

## STATE OF MINNESOTA

## NINETIETH SESSION — 2017

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 THIRD DAY

SAINT PAUL, MINNESOTA, MONDAY, JANUARY 9, 2017

The House of Representatives convened at 3:30 p.m. and was called to order by Tony Albright, Speaker pro tempore.

Prayer was offered by the Reverend Phil Shaw, St. Michael, 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	Davids	Hansen	Lesch	Nornes	Slocum
Allen	Dean, M.	Hausman	Liebling	O'Driscoll	Smith
Anderson, P.	Dehn, R.	Heintzeman	Lien	Olson	Sundin
Anderson, S.	Dettmer	Hertaus	Lillie	Omar	Swedzinski
Anselmo	Drazkowski	Hilstrom	Loeffler	O'Neill	Thissen
Applebaum	Ecklund	Hoppe	Lohmer	Peppin	Torkelson
Backer	Erickson	Hornstein	Loon	Petersburg	Uglen
Bahr, C.	Fabian	Hortman	Loonan	Peterson	Urdahl
Baker	Fenton	Howe	Lucero	Pierson	Vogel
Barr, R.	Fischer	Jessup	Lueck	Pinto	Wagenius
Becker-Finn	Flanagan	Johnson, B.	Mahoney	Poston	Ward
Bennett	Franke	Johnson, C.	Marquart	Pryor	West
Bernardy	Franson	Johnson, S.	Masin	Pugh	Whelan
Bliss	Freiberg	Jurgens	Maye Quade	Quam	Wills
Bly	Garofalo	Kiel	McDonald	Rarick	Youakim
Carlson, A.	Green	Knoblach	Miller	Rosenthal	Zerwas
Carlson, L.	Grossell	Koegel	Moran	Runbeck	Spk. Daudt
Christensen	Gruenhagen	Koznick	Murphy, E.	Sandstede	
Clark	Gunther	Kresha	Murphy, M.	Sauke	
Considine	Haley	Kunesh-Podein	Nash	Schomacker	
Cornish	Halverson	Layman	Nelson	Schultz	
Daniels	Hamilton	Lee	Newberger	Scott	

A quorum was present.

Davnie, Mariani, Metsa, Pelowski, Poppe and Theis 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.

**INTRODUCTION AND FIRST READING OF HOUSE BILLS**

The following House Files were introduced:

Newberger introduced:

H. F. No. 81, A bill for an act relating to energy; eliminating the size limitation on hydropower sources that may satisfy the renewable energy standard; amending Minnesota Statutes 2016, section 216B.1691, subdivision 1.

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

McDonald and Lohmer introduced:

H. F. No. 82, A bill for an act relating to insurance; changing certain health plan market rules and health insurance provisions related to MNsure; repealing MNsure and Minnesota Rules governing MNsure; amending Minnesota Statutes 2016, sections 62A.04, subdivision 2; 62A.65, subdivision 3b; 62K.02, subdivision 1; 62K.03, subdivision 11; 62K.06; 62K.07; 62K.09; 62K.15; repealing Minnesota Statutes 2016, sections 13.7191, subdivision 14a; 13D.08, subdivision 5a; 62A.011, subdivision 6; 62A.02, subdivision 8; 62V.01; 62V.02; 62V.03; 62V.04; 62V.05; 62V.051; 62V.055; 62V.06; 62V.07; 62V.08; 62V.09; 62V.10; 62V.11, subdivisions 1, 2, 4, 5; 256L.01, subdivision 6; 256L.02, subdivision 6; Laws 2013, chapter 9, sections 14; 15; 16; 17; 18; Minnesota Rules, parts 7700.0010; 7700.0020; 7700.0030; 7700.0040; 7700.0050; 7700.0060; 7700.0070; 7700.0080; 7700.0090; 7700.0100; 7700.0101; 7700.0105.

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

Scott introduced:

H. F. No. 83, A bill for an act relating to health care; providing for verification of eligibility for premium assistance; providing that certain health plan rate data are public; amending Minnesota Statutes 2016, section 60A.08, subdivision 15.

