board.

Subd. 3. **License term.** A license to practice is valid for a term of up to 24 months beginning on January 1 or commencing after initially fulfilling the license requirements and ending on December 31 of the following year.

Sec. 6. **[153B.35] EMPLOYMENT BY AN ACCREDITED FACILITY; SCOPE OF PRACTICE.**

A licensed orthotist, prosthetist, pedorthist, assistant, or orthotic fitter may provide limited, supervised patient care services beyond their licensed scope of practice if all of the following conditions are met:

(1) the licensee is employed by a patient care facility that is accredited by a national accrediting organization in orthotics, prosthetics, and pedorthics;

(2) written objective criteria are documented by the accredited facility to describe the knowledge and skills required by the licensee to demonstrate competency to provide additional specific and limited patient care services that are outside the licensee's scope of practice;

(3) the licensee provides patient care only at the direction of a supervisor who is licensed as an orthotist, pedorthist, or prosthetist who is employed by the facility to provide the specific patient care or services that are outside the licensee's scope of practice; and

(4) the supervised patient care occurs in compliance with facility accreditation standards.

Sec. 7. **[153B.40] CONTINUING EDUCATION.**

Subdivision 1. **Requirement.** Each licensee shall obtain the number of continuing education hours required by the certifying board to maintain certification status pursuant to the specific license category.

Subd. 2. **Proof of attendance.** A licensee must submit to the board proof of attendance at approved continuing education programs during the license renewal period in which it was attended in the form of a certificate, statement of continuing education credits from the American Board for Certification in Orthotics, Prosthetics, and Pedorthics or the Board of Certification/Accreditation, descriptive receipt, or affidavit. The board may conduct random audits.

Subd. 3. **Extension of continuing education requirements.** For good cause, a licensee may apply to the board for a six-month extension of the deadline for obtaining the required number of continuing education credits. No more than two consecutive extensions may be granted. For purposes of this subdivision, "good cause" includes unforeseen hardships such as illness, family emergency, or military call-up.

Sec. 8. **[153B.45] LICENSE RENEWAL.**

Subdivision 1. **Submission of license renewal application.** A licensee must submit to the board a license renewal application on a form provided by the board together with the license renewal fee. The completed form must be postmarked no later than January 1 in the year of renewal. The form must be signed by the licensee in the place provided for the renewal applicant's signature, include evidence of participation in approved continuing education programs, and any other information as the board may reasonably require.

Subd. 2. **Renewal application postmarked after January 1.** A renewal application postmarked after January 1 in the renewal year shall be returned to the licensee for addition of the late renewal fee. A license renewal application postmarked after January 1 in the renewal year is not complete until the late renewal fee has been received by the board.

Subd. 3. **Failure to submit renewal application.** (a) At any time after January 1 of the applicable renewal year, the board shall send notice to a licensee who has failed to apply for license renewal. The notice shall be mailed to the licensee at the last address on file with the board and shall include the following information:

(1) that the licensee has failed to submit application for license renewal;

(2) the amount of renewal and late fees;

(3) information about continuing education that must be submitted in order for the license to be renewed;

(4) that the licensee must respond within 30 calendar days after the notice was sent by the board; and

(5) that the licensee may voluntarily terminate the license by notifying the board or may apply for license renewal by sending the board a completed renewal application, license renewal and late fees, and evidence of compliance with continuing education requirements.

(b) Failure by the licensee to notify the board of the licensee's intent to voluntarily terminate the license or to submit a license renewal application shall result in expiration of the license and termination of the right to practice. The expiration of the license and termination of the right to practice shall not be considered disciplinary action against the licensee.

(c) A license that has been expired under this subdivision may be reinstated.

Sec. 9. **[153B.50] NAME AND ADDRESS CHANGE.**

(a) A licensee who has changed names must notify the board in writing within 90 days and request a revised license. The board may require official documentation of the legal name change.

(b) A licensee must maintain with the board a correct mailing address to receive board communications and notices. A licensee who has changed addresses must notify the board in writing within 90 days. Mailing a notice by United States mail to a licensee's last known mailing address constitutes valid mailing.

Sec. 10. **[153B.55] INACTIVE STATUS.**

(a) A licensee who notifies the board in the format required by the board may elect to place the licensee's credential on inactive status and shall be excused from payment of renewal fees until the licensee notifies the board in the format required by the board of the licensee's plan to return to practice.

(b) A person requesting restoration from inactive status shall be required to pay the current renewal fee and comply with section 153B.45.

(c) A person whose license has been placed on inactive status shall not practice in this state.

Sec. 11. **[153B.60] LICENSE LAPSE DUE TO MILITARY SERVICE.**

A licensee whose license has expired while on active duty in the armed forces of the United States, with the National Guard while called into service or training, or while in training or education preliminary to induction into military service may have the licensee's license renewed or restored without paying a late fee or license restoration fee if the licensee provides verification to the board within two years of the termination of service obligation.

Sec. 12. **[153B.65] ENDORSEMENT.**

The board may license, without examination and on payment of the required fee, an applicant who is an orthotist, prosthetist, prosthetist orthotist, pedorthist, assistant, or fitter who is certified by the American Board for Certification in Orthotics, Prosthetics, and Pedorthics or a national certification organization with educational, experiential, and testing standards equal to or higher than the licensing requirements in Minnesota.

Sec. 13. **[153B.70] GROUNDS FOR DISCIPLINARY ACTION.**

(a) The board may refuse to issue or renew a license, revoke or suspend a license, or place on probation or reprimand a licensee for one or any combination of the following:

(1) making a material misstatement in furnishing information to the board;

(2) violating or intentionally disregarding the requirements of this chapter;

(3) being convicted of any crime under the laws of the United States or of a state or territory of the United States which is a felony or misdemeanor, where an essential element of the crime is dishonesty or where the crime is directly related to the practice of the profession;

(4) making a misrepresentation in order to obtain or renew a license;

(5) displaying a pattern of practice or other behavior that demonstrates incapacity or incompetence to practice;

(6) aiding or assisting another person in violating the provisions of this chapter;

(7) failing to provide information within 60 days in response to a written request from the board, including documentation of completion of continuing education requirements;

(8) engaging in dishonorable, unethical, or unprofessional conduct;

(9) engaging in conduct of a character likely to deceive, defraud, or harm the public;

(10) inability to practice due to habitual intoxication, addiction to drugs, or mental or physical illness;

(11) being disciplined by another state or territory of the United States, the federal government, a national certification organization, or foreign nation, if at least one of the grounds for the discipline is the same or substantially equivalent to one of the grounds in this section;

(12) directly or indirectly giving to or receiving from a person, firm, corporation, partnership, or association a fee, commission, rebate, or other form of compensation for professional services not actually or personally rendered;

(13) incurring a finding by the board that the licensee, after the licensee has been placed on probationary status, has violated the conditions of the probation;

(14) abandoning a patient or client;

(15) willfully making or filing false records or reports in the course of the licensee's practice including, but not limited to, false records or reports filed with state or federal agencies;

(16) willfully failing to report suspected child maltreatment as required under the Maltreatment of Minors Act, section 626.556; or

(17) soliciting professional services using false or misleading advertising.

(b) A license to practice is automatically suspended if (1) a guardian of a licensee is appointed by order of a court pursuant to sections 524.5-101 to 524.5-502, for reasons other than the minority of the licensee, or (2) the licensee is committed by order of a court pursuant to chapter 253B. The license remains suspended until the licensee is restored to capacity by a court and, upon petition by the licensee, the suspension is terminated by the board after a hearing. The licensee may be reinstated to practice, either with or without restrictions, by demonstrating clear and convincing evidence of rehabilitation. The regulated person is not required to prove rehabilitation if the subsequent court decision overturns previous court findings of public risk.

(c) If the board has probable cause to believe that a licensee or applicant has violated paragraph (a), clause (10), it may direct the person to submit to a mental or physical examination. For the purpose of this section, every person is deemed to have consented to submit to a mental or physical examination when directed in writing by the board and to have waived all objections to the admissibility of the examining physician's testimony or examination report on the grounds that the testimony or report constitutes a privileged communication. Failure of a regulated person to submit to an examination when directed constitutes an admission of the allegations against the person, unless the failure was due to circumstances beyond the person's control, in which case a default and final order may be entered without the taking of testimony or presentation of evidence. A regulated person affected under this paragraph shall at reasonable intervals be given an opportunity to demonstrate that the person can resume the competent practice of the regulated profession with reasonable skill and safety to the public. In any proceeding under this paragraph, neither the record of proceedings nor the orders entered by the board shall be used against a regulated person in any other proceeding.

(d) In addition to ordering a physical or mental examination, the board may, notwithstanding section 13.384 or 144.651, or any other law limiting access to medical or other health data, obtain medical data and health records relating to a licensee or applicant without the person's or applicant's consent if the board has probable cause to believe that a licensee is subject to paragraph (a), clause (10). The medical data may be requested from a provider

as defined in section 144.291, subdivision 2, paragraph (i), an insurance company, or a government agency, including the Department of Human Services. A provider, insurance company, or government agency shall comply with any written request of the board under this subdivision and is not liable in any action for damages for releasing the data requested by the board if the data are released pursuant to a written request under this subdivision, unless the information is false and the provider giving the information knew, or had reason to know, the information was false. Information obtained under this subdivision is classified as private under sections 13.01 to 13.87.

(e) If the board issues an order of immediate suspension of a license, a hearing must be held within 30 days of the suspension and completed without delay.

Sec. 14. **[153B.75] INVESTIGATION; NOTICE AND HEARINGS.**

The board has the authority to investigate alleged violations of this chapter, conduct hearings, and impose corrective or disciplinary action as provided in section 214.103.

Sec. 15. **[153B.80] UNLICENSED PRACTICE.**

Any person who practices as or makes a representation that the person is an orthotist, prosthetist, prosthetist orthotist, pedorthist, assistant, or fitter without a license shall be guilty of a misdemeanor. The board shall have the authority to seek a cease and desist order against any individual who is engaged in the unlicensed practice of a profession regulated by the board.

Sec. 16. **[153B.85] FEES.**

(a) The application fee for initial licensure shall not exceed \$600.

(b) The biennial renewal fee for a license to practice as an orthotist, prosthetist, prosthetist orthotist, or pedorthist shall not exceed \$600.

(c) The biennial renewal fee for a license to practice as an assistant or a fitter shall not exceed \$300.

(d) The initial licensure fee shall be the biennial renewal fee for the license issued prorated to the nearest dollar that is represented by the ratio of the number of days the license is held in the initial licensure period to 730 days.

(e) The fee for license restoration shall not exceed \$600.

(f) The fee for late license renewal is the license renewal fee in effect at the time of renewal plus \$100.

(g) The fee for license verification shall not exceed \$30.

(h) The fee to obtain a list of licensees shall not exceed \$25.

Sec. 17. **EFFECTIVE DATE.**

Sections 1 to 16 are effective January 1, 2017."

With the recommendation that when so amended the bill be re-referred to the Committee on Government Operations and Elections Policy.

The report was adopted.

Hoppe from the Committee on Commerce and Regulatory Reform to which was referred:

H. F. No. 2380, A bill for an act relating to MNsure; modifying funding for the operations of MNsure; amending Minnesota Statutes 2014, section 62V.05, subdivision 2.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2014, section 62V.05, subdivision 2, is amended to read:

Subd. 2. **Operations funding.** (a) ~~Prior to January 1, 2015, MNsure shall retain or collect up to 1.5 percent of total premiums for individual and small group market health plans and dental plans sold through MNsure to fund the cash reserves of MNsure, but the amount collected shall not exceed a dollar amount equal to 25 percent of the funds collected under section 62E.11, subdivision 6, for calendar year 2012.~~

~~(b) Beginning January 1, 2015, MNsure shall retain or collect up to 3.5 percent of total premiums for individual and small group market health plans and dental plans sold through MNsure to fund the operations of MNsure, but the amount collected shall not exceed a dollar amount equal to 50 percent of the funds collected under section 62E.11, subdivision 6, for calendar year 2012.~~

~~(e) Beginning January 1, 2016, through December 31, 2016, MNsure shall retain or collect up to 3.5 percent of total premiums for individual and small group market health plans and dental plans sold through MNsure to fund the operations of MNsure, but the amount collected may never exceed a dollar amount greater than 100 percent of the funds collected under section 62E.11, subdivision 6, for calendar year 2012.~~

~~(d) For fiscal years 2014 and 2015, the commissioner of management and budget is authorized to provide cash flow assistance of up to \$20,000,000 from the special revenue fund or the statutory general fund under section 16A.671, subdivision 3, paragraph (a), to MNsure. Any funds provided under this paragraph shall be repaid, with interest, by June 30, 2015.~~

(b) Beginning January 1, 2017, through December 31, 2017, MNsure shall retain or collect up to 1.75 percent of total premiums for individual and small group market health plans and dental plans sold through MNsure to fund the operation of MNsure.