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

Freiberg and Carlson, L., introduced:

H. F. No. 84, A bill for an act relating to pupil transportation; requiring seat belts on newly purchased school buses; amending Minnesota Statutes 2016, sections 169.447, subdivision 2a; 169.685, subdivision 1.

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

McDonald and Davids introduced:

H. F. No. 85, A bill for an act relating to taxation; estate; repealing the estate tax; repealing Minnesota Statutes 2016, sections 270C.585; 289A.10; 289A.18, subdivisions 3, 3a; 289A.19, subdivision 4; 289A.20, subdivisions 3, 3a; 289A.30, subdivision 2; 289A.55, subdivision 7; 291.005; 291.01; 291.016; 291.03, subdivisions 1, 1a, 1d, 8, 9, 10, 11; 291.031; 291.075; 291.12, subdivisions 1, 2, 3; 291.13, subdivisions 1, 3; 291.16; 291.21, subdivision 1; 291.215, subdivision 1; 291.27.

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

Freiberg and Carlson, L., introduced:

H. F. No. 86, A bill for an act relating to health; requiring a study and report on the efficacy of Masgutova neuro-sensory-motor and reflex integration.

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

Murphy, M.; Sandstede; Metsa; Hausman; Schultz and Olson introduced:

H. F. No. 87, A bill for an act relating to capital investment; appropriating money for the Arrowhead Regional Health and Wellness Center in Hermantown; 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.

Gruenhagen, Hoppe, Miller, Nash, Baker and Loon introduced:

H. F. No. 88, A bill for an act relating to transportation; appropriating money for right-of-way acquisition and construction of marked Trunk Highway 212.

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

Anderson, S.; Davids; Loon and Rosenthal introduced:

H. F. No. 89, A bill for an act relating to taxation; income; modifying the small business investment credit; adding definitions; requiring additional information from applicant businesses; providing for priority businesses; modifying allocation of credits; making the credit permanent; amending Minnesota Statutes 2016, section 116J.8737, subdivisions 1, 2, 5, 6, 7, 9, by adding a subdivision; repealing Minnesota Statutes 2016, section 116J.8737, subdivision 12.

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

Anderson, S.; Davids; Loon and Rosenthal introduced:

H. F. No. 90, A bill for an act relating to taxation; income and corporate franchise tax; modifying the research credit; amending Minnesota Statutes 2016, section 290.068, subdivisions 1, 2, by adding a subdivision.

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

Murphy, M., and Ecklund introduced:

H. F. No. 91, A bill for an act relating to capital investment; appropriating money for a safe harbor on Lake Superior at Two Harbors; authorizing the sale and issuance of state bonds.

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

Johnson, C.; Liebling; Murphy, E.; Schultz; Considine; Moran; Loeffler; Hausman; Hornstein; Freiberg; Lien; Olson; Ecklund; Dehn, R.; Poppe; Koegel; Fischer; Slocum; Johnson, S.; Bernardy; Mahoney; Kunesh-Podein; Allen; Wagenius; Nelson; Murphy, M.; Masin; Flanagan; Hansen; Lillie; Clark; Omar; Bly and Lee introduced:

H. F. No. 92, A bill for an act relating to health care; requiring the commissioner of human services to seek federal waivers to permit individuals whose income is greater than the income eligibility limit for MinnesotaCare to purchase coverage through MinnesotaCare through a separate MinnesotaCare purchase option.

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

Hausman and Clark introduced:

H. F. No. 93, A bill for an act relating to housing; prohibiting landlords from charging a prospective tenant more than the actual cost of a tenant screening service; amending Minnesota Statutes 2016, section 504B.173, subdivision 1.

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

Bernardy and Kunesh-Podein introduced:

H. F. No. 94, A bill for an act relating to transportation; governing a driver's license agent appointment.

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

Freiberg; Theis; Rosenthal; Carlson, L.; Thissen; Davnie; Koegel and Clark introduced:

H. F. No. 95, A bill for an act relating to health; modifying continuing education requirements for certain health professionals; providing coverage for certain acupuncture services; amending Minnesota Statutes 2016, section 214.12, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62Q.