(c) If an independent third party makes the certification specified in this paragraph, MNsure shall retain or collect up to 1.75 percent of total premiums for individual and small group market health plans and dental plans sold through MNsure to fund the operations of MNsure. This paragraph applies to a calendar year beginning on or after January 1, 2018, if in the previous calendar year the independent third party certified that MNsure met all of the following operational and technological benchmarks for the previous calendar year:

(1) on a daily basis, MNsure successfully transferred to health carriers data in the EDI 834 format that were complete and accurate according to industry standards and that allowed the health carrier to enroll the consumer in the qualified health plan chosen by the consumer;

(2) MNsure automatically processed enrollment renewals in qualified health plans and in public health care programs;

(3) MNsure automatically processed invoices for and payments of MinnesotaCare premiums;

(4) MNsure provided self-service functionality for account changes and changes necessitated by qualifying life events, including adding or removing household members, making changes to address or income, canceling coverage, and accessing online proof of coverage forms required by federal law;

(5) MNsure transmitted 1095-A forms to enrollees by January 31 each year, or earlier if required by federal law; and

(6) MNsure call center response and resolution times met or exceeded industry standards.

(d) Beginning January 1, 2018, for any calendar year for which the independent third party did not make the certification specified in paragraph (c) for the previous calendar year, MNsure shall retain or collect up to 1.5 percent of total premiums for individual and small group market health plans and dental plans sold through MNsure to fund the operation of MNsure.

(e) Funding for the operations of MNsure shall cover any compensation provided to navigators participating in the navigator program.

(f) The amount collected by MNsure in a calendar year under this subdivision shall not exceed a dollar amount greater than 60 percent of the funds collected under section 62E.11, subdivision 6, for calendar year 2012.

**EFFECTIVE DATE.** This section is effective July 1, 2016."

With the recommendation that when so amended the bill be re-referred to the Committee on Taxes.

The report was adopted.

Gunther from the Committee on Greater Minnesota Economic and Workforce Development Policy to which was referred:

H. F. No. 2381, A bill for an act relating to broadband; amending a definition; amending the broadband grant application process; requiring a report; appropriating money; amending Minnesota Statutes 2014, sections 116J.391, subdivision 1; 116J.395, subdivisions 4, 5, by adding a subdivision.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2014, section 116J.391, subdivision 1, is amended to read:

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

(b) "Broadband" or "broadband service" has the meaning given in section 116J.39, subdivision 1, paragraph (b).

(c) "Broadband conduit" means a conduit, pipe, innerduct, or microduct ~~for fiber optic or other cables that support~~ supports broadband and wireless facilities for broadband service.

(d) "Local unit of government" has the meaning given in section 116G.03, subdivision 3.

(e) "Office" means the Office of Broadband Development established in section 116J.39.

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

Sec. 2. Minnesota Statutes 2015 Supplement, section 116J.394, is amended to read:

**116J.394 DEFINITIONS.**

(a) For the purposes of sections 116J.394 to 116J.396, the following terms have the meanings given them.

(b) "Broadband" or "broadband service" has the meaning given in section 116J.39, subdivision 1, paragraph (b).

(c) "Broadband infrastructure" means networks of deployed telecommunications equipment and technologies necessary to provide high-speed Internet access and other advanced telecommunications services for end users.

(d) "Commissioner" means the commissioner of employment and economic development.

(e) "Last-mile infrastructure" means broadband infrastructure that serves as the final leg connecting the broadband service provider's network to the end-use customer's on-premises telecommunications equipment.

(f) "Middle-mile infrastructure" means broadband infrastructure that links a broadband service provider's core network infrastructure to last-mile infrastructure.

(g) "Political subdivision" means any county, city, town, school district, special district or other political subdivision, or public corporation.

(h) "Underserved areas" means areas of Minnesota in which households or businesses lack access to wire-line broadband service at speeds that meet the state broadband goals ~~of ten to 20 megabits per second download and five to ten megabits per second upload~~ contained in section 237.012, subdivision 1.

(i) "Unserved areas" means areas of Minnesota in which households or businesses lack access to wire-line broadband service, ~~as defined in section 116J.39~~ at speeds less than ten megabits per second download and one megabit per second upload.

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

Sec. 3. Minnesota Statutes 2014, section 116J.395, subdivision 4, is amended to read:

Subd. 4. **Application process.** (a) An eligible applicant must submit an application to the commissioner on a form prescribed by the commissioner. The commissioner shall develop administrative procedures governing the application and grant award process. The commissioner shall act as fiscal agent for the grant program and shall be responsible for receiving and reviewing grant applications and awarding grants under this section.

(b) At least 30 days prior to the first day applications may be submitted each fiscal year, the commissioner must publish the specific criteria and any quantitative weighting scheme or scoring system the commissioner will use to evaluate or rank applications and award grants under subdivision 6 on the department's Web site.

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

Sec. 4. Minnesota Statutes 2014, section 116J.395, subdivision 5, is amended to read:

Subd. 5. **Application contents.** An applicant for a grant under this section shall provide the following information on the application:

(1) the location of the project;

- (2) the kind and amount of broadband infrastructure to be purchased for the project;
- (3) evidence regarding the unserved or underserved nature of the community in which the project is to be located;
- (4) the number of households passed that will have access to broadband service as a result of the project, or whose broadband service will be upgraded as a result of the project;
- (5) significant community institutions that will benefit from the proposed project;
- (6) evidence of community support for the project;
- (7) the total cost of the project;
- (8) sources of funding or in-kind contributions for the project that will supplement any grant award; ~~and~~
- (9) the names of each vendor that provided information to the applicant regarding the scope, cost, or technical aspects of the project; each vendor's experience in constructing broadband projects; and the ways, if any, in which the proposed project was altered based on vendor comments; and
- (10) any additional information requested by the commissioner.

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

Sec. 5. Minnesota Statutes 2014, section 116J.395, is amended by adding a subdivision to read:

Subd. 5a. **Incumbent right of first refusal.** (a) An applicant shall submit a copy of its application to all incumbent broadband service providers operating in the geographic area in which the proposed project is to be located at the same time the application is submitted to the commissioner.

(b) An applicant shall withdraw its application if it receives notice in writing from an incumbent broadband service provider of the service provider's intention and commitment to begin construction, within 12 months of the date on which grant awards are to be made under this section, and to complete construction within 24 months of that date, of a project to extend or upgrade broadband service to speeds equal to or greater than the state broadband speed goal contained in section 237.012, subdivision 1, throughout the area in which the proposed project that is the subject of the application is to be located.

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

Sec. 6. Minnesota Statutes 2014, section 116J.395, is amended by adding a subdivision to read:

Subd. 8. **Application evaluation report.** By June 30 of each year, the office shall place on the Department of Employment and Economic Development's Web site and provide to the chairs and ranking minority members of the senate and house of representatives committees with primary jurisdiction over broadband a list of all applications for grants under this section received during the previous year and, for each application:

- (1) the results of any quantitative weighting scheme or scoring system the commissioner used to award grants or rank the applications;
- (2) the grant amount requested; and
- (3) the grant amount awarded, if any.

**EFFECTIVE DATE.** This section is effective the day following final enactment. The initial report submission required under this section is due June 30, 2016.

Sec. 7. Minnesota Statutes 2014, section 237.012, subdivision 1, is amended to read:

Subdivision 1. **Universal access and high-speed goal.** It is a state goal that as soon as possible, but no later than ~~2015~~ 2022, all state residents and businesses have access to high-speed broadband service that provides minimum download speeds of ~~ten to 20~~ 25 megabits per second and minimum upload speeds of ~~five to ten~~ three megabits per second.

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

Sec. 8. Minnesota Statutes 2014, section 237.012, subdivision 2, is amended to read:

Subd. 2. **State broadband leadership position.** It is a goal of the state that by ~~2015~~ 2022 and thereafter, the state be in:

- (1) the top five states of the United States for broadband speed universally accessible to residents and businesses;
- (2) the top five states for broadband access; and
- (3) the top 15 when compared to countries globally for broadband penetration.

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

Sec. 9. **APPROPRIATION.**

(a) \$35,000,000 in fiscal year 2017 is appropriated from the general fund to the commissioner of employment and economic development for deposit in the border-to-border broadband fund account established in Minnesota Statutes, section 116J.396, for the purposes described in that section.

(b) \$500,000 of this appropriation must be awarded by the commissioner to projects that propose to expand the availability and adoption of broadband service to areas that contain a significant proportion of low-income households. For the purposes of this paragraph, "low-income households" means households whose household income is less than or equal to 200 percent of the most recent calculation of the United States federal poverty guidelines published by the federal Department of Health and Human Services, adjusted for family size.

(c) Of the broadband grant awards made by the commissioner with this appropriation, the commissioner must award 60 percent of the funds to applicants in unserved areas and 40 percent to applicants in underserved areas, as the terms are defined in Minnesota Statutes, section 116J.394. If grant awards are insufficient to fully expend funds available in either unserved or underserved areas, the commissioner may expend unused funds on grants to applicants in areas in which grant awards were fully expended."

Delete the title and insert:

"A bill for an act relating to telecommunications; modifying the border-to-border broadband grant program; amending state broadband goals; requiring a report; appropriating money; amending Minnesota Statutes 2014, sections 116J.391, subdivision 1; 116J.395, subdivisions 4, 5, by adding subdivisions; 237.012, subdivisions 1, 2; Minnesota Statutes 2015 Supplement, section 116J.394."

With the recommendation that when so amended the bill be re-referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

The report was adopted.

Mack from the Committee on Health and Human Services Reform to which was referred:

H. F. No. 2445, A bill for an act relating to health; modifying licensure requirement for osteopathic physicians; making technical changes to the composition of the Board of Medical Practice; amending Minnesota Statutes 2014, sections 147.01, subdivisions 1, 2; 147.02, subdivision 1.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2014, section 147.01, subdivision 1, is amended to read:

Subdivision 1. **Creation; terms.** The Board of Medical Practice consists of 16 residents of the state of Minnesota appointed by the governor. ~~Ten~~ Eleven board members must ~~hold a degree of doctor of medicine and~~ be licensed to practice medicine under this chapter. ~~Not less than~~ At least one board member must hold a degree of doctor of ~~osteopathy and either be licensed to practice osteopathy under Minnesota Statutes 1961, sections 148.11 to 148.16; prior to May 1, 1963, or be licensed to practice medicine under this chapter~~ medicine, and at least one board member must hold a degree of doctor of osteopathic medicine. Five board members must be public members as defined by section 214.02. The governor shall make appointments to the board which reflect the geography of the state. In making these appointments, the governor shall ensure that no more than one public member resides in each United States congressional district, and that at least one member who is not a public member resides in each United States congressional district. The board members holding the degree of doctor of medicine must, as a whole, reflect the broad mix of expertise of physicians practicing in Minnesota. A member may be reappointed but shall not serve more than eight years consecutively. Membership terms, compensation of members, removal of members, the filling of membership vacancies, and fiscal year and reporting requirements are as provided in sections 214.07 to 214.09. The provision of staff, administrative services and office space; the review and processing of complaints; the setting of board fees; and other provisions relating to board operations are as provided in chapter 214.

Sec. 2. Minnesota Statutes 2014, section 147.01, subdivision 2, is amended to read:

Subd. 2. **Recommendations for appointment.** Prior to the end of the term of a doctor of medicine or public member on the board, or within 60 days after a doctor of medicine or public member position on the board becomes vacant, the State Medical Association, the Mental Health Association of Minnesota, and other interested persons and organizations may recommend to the governor doctors of medicine and public members qualified to serve on the board. Prior to the end of the term of ~~a doctor of osteopathy~~ an osteopathic physician, or within 60 days after ~~a doctor of osteopathy~~ an osteopathic physician membership becomes vacant, the Minnesota Osteopathic Medical Society may recommend to the governor ~~three doctors of osteopathy~~ osteopathic physicians qualified to serve on the board. The governor may appoint members to the board from the list of persons recommended or from among other qualified candidates.

Sec. 3. Minnesota Statutes 2014, section 147.02, subdivision 1, is amended to read:

Subdivision 1. **United States or Canadian medical school graduates.** The board shall issue a license to practice medicine to a person not currently licensed in another state or Canada and who meets the requirements in paragraphs (a) to (i).

(a) An applicant for a license shall file a written application on forms provided by the board, showing to the board's satisfaction that the applicant is of good moral character and satisfies the requirements of this section.

(b) The applicant shall present evidence satisfactory to the board of being a graduate of a medical or osteopathic school located in the United States, its territories or Canada, and approved by the board based upon its faculty, curriculum, facilities, accreditation by a recognized national accrediting organization approved by the board, and other relevant data, or is currently enrolled in the final year of study at the school.

(c) The applicant must have passed an examination as described in clause (1) or (2).

(1) The applicant must have passed a comprehensive examination for initial licensure prepared and graded by the National Board of Medical Examiners, the Federation of State Medical Boards, the Medical Council of Canada, the National Board of Osteopathic Examiners, or the appropriate state board that the board determines acceptable. The board shall by rule determine what constitutes a passing score in the examination.

(2) The applicant taking the United States Medical Licensing Examination (USMLE) or Comprehensive Osteopathic Medical Licensing Examination (COMLEX-USA) must have passed steps or levels one, two, and three. Step or level three must be passed within five years of passing step or level two, or before the end of residency training. The applicant must pass each of steps or levels one, two, and three with passing scores as recommended by the USMLE program or National Board of Osteopathic Medical Examiners within three attempts. The applicant taking combinations of Federation of State Medical Boards, National Board of Medical Examiners, and USMLE may be accepted only if the combination is approved by the board as comparable to existing comparable examination sequences and all examinations are completed prior to the year 2000. ~~The applicant taking the College of Osteopathic Medical Licensure Examination (COMLEX) must pass all three steps within six attempts.~~

(d) The applicant shall present evidence satisfactory to the board of the completion of one year of graduate, clinical medical training in a program accredited by a national accrediting organization approved by the board or other graduate training approved in advance by the board as meeting standards similar to those of a national accrediting organization.

(e) The applicant may make arrangements with the executive director to appear in person before the board or its designated representative to show that the applicant satisfies the requirements of this section. The board may establish as internal operating procedures the procedures or requirements for the applicant's personal presentation.

(f) The applicant shall pay a fee established by the board by rule. The fee may not be refunded. Upon application or notice of license renewal, the board must provide notice to the applicant and to the person whose license is scheduled to be issued or renewed of any additional fees, surcharges, or other costs which the person is obligated to pay as a condition of licensure. The notice must:

- (1) state the dollar amount of the additional costs; and
- (2) clearly identify to the applicant the payment schedule of additional costs.

(g) The applicant must not be under license suspension or revocation by the licensing board of the state or jurisdiction in which the conduct that caused the suspension or revocation occurred.

(h) The applicant must not have engaged in conduct warranting disciplinary action against a licensee, or have been subject to disciplinary action other than as specified in paragraph (g). If the applicant does not satisfy the requirements stated in this paragraph, the board may issue a license only on the applicant's showing that the public will be protected through issuance of a license with conditions and limitations the board considers appropriate.

(i) If the examination in paragraph (c) was passed more than ten years ago, the applicant must either:

(1) pass the special purpose examination of the Federation of State Medical Boards with a score of 75 or better within three attempts; or

(2) have a current certification by a specialty board of the American Board of Medical Specialties, of the American Osteopathic Association ~~Bureau of Professional Education~~, the Royal College of Physicians and Surgeons of Canada, or of the College of Family Physicians of Canada."

With the recommendation that when so amended the bill be placed on the General Register.

The report was adopted.

Garofalo from the Committee on Job Growth and Energy Affordability Policy and Finance to which was referred:

H. F. No. 2514, A bill for an act relating to economic development; modifying host community economic development grants; amending Minnesota Statutes 2014, section 116J.548, subdivisions 2, 3.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Anderson, P., from the Committee on Agriculture Policy to which was referred:

H. F. No. 2517, A bill for an act relating to taxation; property; allowing land farmed by a beginning farmer to qualify for homestead classification; amending Minnesota Statutes 2014, section 273.124, subdivision 14.

Reported the same back with the recommendation that the bill be re-referred to the Property Tax and Local Government Finance Division.

The report was adopted.

Dean, M., from the Committee on Health and Human Services Finance to which was referred:

H. F. No. 2534, A bill for an act relating to health occupations; modifying appropriations for fiscal years 2016 and 2017 for certain health-related licensing boards; amending Laws 2015, chapter 71, article 14, section 4, subdivisions 1, 3, 5, 10, 11.

Reported the same back with the recommendation that the bill be re-referred to the Committee on State Government Finance.

The report was adopted.

Cornish from the Committee on Public Safety and Crime Prevention Policy and Finance to which was referred:

H. F. No. 2552, A bill for an act relating to orders for protection; eliminating mandatory hearing requirement for subsequent orders and extensions; amending Minnesota Statutes 2014, section 518B.01, subdivisions 6a, 11, 18.

Reported the same back with the following amendments:

Page 1, line 13, delete "subdivision" and insert "subdivisions"

Page 1, line 14, delete "applies" and insert "and 7 apply"

With the recommendation that when so amended the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

Cornish from the Committee on Public Safety and Crime Prevention Policy and Finance to which was referred:

H. F. No. 2553, A bill for an act relating to orders for protection; eliminating respondent filing fee requirements; amending Minnesota Statutes 2014, section 518B.01, subdivision 3a.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

Dean, M., from the Committee on Health and Human Services Finance to which was referred:

H. F. No. 2564, A bill for an act relating to taxation; health care provider taxes; modifying the exemption for ambulance and emergency services; amending Minnesota Statutes 2014, section 295.52, subdivision 5.

Reported the same back with the following amendments:

Page 1, line 16, delete everything after "144E.266"

Page 1, line 17, delete everything before the semicolon

With the recommendation that when so amended the bill be re-referred to the Committee on Taxes.

The report was adopted.

Sanders from the Committee on Government Operations and Elections Policy to which was referred:

H. F. No. 2572, A bill for an act relating to child protection; providing for children's advocacy center membership on multidisciplinary child protection teams; amending Minnesota Statutes 2014, section 626.558, subdivisions 1, 2.

Reported the same back with the following amendments:

Page 2, after line 8, insert:

"Sec. 3. Minnesota Statutes 2014, section 626.558, is amended by adding a subdivision to read:

Subd. 4. **Children's advocacy center; definition.** (a) For purposes of this section, "children's advocacy center" means an organization, using a multidisciplinary team approach, whose primary purpose is to provide children who have been the victims of abuse and their nonoffending family members with:

(1) support and advocacy;

(2) specialized medical evaluation;

(3) trauma-focused mental health services; and

(4) forensic interviews.

(b) Children's advocacy centers provide multidisciplinary case review and the tracking and monitoring of case progress."

Correct the title numbers accordingly

With the recommendation that when so amended the bill be re-referred to the Committee on Public Safety and Crime Prevention Policy and Finance.

The report was adopted.

Hackbarth from the Committee on Mining and Outdoor Recreation Policy to which was referred:

H. F. No. 2573, A bill for an act relating to sales and use tax; modifying the sales tax on club memberships to exclude game release charges; amending Minnesota Statutes 2014, section 297A.61, subdivision 3.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Taxes.

The report was adopted.

Hackbarth from the Committee on Mining and Outdoor Recreation Policy to which was referred:

H. F. No. 2574, A bill for an act relating to taxes; sales and use taxes; exempting certain purchases of clay targets; amending Minnesota Statutes 2014, section 297A.68, by adding a subdivision.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Taxes.

The report was adopted.

Sanders from the Committee on Government Operations and Elections Policy to which was referred:

H. F. No. 2603, A bill for an act relating to state government; modifying open meeting law; requiring open meeting with public comment prior to land acquisition; amending Minnesota Statutes 2014, section 13D.08, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 13D; 16B.

Reported the same back with the following amendments:

Page 1, line 18, after the period, insert "For the purposes of this section, "agency" includes the Minnesota State Colleges and Universities."

With the recommendation that when so amended the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

Schomacker from the Committee on Aging and Long-Term Care Policy to which was referred:

H. F. No. 2607, A bill for an act relating to human services; modifying certain nursing facilities requirements; amending Minnesota Statutes 2014, section 144A.071, subdivisions 4c, 4d; Minnesota Statutes 2015 Supplement, section 256B.441, subdivisions 13, 53.

Reported the same back with the following amendments:

Page 1, delete section 1

Page 4, delete section 2 and insert:

"Section 1. Minnesota Statutes 2014, section 144A.071, subdivision 4c, is amended to read:

Subd. 4c. **Exceptions for replacement beds after June 30, 2003.** (a) The commissioner of health, in coordination with the commissioner of human services, may approve the renovation, replacement, upgrading, or relocation of a nursing home or boarding care home, under the following conditions:

(1) to license and certify an 80-bed city-owned facility in Nicollet County to be constructed on the site of a new city-owned hospital to replace an existing 85-bed facility attached to a hospital that is also being replaced. The threshold allowed for this project under section 144A.073 shall be the maximum amount available to pay the additional medical assistance costs of the new facility;

(2) to license and certify 29 beds to be added to an existing 69-bed facility in St. Louis County, provided that the 29 beds must be transferred from active or layaway status at an existing facility in St. Louis County that had 235 beds on April 1, 2003.

The licensed capacity at the 235-bed facility must be reduced to 206 beds, but the payment rate at that facility shall not be adjusted as a result of this transfer. The operating payment rate of the facility adding beds after completion of this project shall be the same as it was on the day prior to the day the beds are licensed and certified. This project shall not proceed unless it is approved and financed under the provisions of section 144A.073;

(3) to license and certify a new 60-bed facility in Austin, provided that: (i) 45 of the new beds are transferred from a 45-bed facility in Austin under common ownership that is closed and 15 of the new beds are transferred from a 182-bed facility in Albert Lea under common ownership; (ii) the commissioner of human services is authorized by the 2004 legislature to negotiate budget-neutral planned nursing facility closures; and (iii) money is available from planned closures of facilities under common ownership to make implementation of this clause budget-neutral to the state. The bed capacity of the Albert Lea facility shall be reduced to 167 beds following the transfer. Of the 60 beds at the new facility, 20 beds shall be used for a special care unit for persons with Alzheimer's disease or related dementias;

(4) to license and certify up to 80 beds transferred from an existing state-owned nursing facility in Cass County to a new facility located on the grounds of the Ah-Gwah-Ching campus. The operating cost payment rates for the new facility shall be determined based on the interim and settle-up payment provisions of Minnesota Rules, part 9549.0057, and the reimbursement provisions of section 256B.431. The property payment rate for the first three years of operation shall be \$35 per day. For subsequent years, the property payment rate of \$35 per day shall be adjusted for inflation as provided in section 256B.434, subdivision 4, paragraph (c), as long as the facility has a contract under section 256B.434;

(5) to initiate a pilot program to license and certify up to 80 beds transferred from an existing county-owned nursing facility in Steele County relocated to the site of a new acute care facility as part of the county's Communities for a Lifetime comprehensive plan to create innovative responses to the aging of its population. Upon relocation to

the new site, the nursing facility shall delicense 28 beds. ~~The property payment rate for the first three years of operation of external fixed costs for the new facility shall be increased by an amount as calculated according to items (i) to (v):~~

(i) compute the estimated decrease in medical assistance residents served by the nursing facility by multiplying the decrease in licensed beds by the historical percentage of medical assistance resident days;

(ii) compute the annual savings to the medical assistance program from the delicensure of 28 beds by multiplying the anticipated decrease in medical assistance residents, determined in item (i), by the existing facility's weighted average payment rate multiplied by 365;

(iii) compute the anticipated annual costs for community-based services by multiplying the anticipated decrease in medical assistance residents served by the nursing facility, determined in item (i), by the average monthly elderly waiver service costs for individuals in Steele County multiplied by 12;

(iv) subtract the amount in item (iii) from the amount in item (ii);

(v) divide the amount in item (iv) by an amount equal to the relocated nursing facility's occupancy factor under section 256B.431, subdivision 3f, paragraph (c), multiplied by the historical percentage of medical assistance resident days; and

~~For subsequent years, the adjusted property payment rate shall be adjusted for inflation as provided in section 256B.434, subdivision 4, paragraph (e), as long as the facility has a contract under section 256B.434; and~~

(6) to consolidate and relocate nursing facility beds to a new site in Goodhue County and to integrate these services with other community-based programs and services under a communities for a lifetime pilot program and comprehensive plan to create innovative responses to the aging of its population. ~~Eighty beds in the city of Red Wing shall be transferred from the downsizing and relocation of an existing 84 bed, hospital-owned nursing facility and the entire closure or downsizing of beds from a 65 bed nonprofit nursing facility in the community resulting in the delicensure of 69 beds in the two existing facilities~~ Two nursing facilities, one for 84 beds and one for 65 beds, in the city of Red Wing licensed on July 1, 2015, shall be consolidated into a newly renovated 64-bed nursing facility resulting in the delicensure of 85 beds. Notwithstanding the carryforward of the approval authority in section 144A.073, subdivision 11, the funding approved in April 2009 by the commissioner of health for a project in Goodhue County shall not carry forward. The closure of the ~~69~~ 85 beds shall not be eligible for a planned closure rate adjustment under section 256B.437. The construction project permitted in this clause shall not be eligible for a threshold project rate adjustment under section 256B.434, subdivision 4f. ~~The property payment rate for the first three years of operation of external fixed costs for the new facility shall be increased by an amount as calculated according to items (i) to (vi):~~

(i) compute the estimated decrease in medical assistance residents served by both nursing facilities by multiplying the difference between the occupied beds of the two nursing facilities for the reporting year ending September 30, 2009, and the projected occupancy of the facility at 95 percent occupancy by the historical percentage of medical assistance resident days;

(ii) compute the annual savings to the medical assistance program from the delicensure by multiplying the anticipated decrease in the medical assistance residents, determined in item (i), by the hospital-owned nursing facility weighted average payment rate multiplied by 365;

(iii) compute the anticipated annual costs for community-based services by multiplying the anticipated decrease in medical assistance residents served by the facilities, determined in item (i), by the average monthly elderly waiver service costs for individuals in Goodhue County multiplied by 12;

(iv) subtract the amount in item (iii) from the amount in item (ii);

(v) multiply the amount in item (iv) by ~~48.5~~ 57.2 percent; and

(vi) divide the difference of the amount in item (iv) and the amount in item (v) by an amount equal to the relocated nursing facility's occupancy factor under section 256B.431, subdivision 3f, paragraph (c), multiplied by the historical percentage of medical assistance resident days.