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

Freiberg; Uglem; Carlson, L.; Kunesh-Podein; Halverson; Loeffler; Davnie; Slocum; Metsa; Schultz; Bernardy; Murphy, E.; Ward; Fischer and Liebling introduced:

H. F. No. 96, A bill for an act relating to health; modifying exemption procedures related to immunizations; amending Minnesota Statutes 2016, section 121A.15, subdivision 3.

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

Freiberg; Urdahl; Applebaum; Carlson, L.; Bly; Koegel; Omar; Kunesh-Podein; Halverson; Slocum; Ward; Clark and Carlson, A., introduced:

H. F. No. 97, A bill for an act relating to education; integrating service-learning into Minnesota's education system; establishing an evidence-based service-learning grant program; appropriating money; amending Minnesota Statutes 2016, section 124D.50, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 124D.

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

Anderson, P., introduced:

H. F. No. 98, A bill for an act relating to capital investment; appropriating money for an electric substation in the city of Melrose; 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.

Schomacker introduced:

H. F. No. 99, A bill for an act relating to health; modifying requirements for health maintenance organizations; modifying provisions governing health insurance; appropriating money; amending Minnesota Statutes 2016, sections 60A.08, subdivision 15; 62D.02, subdivision 4; 62D.03, subdivision 1; 62D.05, subdivision 1; 62D.06, subdivision 1; 62D.19; 62E.02, subdivision 3; 62L.12, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 62Q; repealing Minnesota Statutes 2016, sections 62D.12, subdivision 9; 62K.11.

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

Lillie and Johnson, S., introduced:

H. F. No. 100, A bill for an act relating to capital investment; appropriating money for Battle Creek winter recreation area; authorizing the sale and issuance of state bonds.

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

Backer, Newberger and Zerwas introduced:

H. F. No. 101, A bill for an act relating to health; appropriating money for grants to regional emergency medical services programs.

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

Zerwas introduced:

H. F. No. 102, A bill for an act relating to human services; modifying an intergovernmental transfer related to ambulance services; amending Minnesota Statutes 2016, section 256B.196, subdivision 2.

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

Zerwas and Newberger introduced:

H. F. No. 103, A bill for an act relating to human services; expanding the scope of a medical assistance rate increase for ambulance services; amending Minnesota Statutes 2016, section 256B.0625, subdivision 17a.

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

Zerwas introduced:

H. F. No. 104, A bill for an act relating to health; appropriating money for the comprehensive advanced life support educational program.

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

Backer, Newberger and Zerwas introduced:

H. F. No. 105, A bill for an act relating to health; appropriating money for the Cooper/Sams volunteer ambulance program and the Cooper/Sams volunteer ambulance trust account.

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

Zerwas introduced:

H. F. No. 106, A bill for an act relating to human services; modifying criteria for community medical response emergency medical technician services; amending Minnesota Statutes 2016, section 256B.0625, subdivision 60a.

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

Hoppe introduced:

H. F. No. 107, A bill for an act relating to government operation; providing a temporary program to help pay for health insurance premiums; providing transition of care coverage; appropriating money.

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

Rarick introduced:

H. F. No. 108, A bill for an act relating to state lands; authorizing the sale of certain state lands bordering public water in Pine County.

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

Runbeck introduced:

H. F. No. 109, A bill for an act relating to motor vehicles; providing for registration refunds; amending Minnesota Statutes 2016, section 168.017, by adding a subdivision.

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

Hansen introduced:

H. F. No. 110, A bill for an act relating to capital investment; appropriating money for metropolitan cities inflow and infiltration grants; authorizing the sale and issuance of state bonds.

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

Newberger introduced:

H. F. No. 111, A bill for an act relating to gambling; establishing a candidate campaign raffle; amending Minnesota Statutes 2016, section 609.761, by adding a subdivision.

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

Runbeck introduced:

H. F. No. 112, A bill for an act relating to local governments; providing for reverse referendum approval of certain issuance of debt; proposing coding for new law in Minnesota Statutes, chapter 416.

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

Newberger introduced:

H. F. No. 113, A bill for an act relating to energy; authorizing construction and operation of a natural gas combined cycle electric generation plant.

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

Ecklund introduced:

H. F. No. 114, A bill for an act relating to natural resources; appropriating money for construction of Prospectors ATV Trail system.