~~For subsequent years, the adjusted property payment rate shall be adjusted for inflation as provided in section 256B.434, subdivision 4, paragraph (e), as long as the facility has a contract under section 256B.434.~~

(b) Projects approved under this subdivision shall be treated in a manner equivalent to projects approved under subdivision 4a.

**EFFECTIVE DATE.** This section is effective for rate years beginning on or after January 1, 2017, except that the amendment to paragraph (a), clause (6), transferring the rate adjustment in items (i) to (vi) from the property payment rate to the payment rate for external fixed costs, is effective for rate years beginning on or after January 1, 2017, or upon completion of the closure and new construction authorized in paragraph (a), clause (6), whichever is later.

Sec. 2. Minnesota Statutes 2014, section 144A.071, subdivision 4d, is amended to read:

Subd. 4d. **Consolidation of nursing facilities.** (a) The commissioner of health, in consultation with the commissioner of human services, may approve a request for consolidation of nursing facilities which includes the closure of one or more facilities and the upgrading of the physical plant of the remaining nursing facility or facilities, the costs of which exceed the threshold project limit under subdivision 2, clause (a). The commissioners shall consider the criteria in this section, section 144A.073, and section 256B.437, in approving or rejecting a consolidation proposal. In the event the commissioners approve the request, the commissioner of human services shall calculate ~~a property~~ an external fixed costs rate adjustment according to clauses (1) to (3):

(1) the closure of beds shall not be eligible for a planned closure rate adjustment under section 256B.437, subdivision 6;

(2) the construction project permitted in this clause shall not be eligible for a threshold project rate adjustment under section 256B.434, subdivision 4f, or a moratorium exception adjustment under section 144A.073; and

(3) the ~~property~~ payment rate for external fixed costs for a remaining facility or facilities shall be increased by an amount equal to 65 percent of the projected net cost savings to the state calculated in paragraph (b), divided by the state's medical assistance percentage of medical assistance dollars, and then divided by estimated medical assistance resident days, as determined in paragraph (c), of the remaining nursing facility or facilities in the request in this paragraph. The rate adjustment is effective on the later of the first day of the month following completion of the construction upgrades in the consolidation plan or the first day of the month following the complete closure of a facility designated for closure in the consolidation plan. If more than one facility is receiving upgrades in the consolidation plan, each facility's date of construction completion must be evaluated separately.

(b) For purposes of calculating the net cost savings to the state, the commissioner shall consider clauses (1) to (7):

(1) the annual savings from estimated medical assistance payments from the net number of beds closed taking into consideration only beds that are in active service on the date of the request and that have been in active service for at least three years;

- (2) the estimated annual cost of increased case load of individuals receiving services under the elderly waiver;
- (3) the estimated annual cost of elderly waiver recipients receiving support under group residential housing;
- (4) the estimated annual cost of increased case load of individuals receiving services under the alternative care program;
- (5) the annual loss of license surcharge payments on closed beds;
- (6) the savings from not paying planned closure rate adjustments that the facilities would otherwise be eligible for under section 256B.437; and
- (7) the savings from not paying ~~property~~ external fixed costs payment rate adjustments from submission of renovation costs that would otherwise be eligible as threshold projects under section 256B.434, subdivision 4f.

(c) For purposes of the calculation in paragraph (a), clause (3), the estimated medical assistance resident days of the remaining facility or facilities shall be computed assuming 95 percent occupancy multiplied by the historical percentage of medical assistance resident days of the remaining facility or facilities, as reported on the facility's or facilities' most recent nursing facility statistical and cost report filed before the plan of closure is submitted, multiplied by 365.

(d) For purposes of net cost of savings to the state in paragraph (b), the average occupancy percentages will be those reported on the facility's or facilities' most recent nursing facility statistical and cost report filed before the plan of closure is submitted, and the average payment rates shall be calculated based on the approved payment rates in effect at the time the consolidation request is submitted.

(e) To qualify for the ~~property~~ external fixed costs payment rate adjustment under this ~~provision~~ subdivision, the closing facilities shall:

- (1) submit an application for closure according to section 256B.437, subdivision 3; and
- (2) follow the resident relocation provisions of section 144A.161.

(f) The county or counties in which a facility or facilities are closed under this subdivision shall not be eligible for designation as a hardship area under section 144A.071, subdivision 3, for five years from the date of the approval of the proposed consolidation. The applicant shall notify the county of this limitation and the county shall acknowledge this in a letter of support.

**EFFECTIVE DATE.** This section is effective for rate years beginning on or after January 1, 2017."

Correct the title numbers accordingly

With the recommendation that when so amended the bill be re-referred to the Committee on Health and Human Services Reform.

The report was adopted.

Hoppe from the Committee on Commerce and Regulatory Reform to which was referred:

H. F. No. 2641, A bill for an act relating to commerce; including tax debt as debt that is covered under debt settlement services regulation; amending Minnesota Statutes 2014, sections 332A.02, subdivision 8; 332A.10, subdivision 4; 332B.02, subdivisions 9, 10.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2014, section 332A.02, subdivision 8, is amended to read:

Subd. 8. **Debt management services provider.** "Debt management services provider" means any person offering or providing debt management services to a debtor domiciled in this state, regardless of whether or not a fee is charged for the services and regardless of whether the person maintains a physical presence in the state. This term includes any person to whom debt management services are delegated, and does not include services performed by the following when engaged in the regular course of their respective businesses and professions:

- (1) exempt attorneys at law, escrow agents, accountants, broker-dealers in securities;
- (2) state or national banks, credit unions, trust companies, savings associations, title insurers, insurance companies, and all other lending institutions duly authorized to transact business in Minnesota;
- (3) persons who, as employees on a regular salary or wage of an employer not engaged in the business of debt management, perform credit services for their employer;
- (4) public officers acting in their official capacities and persons acting as a debt management services provider pursuant to court order;
- (5) any person while performing services incidental to the dissolution, winding up, or liquidation of a partnership, corporation, or other business enterprise;
- (6) the federal government, the state, ~~its~~ their political subdivisions, public agencies, and ~~their~~ employees;
- (7) collection agencies, provided that the services are provided to a creditor;
- (8) "qualified organizations" designated as representative payees for purposes of the Social Security and Supplemental Security Income Representative Payee System and the federal Omnibus Budget Reconciliation Act of 1990, Public Law 101-508;
- (9) accelerated mortgage payment providers. "Accelerated mortgage payment providers" are persons who, after satisfying the requirements of sections 332.30 to 332.303, receive funds to make mortgage payments to a lender or lenders, on behalf of mortgagors, in order to exceed regularly scheduled minimum payment obligations under the terms of the indebtedness. The term does not include: (i) persons or entities described in clauses (1) to (8); (ii) mortgage lenders or servicers, industrial loan and thrift companies, or regulated lenders under chapter 56; or (iii) persons authorized to make loans under section 47.20, subdivision 1. For purposes of this clause and sections 332.30 to 332.303, "lender" means the original lender or that lender's assignee, whichever is the current mortgage holder;
- (10) trustees, guardians, and conservators; and
- (11) debt settlement services providers.

Sec. 2. Minnesota Statutes 2014, section 332A.10, subdivision 4, is amended to read:

Subd. 4. **Prohibited terms.** The following terms shall not be included in the debt management services agreement:

- (1) a hold harmless clause;
- (2) a confession of judgment, or a power of attorney to confess judgment against the debtor or appear as the debtor in any judicial proceeding;
- (3) a waiver of the right to a jury trial, if applicable, in any action brought by or against a debtor;
- (4) an assignment of or an order for payment of wages or other compensation for services;
- (5) a provision in which the debtor agrees not to assert any claim or defense arising out of the debt management services agreement;
- (6) a waiver of any provision of this chapter or a release of any obligation required to be performed on the part of the debt management services provider; ~~or~~
- (7) a mandatory arbitration clause; or
- (8) a clause selecting a law other than the laws of Minnesota or a venue other than the state of Minnesota under which the debt management services agreement or any other dispute involving the provision of debt management services is governed or enforced.

Sec. 3. Minnesota Statutes 2014, section 332B.02, subdivision 9, is amended to read:

Subd. 9. **Creditor.** "Creditor" means ~~any party~~:

- (1) a party named by the debtor as a creditor in the debt settlement services plan or debt settlement services agreement;
- (2) a party that acquires or holds the debt; ~~or~~
- (3) a party to whom interactions with the debt settlement services is assigned in relation to the debt listed in the debt settlement services plan or debt settlement services agreement; ~~or~~
- (4) the federal government, state government, or their political subdivisions, to which delinquent taxes are owed.

Sec. 4. Minnesota Statutes 2014, section 332B.02, subdivision 10, is amended to read:

Subd. 10. **Debt settlement services.** "Debt settlement services" means any one or more of the following activities:

- (1) offering to provide advice, or offering to act or acting as an intermediary between a debtor and one or more of the debtor's creditors, where the primary purpose of the advice or action is to obtain a settlement for less than the full amount of debt, whether in principal, interest, fees, or other charges, incurred primarily for personal, family, or household purposes including, but not limited to, offering debt negotiation, debt reduction, or debt relief services; ~~or~~

(2) advising, encouraging, assisting, or counseling a debtor to accumulate funds in an account for future payment of a reduced amount of debt to one or more of the debtor's creditors; or

(3) offering to provide advice, or offering to act or acting as an intermediary between a debtor and the federal government, state government, or their political subdivisions to delay payment of delinquent taxes owed, establish a payment plan for delinquent taxes owed, or obtain a settlement for less than the full amount of delinquent taxes owed.

Any person so engaged or holding out as so engaged is deemed to be engaged in the provision of debt settlement services, regardless of whether or not a fee is charged for such services."

With the recommendation that when so amended the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

Dean, M., from the Committee on Health and Human Services Finance to which was referred:

H. F. No. 2833, A bill for an act relating to human services; making technical corrections to the median total care-related per diem; amending Minnesota Statutes 2015 Supplement, section 256B.441, subdivision 30.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Schomacker from the Committee on Aging and Long-Term Care Policy to which was referred:

H. F. No. 2851, A bill for an act relating to human services; recodifying nursing facility payment language; making conforming changes; repealing obsolete provisions; amending Minnesota Statutes 2014, sections 144A.071, subdivision 2; 256B.0625, by adding a subdivision; 256B.19, subdivision 1e; 256B.431, subdivision 22; 256B.434, subdivision 10; 256B.48, subdivisions 2, 3a; 256B.50, subdivision 1a; Minnesota Statutes 2015 Supplement, sections 144A.15, subdivision 6; 256I.05, subdivision 2; proposing coding for new law as Minnesota Statutes, chapter 256R; repealing Minnesota Statutes 2014, sections 256B.0911, subdivision 7; 256B.25, subdivision 4; 256B.27, subdivision 2a; 256B.41, subdivisions 1, 2, 3; 256B.411, subdivisions 1, 2; 256B.421, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15; 256B.431, subdivisions 1, 2d, 2e, 2n, 2r, 2s, 2t, 3e, 32, 35, 42, 44; 256B.432, subdivisions 1, 2, 3, 4, 4a, 5, 6, 6a, 7, 8; 256B.433, subdivisions 1, 2, 3, 3a; 256B.434, subdivisions 2, 9, 11, 12, 14, 15, 16, 18, 19a, 20, 21; 256B.437, subdivisions 1, 3, 4, 5, 6, 7, 9, 10; 256B.438, subdivisions 1, 2, 3, 4, 5, 6, 7, 8; 256B.441, subdivisions 2, 3, 4, 7, 8, 9, 10, 11, 15, 18, 20, 22, 23, 24, 25, 27, 28a, 29, 32, 33a, 34, 36, 37, 38, 39, 41, 42a, 43, 46b, 47, 49, 57, 59, 60, 61, 64; 256B.47, subdivisions 1, 2, 3, 4; 256B.48, subdivisions 1, 1a, 1b, 1c, 3, 4, 5, 6a, 7, 8; Minnesota Statutes 2015 Supplement, sections 256B.431, subdivisions 2b, 36; 256B.441, subdivisions 1, 5, 6, 11a, 13, 14, 17, 30, 31, 33, 35, 40, 44, 46c, 46d, 48, 50, 51, 51a, 51b, 53, 54, 55a, 56, 63, 65, 66, 67; 256B.495, subdivisions 1, 5; Minnesota Rules, parts 9549.0035, subparts 1, 3, 7, 8; 9549.0041, subpart 6; 9549.0055, subparts 1, 2, 3; 9549.0070, subparts 2, 3.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Health and Human Services Reform.

The report was adopted.

Cornish from the Committee on Public Safety and Crime Prevention Policy and Finance to which was referred:

H. F. No. 2870, A bill for an act relating to corrections; authorizing all counties to participate in the community corrections subsidy program; amending Minnesota Statutes 2014, section 401.02, subdivision 1.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Anderson, P., from the Committee on Agriculture Policy to which was referred:

H. F. No. 2874, A bill for an act relating to agriculture; modifying definition of agritourism activity; amending Minnesota Statutes 2015 Supplement, section 604A.40, subdivision 1.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

Hoppe from the Committee on Commerce and Regulatory Reform to which was referred:

H. F. No. 2954, A bill for an act relating to commerce; regulating unfair practices in motor vehicle distribution; amending Minnesota Statutes 2014, section 80E.13.

Reported the same back with the following amendments:

Page 5, line 14, after "sale," insert "the customer's information was listed on a known or suspected exporter list made available to the dealer, or"

Page 5, line 15, after "export" insert "or resell" and after "vehicle" insert "in violation of the manufacturer's export policy" and before "presumption" insert "rebuttable" and delete "may only be rebutted by"

Page 5, line 16, delete "clear and convincing evidence that"

Page 5, line 17, after "exported" insert "or resold in violation of the manufacturer's export policy"

With the recommendation that when so amended the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

McNamara from the Committee on Environment and Natural Resources Policy and Finance to which was referred:

H. F. No. 2993, A bill for an act relating to natural resources; appropriating money from environment and natural resources trust fund; adding requirements for use of trust fund money; proposing coding for new law in Minnesota Statutes, chapter 116P.

Reported the same back with the following amendments:

Page 2, line 16, delete "8,328,000" and insert "11,158,000"

Page 4, delete lines 13 to 23

Reletter the paragraphs in sequence

Page 8, after line 36, insert:

**"(r) Aggregate Mapping**

\$1,500,000 the second year is from the trust fund to the commissioner of natural resources to map the extent and quality of aggregate resources in counties that have not previously been mapped. This appropriation is available until June 30, 2019, by which time the project must be completed and final products delivered.

**(s) Pineland Sands Lands and Water Study**

\$1,500,000 the second year is from the trust fund to the commissioner of natural resources to study the impact of changes in land use from forest land to irrigated agriculture in the Pineland Sands aquifer along the Crow Wing River. This appropriation is available until June 30, 2021, and is not subject to Minnesota Statutes, sections 116P.05, subdivision 2, paragraph (b), and 116P.09, subdivision 4.

Page 18, line 23, delete "2,562,000" and insert "2,812,000"

Page 19, line 6, delete "in cooperation" and insert "for an agreement"

Page 19, line 8, delete everything after "forests"

Page 19, delete lines 9 to 12

Page 19, line 13, delete "sites"

Page 20, delete lines 7 to 22

Reletter the paragraphs in sequence

Page 22, delete lines 9 to 22 and insert:

**"(j) Wildlife Science Center**

\$500,000 the second year is from the trust fund to the commissioner of natural resources for an agreement with the Wildlife Science Center to provide environmental education programs using ambassador wild animals.

Page 25, line 10, delete "3,889,000" and insert "2,290,000"

Page 25, delete lines 11 to 22

Page 25, line 29, delete "and Crow" and insert ", Beltrami, Hubbard, and Itasca"

Page 25, line 30, delete "Wing"

Page 26, delete lines 3 to 34

Reletter the paragraphs in sequence

Page 28, line 22, delete "4,515,000" and insert "8,929,000"

Page 32, after line 15, insert:

**"(j) Reinvest In Minnesota (RIM)**

\$2,214,000 the second year is from the trust fund to the Board of Water and Soil Resources to acquire permanent conservation easements and restore wetlands and associated upland habitat under Minnesota Statutes, section 103F.515.

**(k) Pollinator Highway Demonstration Projects**

\$2,200,000 the second year is from the trust fund to the commissioner of transportation to restore and enhance wildlife habitat along the state's interstates as follows: Interstate Highway 35, one north and one south of the metropolitan area; Interstate Highway 90; and two locations along Interstate Highway 94. This appropriation is available until June 30, 2022, and must include a five-year restoration process.

Page 32, line 17, delete "12,624,000" and insert "6,565,000"

Page 32, delete lines 18 to 35

Page 33, line 1, delete everything after "Area"

Page 33, line 3, delete "\$4,000,000" and insert "\$1,386,000"

Page 33, line 5, delete everything after "to"

Page 33, delete lines 6 to 10

Page 33, line 11, delete everything before "restore"

Page 33, delete line 13

Page 33, line 14, delete everything before "A"

Page 33, line 15, delete "acquisitions and"

Page 33, line 17, delete everything after the period

Page 33, delete lines 18 to 20

Page 33, line 21, delete "resources."

Page 33, delete lines 25 to 34

Page 34, delete lines 29 to 36

Page 35, delete lines 1 to 11

Reletter the paragraphs in sequence

Page 37, after line 10, insert:

"Subd. 10. <b><u>Emerging Issues Account</u></b>	-0-	<u>164,000</u>
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\$164,000 the second year is from the trust fund to an emerging issues account authorized in Minnesota Statutes, section 116P.08, subdivision 4, paragraph (d)."

Renumber the subdivisions in sequence

Page 38, line 25, delete "original"

Page 47, after line 4, insert:

"Sec. 3. Minnesota Statutes 2014, section 116P.05, subdivision 1, is amended to read:

Subdivision 1. **Membership.** (a) A Legislative-Citizen Commission on Minnesota Resources of 17 members is created in the legislative branch, consisting of the chairs of the house of representatives and senate committees on environment and natural resources finance or designees appointed for the terms of the chairs, four members of the senate appointed by the Subcommittee on Committees of the Committee on Rules and Administration, and four members of the house of representatives appointed by the speaker.

At least two members from the senate and two members from the house of representatives must be from the minority caucus. Members are entitled to reimbursement for per diem expenses plus travel expenses incurred in the services of the commission.

Seven citizens are members of the commission, five appointed by the governor, one appointed by the Senate Subcommittee on Committees of the Committee on Rules and Administration, and one appointed by the speaker of the house. The citizen members are selected and recommended to the appointing authorities according to subdivision 1a and must:

(1) have experience or expertise in the science, policy, or practice of the protection, conservation, preservation, and enhancement of the state's air, water, land, fish, wildlife, and other natural resources;

(2) have strong knowledge in the state's environment and natural resource issues around the state; and

(3) have demonstrated ability to work in a collaborative environment.

(b) Members shall develop procedures to elect a chair that rotates between legislative and citizen members each meeting. A citizen member, a senate member, and a house of representatives member shall serve as chairs. The citizen members, senate members, and house of representatives members must select their respective chairs. The chair shall preside and convene meetings as often as necessary to conduct duties prescribed by this chapter.

(c) Appointed legislative members shall serve on the commission for two-year terms, beginning in January of each odd-numbered year and continuing through the end of December of the next even-numbered year. Appointed citizen members shall serve four-year terms, beginning in January of the first year and continuing through the end of December of the final year. Citizen and legislative members continue to serve until their successors are appointed.

(d) A citizen member may be removed by an appointing authority for cause. Vacancies occurring on the commission shall not affect the authority of the remaining members of the commission to carry out their duties, and vacancies shall be filled for the remainder of the term in the same manner under paragraph (a).

~~(e) Citizen members shall be initially appointed according to the following schedule of terms:~~

~~(1) two members appointed by the governor for a term ending the first Monday in January 2010;~~

~~(2) one member appointed by the senate Subcommittee on Committees of the Committee on Rules and Administration for a term ending the first Monday in January 2010 and one member appointed by the speaker of the house for a term ending the first Monday in January 2010;~~

~~(3) two members appointed by the governor for a term ending the first Monday in January 2009; and~~

~~(4) one member appointed by the governor for a term ending the first Monday in January 2008.~~

~~(e)~~ (e) Citizen members are entitled to per diem and reimbursement for expenses incurred in the services of the commission, as provided in section 15.059, subdivision 3.

~~(f)~~ (f) The governor's appointments are subject to the advice and consent of the senate.

Sec. 4. Minnesota Statutes 2015 Supplement, section 116P.05, subdivision 2, is amended to read:

Subd. 2. **Duties.** (a) The commission shall recommend an annual or biennial legislative bill for appropriations from the environment and natural resources trust fund and shall adopt a strategic plan as provided in section 116P.08. Approval of the recommended legislative bill requires an affirmative vote of at least 12 members of the commission. When selecting projects or programs for recommendation to the legislature, the commission must give priority to large-scale, on-the-ground projects and programs that provide tangible results.

(b) It is a condition of acceptance of the appropriations made from the Minnesota environment and natural resources trust fund, and oil overcharge money under section 4.071, subdivision 2, that the agency or entity receiving the appropriation must submit a work plan and semiannual progress reports in the form determined by the Legislative-Citizen Commission on Minnesota Resources, and comply with applicable reporting requirements under section 116P.16. None of the money provided may be spent unless the commission has approved the pertinent work plan. Modifications to the approved work plan and budget expenditures shall be made through the amendment process established by the commission. The commission shall ensure that the expenditures and outcomes described in the work plan for appropriations funded by the environment and natural resources trust fund are met.

(c) The peer review procedures created under section 116P.08 must also be used to review, comment, and report to the commission on research proposals applying for an appropriation from the oil overcharge money under section 4.071, subdivision 2.

(d) The commission may adopt operating procedures to fulfill its duties under this chapter.

(e) As part of the operating procedures, the commission shall:

(1) ensure that members' expectations are to participate in all meetings related to funding decision recommendations;

(2) recommend adequate funding for increased citizen outreach and communications for trust fund expenditure planning;

(3) allow administrative expenses as part of individual project expenditures based on need;

(4) provide for project outcome evaluation;

(5) keep the grant application, administration, and review process as simple as possible; and

(6) define and emphasize the leveraging of additional sources of money that project proposers should consider when making trust fund proposals.

Sec. 5. Minnesota Statutes 2014, section 116P.08, subdivision 4, is amended to read:

Subd. 4. **Legislative recommendations.** (a) Funding may be provided only for those projects that meet the categories established in subdivision 1.

(b) The commission must recommend an annual or biennial legislative bill to make appropriations from the trust fund for the purposes provided in subdivision 1. The recommendations must be submitted to the governor for inclusion in the biennial budget and supplemental budget submitted to the legislature.

(c) The commission may recommend regional block grants for a portion of trust fund expenditures to partner with existing regional organizations that have strong citizen involvement, to address unique local needs and capacity, and to leverage all available funding sources for projects.

(d) The commission may recommend the establishment of an emerging issues account in its legislative bill for funding projects or programs addressing emerging issues requiring urgency, which come up unexpectedly, but which still adhere to the commission's strategic plan, to be approved by the governor after initiation and recommendation by the commission. Projects or programs funded from the emerging issues account must not be projects or programs being considered by the commission for its next legislative bill, unless the project or program receives funding from the emerging issues account sufficient to complete the project or program or otherwise provide measurable outcomes without the need for additional funding.

(e) Money in the trust fund may not be spent except under an appropriation by law.

Sec. 6. Minnesota Statutes 2015 Supplement, section 116P.08, subdivision 5, is amended to read:

Subd. 5. **Public meetings.** (a) Meetings of the commission, committees or subcommittees of the commission, technical advisory committees, and peer reviewers must be open to the public and are subject to chapter 13D. The commission shall attempt to meet throughout various regions of the state during each biennium. For purposes of this subdivision, a meeting occurs when a quorum is present and action is taken regarding a matter within the jurisdiction of the commission, a committee or subcommittee of the commission, a technical advisory committee, or peer reviewers.

(b) For legislative members of the commission, enforcement of this subdivision is governed by section 3.055, subdivision 2. For nonlegislative members of the commission, enforcement of this subdivision is governed by section 13D.06, subdivisions 1 and 2."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the first semicolon, insert "modifying provisions for Legislative-Citizen Commission on Minnesota Resources;"

Correct the title numbers accordingly

With the recommendation that when so amended the bill be re-referred to the Committee on Civil Law and Data Practices.

The report was adopted.

Hackbarth from the Committee on Mining and Outdoor Recreation Policy to which was referred:

H. F. No. 3135, A bill for an act relating to game and fish; modifying hunter satisfaction survey requirements; amending Minnesota Statutes 2015 Supplement, section 97B.063.

Reported the same back with the recommendation that the bill be placed on the General Register.

The report was adopted.

Hackbarth from the Committee on Mining and Outdoor Recreation Policy to which was referred:

H. F. No. 3174, A bill for an act relating to natural resources; eliminating state fee for all-terrain vehicle and snowmobile safety training courses; amending Minnesota Statutes 2014, sections 84.86, subdivision 1; 84.925, subdivision 1.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Environment and Natural Resources Policy and Finance.

The report was adopted.

Hackbarth from the Committee on Mining and Outdoor Recreation Policy to which was referred:

H. F. No. 3206, A bill for an act relating to game and fish; removing deer license revenue transfer for wolf management; amending Minnesota Statutes 2014, section 97A.075, subdivision 1.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Environment and Natural Resources Policy and Finance.

The report was adopted.

Hackbarth from the Committee on Mining and Outdoor Recreation Policy to which was referred:

H. F. No. 3208, A bill for an act relating to game and fish; modifying blaze orange hunting requirements to allow blaze pink; amending Minnesota Statutes 2014, section 97B.071.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Government Operations and Elections Policy.

The report was adopted.