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

Newberger introduced:

H. F. No. 115, A bill for an act relating to taxation; individual income; allowing a subtraction for meal expenses of first responders; amending Minnesota Statutes 2016, section 290.0132, by adding a subdivision.

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

Murphy, E.; Omar; Flanagan; Becker-Finn; Hortman; Freiberg; Masin; Kunesh-Podein and Pinto introduced:

H. F. No. 116, A bill for an act relating to education; requiring affirmative consent standards in campus sexual assault policies; establishing a sexual violence grant program; appropriating money to develop a consent curriculum; appropriating money for sexual violence prevention grants; amending Minnesota Statutes 2016, section 135A.15, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 136A.

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

Dettmer introduced:

H. F. No. 117, A bill for an act relating to transportation; capital investment; appropriating money for marked I-35W and Lake Drive interchange improvements and realignment of West Freeway Drive; authorizing the sale and issuance of state bonds.

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



Howe introduced:

H. F. No. 118, A bill for an act relating to human services; modifying supplemental nutrition assistance program asset limitations; instructing the revisor to update terminology; amending Minnesota Statutes 2016, section 256D.0515.

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

Dettmer introduced:

H. F. No. 119, A bill for an act relating to taxation; homestead valuation exclusion for disabled veterans; modifying benefit eligibility for a deceased veteran's spouse; amending Minnesota Statutes 2016, section 273.13, subdivision 34.

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

Dean, M., introduced:

H. F. No. 120, A bill for an act relating to health; removing the commissioner of health's authority to add qualifying medical conditions or delivery forms of medical cannabis; amending Minnesota Statutes 2016, sections 152.22, subdivisions 6, 14; 152.27, subdivision 2; repealing Laws 2014, chapter 311, section 20, as amended.

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

Ecklund introduced:

H. F. No. 121, A bill for an act relating to health; allowing certain patients with kidney disease or kidney failure treated with kidney dialysis to enroll in the patient registry for the use of medical cannabis; amending Minnesota Statutes 2016, section 152.22, subdivision 14.

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

Nash introduced:

H. F. No. 122, A bill for an act relating to motor vehicles; modifying various provisions governing registration, fees, and insurance for motorcycles; appropriating money; amending Minnesota Statutes 2016, sections 65B.48, subdivision 5; 171.06, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapter 168.

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

Nash introduced:

H. F. No. 123, A bill for an act relating to taxation; tobacco; modifying the definition of premium cigar; reducing the maximum tax on premium cigars; amending Minnesota Statutes 2016, sections 297F.01, subdivision 13a; 297F.05, subdivisions 3a, 4a.

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

Swedzinski introduced:

H. F. No. 124, A bill for an act relating to transportation; prohibiting road authorities from establishing certain requirements and permits that govern mowing; amending Minnesota Statutes 2016, section 160.232.

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

Becker-Finn, Jessup, Mahoney and Fischer introduced:

H. F. No. 125, A bill for an act relating to capital investment; appropriating money for the I-694/Rice Street interchange; authorizing the sale and issuance of state bonds.

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

Hansen and Mariani introduced:

H. F. No. 126, A bill for an act relating to transportation; capital investment; appropriating money for reconstruction of Robert Street in West St. Paul.

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

### **MESSAGES FROM THE SENATE**

The following message was received from the Senate:

Mr. Speaker:

I have the honor to announce that the Senate of the State of Minnesota is now duly organized pursuant to law with the election of the following officers:

Michelle L. Fischbach, President

Cal R. Ludeman, Secretary of the Senate

Colleen J. Pacheco, First Assistant Secretary of the Senate

Michael R. Linn, Second Assistant Secretary of the Senate

Melissa Mapes, Engrossing Secretary

Sven Lindquist, Sergeant at Arms

Marilyn Logan, Assistant Sergeant at Arms

Pastor Mike Smith, Chaplain

CAL R. LUDEMAN, Secretary of the Senate

**MOTIONS AND RESOLUTIONS**

Hoppe moved that the names of Swedzinski, Loonan, Uglem, Franke, Albright, Layman, Newberger, Jurgens, Torkelson and Lueck be added as authors on H. F. No. 1. The motion prevailed.