## **SECOND READING OF HOUSE BILLS**

H. F. Nos. 2445, 2514, 2833, 2870 and 3135 were read for the second time.

## **INTRODUCTION AND FIRST READING OF HOUSE BILLS**

The following House Files were introduced:

Baker introduced:

H. F. No. 3368, A bill for an act relating to commerce; weights and measures; requiring signage disclosing gasoline tax rate; proposing coding for new law in Minnesota Statutes, chapter 239.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Lohmer introduced:

H. F. No. 3369, A bill for an act relating to alcohol; allowing alcohol use by sensory testing services; proposing coding for new law in Minnesota Statutes, chapter 325E.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Mack introduced:

H. F. No. 3370, A bill for an act relating to public safety; requiring written statement for change of information by registered predatory offenders; authorizing access to registration data by child protection workers for determination of child residence with predatory offender; amending Minnesota Statutes 2014, sections 243.166, subdivisions 1b, 7, by adding a subdivision; 299C.093.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Nornes and Johnson, C., introduced:

H. F. No. 3371, A bill for an act relating to higher education; providing funding to MnSCU to develop an online early childhood teacher preparation program; appropriating money.

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

Lohmer introduced:

H. F. No. 3372, A bill for an act relating to human services; modifying certain provisions governing autism early intensive intervention benefit; amending Minnesota Statutes 2014, section 256B.0949, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, by adding subdivisions.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Lohmer, Gruenhagen and Anderson, M., introduced:

H. F. No. 3373, A bill for an act relating to health; modifying requirements for the distribution of funds for grants to provide family planning services; specifying the entities eligible for family planning grants; requiring the commissioner of health to apply for and distribute federal Title X funds for family planning services; amending Minnesota Statutes 2014, sections 145.882, subdivisions 2, 3, 7; 145.925, subdivisions 1, 1a, by adding subdivisions; repealing Minnesota Statutes 2014, section 145.925, subdivisions 2, 9.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Lohmer; Pelowski; Whelan; Miller; Dean, M.; Pugh; Theis; Franson; O'Neill; Barrett; Peppin; Nash; Drazkowski; Albright; Quam; Scott; Nornes; Kiel; Hancock; Green; Lucero; Johnson, B.; Backer; Anderson, P.; Swedzinski; McDonald; Fenton; Heintzeman; Torkelson; Anderson, C.; Daniels; Runbeck; Hamilton; Dettmer and Mack introduced:

H. F. No. 3374, A bill for an act relating to health; modifying requirements for the distribution of funds for grants to provide family planning services; specifying the entities eligible for family planning grants; requiring the commissioner of health to apply for and distribute federal Title X funds for family planning services; amending Minnesota Statutes 2014, sections 145.882, subdivisions 2, 3, 7; 145.925, subdivisions 1, 1a, by adding subdivisions; repealing Minnesota Statutes 2014, section 145.925, subdivisions 2, 9.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Thissen introduced:

H. F. No. 3375, A bill for an act relating to retirement; St. Paul Teachers Retirement Fund Association; implementing a contribution rate stabilizer mechanism; amending Minnesota Statutes 2014, section 354A.12, subdivisions 1, 2a, by adding subdivisions.

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy.

Liebling introduced:

H. F. No. 3376, A bill for an act relating to health; allowing pharmacists to provide a drug refill without a prescription; requiring insurance coverage; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapters 62Q; 151.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Fabian, Davids, Gunther, Clark and Marquart introduced:

H. F. No. 3377, A bill for an act relating to housing; establishing a workforce and affordable homeownership development program; requiring reports; appropriating a portion of proceeds of the mortgage registry tax and the deed tax to the Minnesota Housing Finance Agency to be used for creation of workforce and affordable ownership housing; proposing coding for new law in Minnesota Statutes, chapter 462A.

The bill was read for the first time and referred to the Committee on Greater Minnesota Economic and Workforce Development Policy.

Dean, M., introduced:

H. F. No. 3378, A bill for an act relating to higher education; appropriating money to the Board of Regents of the University of Minnesota to enhance certain activities of the institutional review board.

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

Sanders introduced:

H. F. No. 3379, A bill for an act relating to stadiums; providing for a Major League Soccer stadium in St. Paul; authorizing issuance of a liquor license.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Flanagan, Freiberg and Carlson introduced:

H. F. No. 3380, A bill for an act relating to capital investment; appropriating money for street and highway intersection improvements in the city of Golden Valley; authorizing the sale and issuance of state bonds.

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

Flanagan, Freiberg and Carlson introduced:

H. F. No. 3381, A bill for an act relating to capital investment; appropriating money for a community center in Golden Valley; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Hackbarth introduced:

H. F. No. 3382, A bill for an act relating to game and fish; eliminating the turkey stamp and related revenues; amending Minnesota Statutes 2014, sections 97A.045, subdivision 7; 97A.055, subdivision 4; 97A.405, subdivision 2; 97A.473, subdivisions 3, 5, 5a; 97A.474, subdivision 3; 97A.475, subdivisions 2, 3; repealing Minnesota Statutes 2014, section 97A.075, subdivision 5.

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy.

Gunther; Cornish; Torkelson; Considine; Johnson, C.; Davids; Pierson; Daniels; Bennett and Gruenhagen introduced:

H. F. No. 3383, A bill for an act relating to taxation; providing a property tax exemption for certain properties; providing aid adjustments; providing a sales tax exemption for certain construction projects; amending Minnesota Statutes 2014, sections 272.02, by adding a subdivision; 297A.71, by adding a subdivision; 477A.013, subdivision 13; Minnesota Statutes 2015 Supplement, section 477A.03, subdivision 2a.

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

Hoppe, Atkins, Davids and Garofalo introduced:

H. F. No. 3384, A bill for an act relating to insurance; making changes to the life insurance reserves; amending Minnesota Statutes 2014, sections 61A.24, subdivision 12, by adding a subdivision; 61A.25.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Heintzeman introduced:

H. F. No. 3385, A bill for an act relating to public safety; enhancing penalties and establishing minimum fines for repeat violations of driving without a valid license; amending Minnesota Statutes 2014, section 171.24.

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

Flanagan and Pierson introduced:

H. F. No. 3386, A bill for an act relating to education; providing grants for innovative adult basic education (ABE) programs; appropriating money.

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

Peterson and Selcer introduced:

H. F. No. 3387, A bill for an act relating to education finance; modifying the uses of compensatory revenue; granting school boards additional flexibility to allocate compensatory revenue; amending Minnesota Statutes 2014, section 126C.15, subdivision 3; Minnesota Statutes 2015 Supplement, section 126C.15, subdivisions 1, 2.

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

Masin, Rosenthal and Selcer introduced:

H. F. No. 3388, A bill for an act relating to economic development; modifying duties of the Bureau of Small Business; appropriating money; amending Minnesota Statutes 2014, section 116J.68.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Slocum introduced:

H. F. No. 3389, A bill for an act relating to local governments; regulating organized collection; amending Minnesota Statutes 2014, section 115A.94, subdivisions 3, 4d.

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

Hilstrom; Sundin; Bernardy; Mariani; Slocum; Schoen; Mullery; Murphy, M.; Pinto; Hansen; Bly; Youakim; Freiberg; Flanagan; Applebaum; Considine and Isaacson introduced:

H. F. No. 3390, A bill for an act relating to veterans affairs; appropriating money for veterans support including support for domestic abuse prevention, mental health services, chemical abuse treatment, veterans homelessness prevention, compensation to honor guards, and veterans courts; providing a veterans nursing home tax credit; amending Minnesota Statutes 2014, section 197.05; proposing coding for new law in Minnesota Statutes, chapter 290.

The bill was read for the first time and referred to the Committee on State Government Finance.

Hoppe; Dehn, R., and Davnie introduced:

H. F. No. 3391, A bill for an act relating to state government; providing a sunset for the Legislative Commission on Minnesota Sports Facilities.

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy.

Applebaum introduced:

H. F. No. 3392, A bill for an act relating to transportation; providing for planning and a pilot project on electronic driver's licenses and Minnesota identification cards.

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

Heintzeman introduced:

H. F. No. 3393, A bill for an act relating to education; modifying exceptions to requirement that school years begin after Labor Day; amending Minnesota Statutes 2014, section 120A.40.

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

Cornish introduced:

H. F. No. 3394, A bill for an act relating to military veterans; providing certain disclosure requirements related to veterans benefits services; requiring the commissioner of veterans affairs to develop a disclosure statement; amending Minnesota Statutes 2014, section 196.05, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 197.

The bill was read for the first time and referred to the Veterans Affairs Division.

Gruenhagen; Rarick; Anderson, P.; Davids; Peppin; Fenton; Sanders; Koznick; Anderson, S., and Howe introduced:

H. F. No. 3395, A bill for an act relating to human rights; clarifying certain provisions in the Human Rights Act governing gender specific accommodations; amending Minnesota Statutes 2014, sections 363A.03, subdivision 42; 363A.20, by adding a subdivision; 363A.24, subdivision 1.

The bill was read for the first time and referred to the Committee on Civil Law and Data Practices.

Gruenhagen; Miller; Whelan; Pugh; Scott; Lohmer; Vogel; Smith; Knoblach; Nornes; Franson; Backer; Uglem; McDonald; Daniels; Dean, M.; Drazkowski; Heintzeman; Runbeck; Newberger; Kresha; Nash; Baker; Barrett; Swedzinski; Lucero; Hancock; Dettmer; Kiel; Gunther; Albright; Anderson, M.; Cornish; Fabian and Hertaus introduced:

H. F. No. 3396, A bill for an act relating to human rights; clarifying certain provisions in the Human Rights Act governing gender specific accommodations; amending Minnesota Statutes 2014, sections 363A.03, subdivision 42; 363A.20, by adding a subdivision; 363A.24, subdivision 1.

The bill was read for the first time and referred to the Committee on Civil Law and Data Practices.

Albright; Murphy, E., and Nornes introduced:

H. F. No. 3397, A bill for an act relating to capital investment; appropriating money for a University of Minnesota health sciences education facility; authorizing the sale and issuance of state bonds.

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

Barrett introduced:

H. F. No. 3398, A bill for an act relating to capital investment; appropriating money for capital improvements to Folsom House in Taylors Falls; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on State Government Finance.

Howe and Newberger introduced:

H. F. No. 3399, A bill for an act relating to water; repealing certain groundwater appropriation permit requirements; repealing Minnesota Statutes 2014, section 103G.287, subdivision 2.

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

Howe and Newberger introduced:

H. F. No. 3400, A bill for an act relating to water; modifying certain groundwater appropriation permit requirements; amending Minnesota Statutes 2014, section 103G.287, subdivision 2.

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

Kiel introduced:

H. F. No. 3401, A bill for an act relating to state lands; providing for valuation of bond-financed property; designating state waysides and forests; adding to and deleting from state forests and parks; authorizing sales and exchange of certain state lands; amending Minnesota Statutes 2014, sections 85.013, by adding a subdivision; 89.021, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 94.

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy.

Franson introduced:

H. F. No. 3402, A bill for an act relating to financial institutions; regulating retirement, health savings, and medical savings accounts; providing asset protection; amending Minnesota Statutes 2014, sections 47.75, subdivision 1; 48.15, subdivision 4.

The bill was read for the first time and referred to the Committee on Civil Law and Data Practices.

Lueck introduced:

H. F. No. 3403, A bill for an act relating to taxation; property; requiring the state to pay the costs of property tax judgments against state-assessed property; appropriating money; amending Minnesota Statutes 2014, section 278.12.

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

Halverson and Masin introduced:

H. F. No. 3404, A bill for an act relating to transportation; prohibiting location of school bus stops in right-turn lanes except under specified conditions; requiring use of prewarning amber signals, flashing red signals, and stop-signal arms when stopping in right-turn lanes; amending Minnesota Statutes 2014, section 169.443, subdivision 2.

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

Theis, Loon, Erickson, Slocum and Mariani introduced:

H. F. No. 3405, A bill for an act relating to education; providing a grant for year-round mentoring and tutoring services targeting low-performing and chronically absent students with a focus on low-income students and students of color to close achievement gaps in these groups; appropriating money.

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

Bly, Hornstein, Liebling, Persell, Kahn and Hausman introduced:

H. F. No. 3406, A bill for an act relating to climate change; creating a legislative Health and Climate Resiliency Commission to develop a strategic plan for the state; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 3.

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy.

Johnson, S., introduced:

H. F. No. 3407, A bill for an act relating to telecommunications; requiring the Public Utilities Commission to establish a docket examining regulation of telecommunications services; requiring a report; appropriating money.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Newton and Hortman introduced:

H. F. No. 3408, A bill for an act relating to commerce; providing that certain cooperatives must receive notice of a change of address from members; changing unclaimed property requirements; amending Minnesota Statutes 2014, section 345.39, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 308A; 308B; 513; repealing Minnesota Statutes 2014, sections 308A.711, subdivisions 1, 3; 308B.735, subdivisions 1, 3.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Fabian introduced:

H. F. No. 3409, A bill for an act relating to environment; providing incentive for certain wastewater treatment technology; proposing coding for new law in Minnesota Statutes, chapter 115.

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

Schomacker introduced:

H. F. No. 3410, A bill for an act relating to higher education; appropriating money to the Board of Regents of the University of Minnesota to support the healthy Minnesota initiative.

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

Schomacker introduced:

H. F. No. 3411, A bill for an act relating to higher education; appropriating money to the Board of Regents of the University of Minnesota to support the health training restoration initiative.

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

Anderson, C.; Rosenthal; Slocum; Loon and Hoppe introduced:

H. F. No. 3412, A bill for an act relating to transportation; highways; appropriating money for marked I-35W and marked I-494 interchange improvements.

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

Anderson, C.; Rosenthal and Slocum introduced:

H. F. No. 3413, A bill for an act relating to capital investment; appropriating money for Mall of America light rail transit station improvements; authorizing the sale and issuance of state bonds.

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

Pierson and Halverson introduced:

H. F. No. 3414, A bill for an act relating to health; appropriating funds for grants to support a continuum of care for individuals with substance use disorders.

The bill was read for the first time and referred to the Committee on Health and Human Services Finance.

Persell introduced:

H. F. No. 3415, A bill for an act relating to education finance; appropriating money for tribal education liaisons.

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

Howe introduced:

H. F. No. 3416, A bill for an act relating to military veterans; modifying Veterans Preference Act removal hearing procedures; amending Minnesota Statutes 2015 Supplement, section 197.46.

The bill was read for the first time and referred to the Veterans Affairs Division.

Bernardy introduced:

H. F. No. 3417, A bill for an act relating to transportation; modifying various provisions regulating the establishment and use of bikeways; amending Minnesota Statutes 2014, sections 85.016; 160.02, subdivision 27, by adding subdivisions; 160.262, subdivisions 1, 3, 4; 160.266, subdivisions 2, 3, 4, 5, by adding subdivisions; 161.21,

subdivision 1; repealing Minnesota Statutes 2014, sections 160.262, subdivision 2; 160.265, subdivisions 1, 2; 160.266, subdivision 1; Minnesota Rules, parts 8810.6000; 8810.6100; 8810.6300; 8810.6400; 8810.6500; 8810.6600; 8810.6700; 8810.6800; 8810.6900; 8810.7000; 8810.9910; 8810.9911; 8810.9912; 8810.9913.

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

Baker introduced:

H. F. No. 3418, A bill for an act relating to state lands; authorizing sale of certain tax-forfeited lands in Kandiyohi County.

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy.

Dean, M., introduced:

H. F. No. 3419, A bill for an act relating to health; establishing a grant program for screening and treatment for maternal depression; establishing pilot projects to provide treatment for pregnant and postpartum women with substance use disorders; proposing coding for new law in Minnesota Statutes, chapters 145; 254B.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Slocum introduced:

H. F. No. 3420, A bill for an act relating to transportation; highways; appropriating money for marked Interstate Highway 35W and marked Interstate Highway 494 interchange improvements.

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

Slocum introduced:

H. F. No. 3421, A bill for an act relating to transportation; highways; appropriating money for marked Interstate Highway 35W and marked Interstate Highway 494 interchange improvements; authorizing the sale and issuance of state bonds.

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

Knoblach introduced:

H. F. No. 3422, A bill for an act relating to retirement; Public Employees Retirement Association; Teachers Retirement Association; higher education individual retirement account plan; authorizing an eligible Minnesota State Colleges and Universities system employee to repay a refund of member contributions and to elect prospective and retroactive Teachers Retirement Association coverage.

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy.

Johnson, B., introduced:

H. F. No. 3423, A bill for an act relating to public safety; providing for an advisory group on statewide criminal and juvenile justice information policy and funding issues; amending Minnesota Statutes 2014, section 299C.65.

The bill was read for the first time and referred to the Committee on Public Safety and Crime Prevention Policy and Finance.

Dehn, R., introduced:

H. F. No. 3424, A bill for an act relating to liquor; providing for temporary licenses; amending Minnesota Statutes 2014, section 340A.410, subdivision 10.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Loonan and Albright introduced:

H. F. No. 3425, A bill for an act relating to capital investment; appropriating money for road construction in Scott County; authorizing the sale and issuance of state bonds.

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

Loonan and Albright introduced:

H. F. No. 3426, A bill for an act relating to state lands; authorizing public sale of certain tax-forfeited land that borders public water.

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy.

Swedzinski introduced:

H. F. No. 3427, A bill for an act relating to education finance; supporting special education paraprofessional licensure; appropriating money.

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

Murphy, M.; Sundin; Schultz; Simonson and Metsa introduced:

H. F. No. 3428, A bill for an act relating to capital investment; appropriating money for Minneapolis to Duluth high-speed passenger rail; authorizing the sale and issuance of state bonds.

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

Pierson introduced:

H. F. No. 3429, A bill for an act relating to health care; developing a pilot program to increase early preventive dental intervention and care for infants and toddlers; appropriating money.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Fenton, Peterson and Erickson introduced:

H. F. No. 3430, A bill for an act relating to education; establishing an alternative teacher preparation grant program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 122A.

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

Franson introduced:

H. F. No. 3431, A bill for an act relating to human services; requiring the commissioner to study the feasibility of developing an online information and application system for child care providers; proposing coding for new law in Minnesota Statutes, chapter 245A.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Franson introduced:

H. F. No. 3432, A bill for an act relating to child care provider information and support services; designating a child care provider liaison and advocate in the Department of Human Services.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Franson, Theis, Kresha and Backer introduced:

H. F. No. 3433, A bill for an act relating to human services; appropriating money; modifying certain provisions governing child care programs; creating a legislative task force on child care; proposing coding for new law in Minnesota Statutes, chapter 245A.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Kresha, Theis and Howe introduced:

H. F. No. 3434, A bill for an act relating to human services; modifying certain provisions governing child care programs; proposing coding for new law in Minnesota Statutes, chapter 245A.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Baker, Daniels and Flanagan introduced:

H. F. No. 3435, A bill for an act relating to child care business development; providing for a child care business start-up manual; providing grants to promote child care business start-up and expansion; requiring a report; appropriating money.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Franson, Backer, Hamilton and Flanagan introduced:

H. F. No. 3436, A bill for an act relating to human services; creating a legislative task force on child care; requiring the commissioner to prepare a report to the governor.

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy.

Flanagan introduced:

H. F. No. 3437, A bill for an act relating to human services; requiring oversight and training of family child care licensors; requiring the commissioner to develop a training curriculum; amending Minnesota Statutes 2014, section 245A.16, subdivision 6, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Daniels introduced:

H. F. No. 3438, A bill for an act relating to higher education; appropriating money to develop educational materials to increase awareness of senior care career opportunities.

The bill was read for the first time and referred to the Committee on Aging and Long-Term Care Policy.

Applebaum introduced:

H. F. No. 3439, A bill for an act relating to taxation; individual income; providing a credit for student loan payments; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 290.

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

Applebaum introduced:

H. F. No. 3440, A bill for an act relating to taxation; individual income; providing a subtraction for student loan payments; amending Minnesota Statutes 2014, sections 290.01, subdivision 19b; 290.091, subdivision 2.

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

Applebaum introduced:

H. F. No. 3441, A bill for an act relating to taxation; individual income; providing a credit for student loan payments; proposing coding for new law in Minnesota Statutes, chapter 290.

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

Metsa introduced:

H. F. No. 3442, A bill for an act relating to capital investment; appropriating money to renovate the Miner's Memorial Building; authorizing the sale and issuance of state bonds.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Howe introduced:

H. F. No. 3443, A bill for an act relating to the military; establishing a service member and veteran service center pilot grant program; appropriating money.

The bill was read for the first time and referred to the Committee on State Government Finance.

Moran introduced:

H. F. No. 3444, A bill for an act relating to workforce development; providing support for a career pathways and workforce development program; appropriating money.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Moran introduced:

H. F. No. 3445, A bill for an act relating to business development; establishing a grant program for business development in the Southeast Asian community; appropriating money.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Moran introduced:

H. F. No. 3446, A bill for an act relating to education; appropriating money for a Hope Community, Inc. grant; requiring a report.

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

Moran introduced:

H. F. No. 3447, A bill for an act relating to employment; appropriating money for a grant to the Hallie Q. Brown Community Center, Inc.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability Policy and Finance.

Moran introduced:

H. F. No. 3448, A bill for an act relating to education; appropriating money for a Project Diva grant.

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

Moran introduced:

H. F. No. 3449, A bill for an act relating to education; appropriating money for a Nefertiti Institute for Sisterhood grant.

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

Moran introduced:

H. F. No. 3450, A bill for an act relating to education; appropriating money for a Girls in Action grant.

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

Moran introduced:

H. F. No. 3451, A bill for an act relating to human services; appropriating money to the commissioner of human services for a grant to Family Values for Life.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Murphy, E.; Ecklund; Flanagan; Schoen; Murphy, M.; Allen; Fischer; Mariani; Mahoney; Slocum; Anzelc; Applebaum; Freiberg; Sundin; Melin; Schultz; Persell; Hortman; Dehn, R., and Halverson introduced:

H. F. No. 3452, A bill for an act relating to early childhood; creating the voluntary prekindergarten MinneK program; expanding the age range for early learning scholarships; eliminating the Head Start waiting list; encouraging additional home visiting opportunities; creating education grants and loan forgiveness for certain prospective early education teachers; appropriating money for early childhood learning and child protection facilities; authorizing grants to be used to renovate facilities and for school-based prekindergarten programs; authorizing the sale and issuance of state bonds; appropriating money; requiring a report; amending Minnesota Statutes 2014, sections 122A.09, by adding a subdivision; 122A.26, subdivision 2; 123B.92, by adding a subdivision; 124D.1158, subdivisions 3, 4; 124D.13, subdivisions 4, 9, 12, by adding a subdivision; 124D.135, subdivisions 1, 6; 124D.15, subdivisions 1, 3, 3a, 15; 124D.165, as amended; 126C.10, subdivision 2d; 256E.37;

Minnesota Statutes 2015 Supplement, sections 120A.41; 122A.415, subdivision 1; 124D.59, subdivision 2; 124E.11; 126C.05, subdivision 1; Laws 2015, First Special Session chapter 3, article 9, section 8, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 122A; 123B; 124D; 136A; repealing Minnesota Statutes 2014, section 136A.128, subdivision 3.

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

Considine introduced:

H. F. No. 3453, A bill for an act relating to capital investment; appropriating money for phase II of the clinical sciences renovation project at Minnesota State University, Mankato; authorizing the sale and issuance of state bonds.

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

Rosenthal, Lillie, Schomacker, Newton, Liebling and Carlson introduced:

H. F. No. 3454, A bill for an act relating to commerce; requiring the implementation of a statewide education and outreach program to protect vulnerable adults, seniors, and caregivers from financial exploitation; appropriating money.

The bill was read for the first time and referred to the Committee on Aging and Long-Term Care Policy.

Bernardy introduced:

H. F. No. 3455, A bill for an act relating to environment; appropriating money for investigation and testing at state Superfund sites.

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

Loonan introduced:

H. F. No. 3456, A bill for an act relating to commerce; authorizing certain data collection by the Department of Commerce relating to no-fault auto insurance claims; reviving the Task Force on No-Fault Auto Insurance; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 65B.

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform.

Newton introduced:

H. F. No. 3457, A bill for an act relating to state government; exempting the state and its political subdivisions from daylight saving time; proposing coding for new law in Minnesota Statutes, chapter 1.

The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy.

Erickson and Lueck introduced:

H. F. No. 3458, A bill for an act relating to outdoor recreation; economic development; establishing a Lake Mille Lacs area economic relief program; authorizing special property tax abatement aid; appropriating money.

The bill was read for the first time and referred to the Committee on Mining and Outdoor Recreation Policy.

Erickson introduced:

H. F. No. 3459, A bill for an act relating to taxation; authorizing special property tax abatement aid.

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

Peterson; Kiel; Masin; Gunther; Liebling; Petersburg; Bly; Kresha; Youakim; Johnson, S.; Applebaum; Marquart; Schultz; Koznick; Laine; Miller; Franson; Daniels; Mack; Loon; Hansen; Torkelson; Metsa; Mariani; Allen; Rosenthal; Yarusso; Fenton; Erickson; Selcer; Sanders; Fabian; Lueck; Wills and Freiberg introduced:

H. F. No. 3460, A bill for an act relating to human services; modifying reimbursement rates for intermediate care facilities for persons with developmental disabilities and home and community-based services providers; amending Minnesota Statutes 2014, section 256B.5012, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 256B; repealing Minnesota Statutes 2014, section 256B.5012, subdivisions 4, 5, 6, 7, 8, 9, 10, 11, 14.

The bill was read for the first time and referred to the Committee on Aging and Long-Term Care Policy.

Hornstein, Lucero and Hortman introduced:

H. F. No. 3461, A bill for an act relating to data privacy; education; establishing student-user privacy in education rights; requiring online educational services to comply with security and privacy standards; prohibiting use of student information for targeted marketing or creation of student profiles; amending Minnesota Statutes 2014, sections 13.321, by adding a subdivision; 120B.11, subdivisions 3, 4; 120B.30, subdivision 2, by adding subdivisions; 120B.31, subdivision 5, by adding subdivisions; Minnesota Statutes 2015 Supplement, section 120B.30, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 125B.