Davids moved that the names of Uglem; Barr, R.; Franke; Jurgens; Haley; Layman; Anselmo; Jessup; Peterson; Theis; Wills; Grossell; Baker; Torkelson; Pierson; Loonan; Dettmer; Loon; Rosenthal; Loeffler and Lueck be added as authors on H. F. No. 2. The motion prevailed.

Smith moved that the names of Torkelson, Layman, Kiel, Lillie, Pelowski, Lueck and Uglem be added as authors on H. F. No. 3. The motion prevailed.

Davids moved that the names of Torkelson, Loonan, Pierson, Kiel, Layman and Lueck be added as authors on H. F. No. 4. The motion prevailed.

Fabian moved that the names of Kiel, Newberger and Lueck be added as authors on H. F. No. 6. The motion prevailed.

Nash moved that the names of Hornstein and Uglem be added as authors on H. F. No. 7. The motion prevailed.

Davids moved that the names of Anderson, S., and Kiel be added as authors on H. F. No. 8. The motion prevailed.

Dean, M., moved that the names of Scott; Lohmer; Baker; McDonald; Draskowski; Zerwas; Pugh; Urdahl; Bahr, C., and Whelan be added as authors on H. F. No. 10. The motion prevailed.

Miller moved that the name of Johnson, C., be added as an author on H. F. No. 14. The motion prevailed.

Thissen moved that the name of Dehn, R., be added as an author on H. F. No. 15. The motion prevailed.

Johnson, S., moved that the names of Thissen and Lien be added as authors on H. F. No. 17. The motion prevailed.

Loon moved that the names of Anderson, S., and Runbeck be added as authors on H. F. No. 18. The motion prevailed.

Murphy, E., moved that the names of Dehn, R., and Loeffler be added as authors on H. F. No. 21. The motion prevailed.

Quam moved that the names of Newberger and Lucero be added as authors on H. F. No. 23. The motion prevailed.

Clark moved that the names of Kunesh-Podein, Becker-Finn, Hornstein, Davnie, Thissen and Dehn, R., be added as authors on H. F. No. 24. The motion prevailed.

Quam moved that the name of Lucero be added as an author on H. F. No. 26. The motion prevailed.

Quam moved that the name of Lucero be added as an author on H. F. No. 27. The motion prevailed.

Quam moved that the name of Lucero be added as an author on H. F. No. 28. The motion prevailed.

Loon moved that the names of Anderson, S.; Loeffler; Christensen; Lueck and Runbeck be added as authors on H. F. No. 30. The motion prevailed.

Loon moved that the names of Anderson, S.; Loeffler and Christensen be added as authors on H. F. No. 31. The motion prevailed.

Nash moved that the name of Uglem be added as an author on H. F. No. 32. The motion prevailed.

Garofalo moved that the names of Newberger, Lohmer and Uglem be added as authors on H. F. No. 34. The motion prevailed.

Quam moved that the name of Lucero be added as an author on H. F. No. 41. The motion prevailed.

Quam moved that the name of Lucero be added as an author on H. F. No. 43. The motion prevailed.

Lillie moved that the name of Thissen be added as an author on H. F. No. 44. The motion prevailed.

Garofalo moved that the names of Hansen, Maye Quade, Halverson and Masin be added as authors on H. F. No. 47. The motion prevailed.

Lohmer moved that the names of Lueck and Uglem be added as authors on H. F. No. 55. The motion prevailed.

Johnson, S., moved that the names of Lien, Loeffler and Lee be added as authors on H. F. No. 59. The motion prevailed.

Lesch moved that the names of Dehn, R., and Loeffler be added as authors on H. F. No. 65. The motion prevailed.

#### ADJOURNMENT

Peppin moved that when the House adjourns today it adjourn until 12:15 p.m., Wednesday, January 11, 2017. The motion prevailed.

Peppin moved that the House adjourn. The motion prevailed, and Speaker pro tempore Albright declared the House stands adjourned until 12:15 p.m., Wednesday, January 11, 2017.

PATRICK D. MURPHY, Chief Clerk, House of Representatives