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

Laine and Hamilton introduced:

H. F. No. 3462, A bill for an act relating to human services; modifying food stamp employment and training; amending Minnesota Statutes 2014, section 256D.051.

The bill was read for the first time and referred to the Committee on Health and Human Services Reform.

Davids introduced:

H. F. No. 3463, A bill for an act relating to taxation; providing for tax reductions to middle class families; closing loopholes; providing tax fairness; appropriating money; amending Minnesota Statutes 2014, sections 16D.08, subdivision 2; 270.80, subdivisions 2, 3, 4, by adding subdivisions; 270.81, subdivision 3, by adding a

subdivision; 270.82; 270.83, subdivisions 1, 2; 270.84; 270.86; 270.87; 270C.03, subdivision 1; 270C.33, subdivision 6; 270C.722, subdivision 1; 270C.728, by adding a subdivision; 272.02, subdivision 9; 275.025, subdivisions 1, 4; 289A.60, by adding a subdivision; 290.01, subdivisions 4a, 19a, 19b, 19c, by adding a subdivision; 290.067, subdivisions 1, 2, 2b, 3; 290.0671, subdivisions 6, 7; 290.0674, subdivision 2, by adding subdivisions; 290.068, subdivision 2; 290.091, subdivision 2; 290.17, subdivision 4; 290.191, subdivision 5; 290.21, subdivision 4; 290A.03, subdivision 13; 290B.03, subdivision 1; 290B.04, subdivision 1; 291.03, subdivision 11; 296A.01, subdivision 12; 296A.08, subdivision 2; 297A.815, subdivision 3; 297A.94; 297F.01, subdivision 14; 297F.03, subdivisions 5, 6; 297F.04, subdivision 1; 297F.13, subdivision 4; 297F.19, by adding a subdivision; 297F.20, by adding subdivisions; 297F.21, subdivision 1; 297H.04, subdivision 2; 461.12, subdivision 8; Minnesota Statutes 2015 Supplement, sections 289A.02, subdivision 7; 290.01, subdivisions 19, 31; 290.0671, subdivision 1; 290A.03, subdivision 15; 291.005, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 270C; 297F; repealing Minnesota Statutes 2014, sections 270.81, subdivision 4; 270.83, subdivision 3; 290.067, subdivision 2a; 297F.185; Minnesota Statutes 2015 Supplement, section 290.0671, subdivision 6a; Minnesota Rules, parts 8106.0100, subparts 1, 2, 3, 4, 5, 6, 7, 8, 10, 12, 13, 14, 17, 17a, 18, 19, 20, 21; 8106.0300, subparts 1, 3; 8106.0400; 8106.0500; 8106.0600; 8106.0700; 8106.0800; 8106.9900.

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

Anderson, P.; Davids; Pierson; Backer; Quam; Schomacker and Miller introduced:

H. F. No. 3464, A bill for an act relating to taxation; property; providing a property tax reduction for land constituting a riparian buffer; appropriating money; amending Minnesota Statutes 2014, section 273.1393; proposing coding for new law in Minnesota Statutes, chapter 273.

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

Backer; Miller; Anderson, P.; Swedzinski; Rarick; Baker and Fabian introduced:

H. F. No. 3465, A bill for an act relating to natural resources; requiring soil and water conservation district approval of buffer protection maps; amending Minnesota Statutes 2015 Supplement, section 103F.48, by adding a subdivision.

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

## MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the adoption by the Senate of the following Senate Concurrent Resolution, herewith transmitted:

Senate Concurrent Resolution No. 9, A Senate concurrent resolution relating to adjournment for more than three days.

JOANNE M. ZOFF, Secretary of the Senate

**SUSPENSION OF RULES**

Peppin moved that the rules be so far suspended that Senate Concurrent Resolution No. 9 be now considered and be placed upon its adoption. The motion prevailed.

**SENATE CONCURRENT RESOLUTION NO. 9**

A Senate concurrent resolution relating to adjournment for more than three days.

*Be It Resolved*, by the Senate of the State of Minnesota, the House of Representatives concurring:

1. Upon their adjournments on Thursday, March 24, 2016, the Senate and House of Representatives may each set its next day of meeting for Tuesday, March 29, 2016.

2. Each house consents to adjournment of the other house for more than three days.

Peppin moved that Senate Concurrent Resolution No. 9 be now adopted. The motion prevailed and Senate Concurrent Resolution No. 9 was adopted.

Mr. Speaker:

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

S. F. No. 1646.

JOANNE M. ZOFF, Secretary of the Senate

**FIRST READING OF SENATE BILLS**

S. F. No. 1646, A bill for an act relating to transportation; directing the commissioner of public safety to plan for eventual implementation of Real ID program; requiring the commissioner to appear before legislative committees upon request, to present oral and written summaries of Real ID planning activities, and to submit fiscal notes under law; directing the commissioner to seek an extension of enforcement of current Real ID requirements with respect to this state; amending Laws 2009, chapter 92, section 1.

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

**MOTIONS AND RESOLUTIONS**

Mahoney moved that the name of Masin be added as an author on H. F. No. 454. The motion prevailed.

Dettmer moved that the name of Kahn be added as an author on H. F. No. 498. The motion prevailed.

Kiel moved that the name of Ecklund be added as an author on H. F. No. 963. The motion prevailed.

Albright moved that the name of Franson be added as an author on H. F. No. 1060. The motion prevailed.

Zerwas moved that the name of Backer be added as an author on H. F. No. 1122. The motion prevailed.

Anderson, S., moved that the name of Fischer be added as an author on H. F. No. 1182. The motion prevailed.

O'Driscoll moved that the name of Schomacker be added as an author on H. F. No. 1408. The motion prevailed.

Drazkowski moved that the name of Whelan be added as an author on H. F. No. 1460. The motion prevailed.

Hoppe moved that the name of Hertauss be added as an author on H. F. No. 1586. The motion prevailed.

Hausman moved that the names of Davnie, Laine and Bernardy be added as authors on H. F. No. 2045. The motion prevailed.

Kahn moved that the name of Allen be added as an author on H. F. No. 2166. The motion prevailed.

Hilstrom moved that the name of Nelson be added as an author on H. F. No. 2341. The motion prevailed.

Howe moved that the names of Bly, Kahn and Fischer be added as authors on H. F. No. 2388. The motion prevailed.

Zerwas moved that the name of Albright be added as an author on H. F. No. 2438. The motion prevailed.

Zerwas moved that the name of Nornes be added as an author on H. F. No. 2564. The motion prevailed.

Nash moved that the name of Hertauss be added as an author on H. F. No. 2585. The motion prevailed.

Baker moved that the name of Franson be added as an author on H. F. No. 2660. The motion prevailed.

Scott moved that the name of Vogel be added as an author on H. F. No. 2704. The motion prevailed.

O'Neill moved that the name of Fischer be added as an author on H. F. No. 2753. The motion prevailed.

Fenton moved that the name of Fischer be added as an author on H. F. No. 2774. The motion prevailed.

Hausman moved that the name of Fischer be added as an author on H. F. No. 2784. The motion prevailed.

Pinto moved that the name of Smith be added as an author on H. F. No. 2867. The motion prevailed.

Metsa moved that the name of Newberger be added as an author on H. F. No. 2869. The motion prevailed.

Rosenthal moved that the name of Erhardt be added as an author on H. F. No. 2875. The motion prevailed.

Peterson moved that the name of Atkins be added as an author on H. F. No. 2890. The motion prevailed.

Hilstrom moved that the name of Fischer be added as an author on H. F. No. 2895. The motion prevailed.

Runbeck moved that her name be stricken as an author on H. F. No. 2913. The motion prevailed.

Mariani moved that the name of Johnson, S., be added as an author on H. F. No. 2944. The motion prevailed.

McNamara moved that the name of Fischer be added as an author on H. F. No. 2959. The motion prevailed.

Applebaum moved that the name of Kahn be added as an author on H. F. No. 2965. The motion prevailed.

Peterson moved that the names of Laine and Atkins be added as authors on H. F. No. 2969. The motion prevailed.

Dauids moved that his name be stricken as an author on H. F. No. 2972. The motion prevailed.

Fabian moved that the name of Johnson, C., be added as an author on H. F. No. 3014. The motion prevailed.

Mahoney moved that the name of Kahn be added as an author on H. F. No. 3016. The motion prevailed.

Thissen moved that the name of Kahn be added as an author on H. F. No. 3025. The motion prevailed.

Moran moved that the names of Kahn, Persell, Allen and Johnson, S., be added as authors on H. F. No. 3031. The motion prevailed.

Moran moved that the names of Kahn, Persell, Allen and Johnson, S., be added as authors on H. F. No. 3032. The motion prevailed.

Moran moved that the names of Kahn, Persell, Allen and Johnson, S., be added as authors on H. F. No. 3033. The motion prevailed.

Franson moved that the names of Ward, Kelly and Johnson, C., be added as authors on H. F. No. 3038. The motion prevailed.

Hancock moved that the name of Masin be added as an author on H. F. No. 3072. The motion prevailed.

Moran moved that the names of Kahn, Persell, Allen and Johnson, S., be added as authors on H. F. No. 3098. The motion prevailed.

Moran moved that the names of Kahn, Persell, Allen and Johnson, S., be added as authors on H. F. No. 3099. The motion prevailed.

Dettmer moved that the name of Dehn, R., be added as an author on H. F. No. 3109. The motion prevailed.

Metsa moved that the name of Newberger be added as an author on H. F. No. 3115. The motion prevailed.

Howe moved that the name of Fischer be added as an author on H. F. No. 3131. The motion prevailed.

Schomacker moved that the names of Newberger and Howe be added as authors on H. F. No. 3135. The motion prevailed.

Nornes moved that the name of Kahn be added as an author on H. F. No. 3146. The motion prevailed.

Backer moved that the name of Miller be added as an author on H. F. No. 3159. The motion prevailed.

Selcer moved that the name of Kahn be added as an author on H. F. No. 3163. The motion prevailed.

Backer moved that the name of Lien be added as an author on H. F. No. 3169. The motion prevailed.

Anderson, P., moved that the name of Kahn be added as an author on H. F. No. 3173. The motion prevailed.

Pinto moved that the names of Kahn and Fischer be added as authors on H. F. No. 3177. The motion prevailed.

Miller moved that the names of Newton, Laine, Ward, Schomacker and Selcer be added as authors on H. F. No. 3191. The motion prevailed.

Nornes moved that the name of Bernardy be added as an author on H. F. No. 3203. The motion prevailed.

Gunther moved that his name be stricken as an author on H. F. No. 3207. The motion prevailed.

Kahn moved that the name of Clark be added as an author on H. F. No. 3213. The motion prevailed.

Kahn moved that the name of Fischer be added as an author on H. F. No. 3215. The motion prevailed.

Kelly moved that the names of Dehn, R.; Mariani and Thissen be added as authors on H. F. No. 3239. The motion prevailed.

McDonald moved that the name of Slocum be added as an author on H. F. No. 3262. The motion prevailed.

Runbeck moved that the name of Albright be added as an author on H. F. No. 3265. The motion prevailed.

Moran moved that the name of Slocum be added as an author on H. F. No. 3273. The motion prevailed.

Peterson moved that the name of Kahn be added as an author on H. F. No. 3289. The motion prevailed.

Dauids moved that the name of Slocum be added as an author on H. F. No. 3292. The motion prevailed.

Bly moved that the name of Kahn be added as an author on H. F. No. 3300. The motion prevailed.

Kresha moved that the name of Slocum be added as an author on H. F. No. 3305. The motion prevailed.

Hertaus moved that the name of Erhardt be added as an author on H. F. No. 3310. The motion prevailed.

Dauids moved that the name of Slocum be added as an author on H. F. No. 3317. The motion prevailed.

Dauids moved that the name of Slocum be added as an author on H. F. No. 3318. The motion prevailed.

Clark moved that the names of Laine, Kahn and Slocum be added as authors on H. F. No. 3324. The motion prevailed.

Lesch moved that the name of Youakim be added as an author on H. F. No. 3328. The motion prevailed.

Kahn moved that the names of Thissen and Slocum be added as authors on H. F. No. 3330. The motion prevailed.

Selcer moved that the name of Erhardt be added as an author on H. F. No. 3331. The motion prevailed.

Selcer moved that the name of Slocum be added as an author on H. F. No. 3332. The motion prevailed.

Fenton moved that the names of Theis and Slocum be added as authors on H. F. No. 3340. The motion prevailed.

Dehn, R., moved that the name of Slocum be added as an author on H. F. No. 3343. The motion prevailed.

Dehn, R., moved that the names of Laine and Newton be added as authors on H. F. No. 3344. The motion prevailed.

Dehn, R., moved that the name of Slocum be added as an author on H. F. No. 3345. The motion prevailed.

Franson moved that the name of Slocum be added as an author on H. F. No. 3349. The motion prevailed.

Hamilton moved that the name of Kahn be added as an author on H. F. No. 3363. The motion prevailed.

#### ADJOURNMENT

Peppin moved that when the House adjourns today it adjourn until 12:15 p.m., Wednesday, March 23, 2016. The motion prevailed.

Peppin moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:15 p.m., Wednesday, March 23, 2016.

PATRICK D. MURPHY, Chief Clerk, House of Representatives