

STATE OF MINNESOTA

EIGHTY-NINTH SESSION — 2016

 NINETY-THIRD DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MAY 4, 2016

The House of Representatives convened at 9:00 a.m. and was called to order by Yvonne Selcer, Speaker pro tempore.

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

A quorum was present.

Melin was excused.

Clark, Erhardt, Lesch, Mullery, Sanders and Slocum were excused until 1:10 p.m. Isaacson was excused until 1:25 p.m.

The Chief Clerk proceeded to read the Journals of the preceding days. There being no objection, further reading of the Journals was dispensed with and the Journals were approved as corrected by the Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 1372 and H. F. No. 1520, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Hoppe moved that S. F. No. 1372 be substituted for H. F. No. 1520 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2744 and H. F. No. 3204, which had been referred to the Chief Clerk for comparison, were examined and found to be identical with certain exceptions.

Erickson moved that S. F. No. 2744 be substituted for H. F. No. 3204 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2896 and H. F. No. 3305, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Kresha moved that S. F. No. 2896 be substituted for H. F. No. 3305 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

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

H. F. No. 3925, A bill for an act relating to Iron Range resources and rehabilitation; modifying duties of the commissioner; creating a Legislative-Citizen Commission; providing legislative oversight; modifying appropriations and distributions; making conforming changes; requiring a study; appropriating money; amending Minnesota Statutes 2014, sections 116J.423, subdivision 1; 116J.424; 298.001, by adding a subdivision; 298.018, subdivision 1; 298.17; 298.22; 298.221; 298.2211, subdivisions 3, 6; 298.2213; 298.2214, subdivision 2; 298.223; 298.227; 298.27; 298.28, subdivisions 7, 7a, 9c, 9d, 11; 298.292, subdivision 2; 298.294; 298.296; 298.2961; 298.297; 298.298; 298.46.

Reported the same back with the following amendments:

Page 38, line 27, delete "\$....." and insert "\$176,000"

Page 39, line 1, delete "\$420,000" and insert "\$399,000"

Page 39, line 3, after the period, insert "The base funding for this purpose is \$380,000 in fiscal year 2018 and each fiscal year thereafter."

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

The report was adopted.

SECOND READING OF SENATE BILLS

S. F. Nos. 1372, 2744 and 2896 were read for the second time.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Barrett introduced:

H. F. No. 3984, A bill for an act relating to human services; including the need for treatment in the criteria for civil commitment of a person who is mentally ill; amending Minnesota Statutes 2014, sections 253B.02, subdivisions 10, 13; 253B.03, subdivision 6d; 253B.05, subdivisions 1, 2; 253B.064, subdivision 3; 253B.065, subdivision 5; 253B.066, subdivision 3; 253B.07, subdivision 2b; 253B.09, subdivision 5; 253B.092, subdivision 3; 253B.095, subdivision 3; 253B.12, subdivision 4; 253B.15, subdivisions 2, 3c, 5; Minnesota Statutes 2015 Supplement, section 253B.07, subdivision 7.

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

Swedzinski introduced:

H. F. No. 3985, A bill for an act relating to transportation; providing an annual appropriation for the small cities assistance account; amending Minnesota Statutes 2015 Supplement, section 162.145, subdivision 2.

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

Newton introduced:

H. F. No. 3986, A bill for an act relating to capital investment; appropriating money for highway construction in the cities of Anoka and Ramsey; 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.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1674, A bill for an act relating to state government; modifying procedures for creation, annexation, detachment, and dissolution of sanitary districts; modifying filing and hearing requirements; amending Minnesota Statutes 2014, sections 442A.04, subdivisions 2, 3, 8, 9; 442A.05, subdivisions 2, 4, 9, 10; 442A.06, subdivisions 2, 4, 9, 10; 442A.07, subdivisions 2, 3, 8, 9; 442A.08; 442A.13, subdivision 1.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

H. F. No. 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.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

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

S. F. Nos. 498, 1111, 1425, 2426, 2430, 2527, 2548, 2555, 2713, 2963 and 3272.

JOANNE M. ZOFF, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 498, A bill for an act relating to data practices; classifying portable recording system data; establishing requirements for the destruction of data; requiring policies; imposing requirements on vendors and providing for damage awards; amending Minnesota Statutes 2014, section 13.82, subdivision 15, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapter 626.

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

S. F. No. 1111, A bill for an act relating to transportation; requiring drivers to stop vehicles at the direction of a school bus flagger; providing that bus driver is not subject to seat belt fines arising out of violations by certain passengers; amending Minnesota Statutes 2014, sections 169.444, subdivisions 2, 7, by adding subdivisions; 169.686, subdivision 1.

The bill was read for the first time.

Swedzinski moved that S. F. No. 1111 and H. F. No. 1422, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1425, A bill for an act relating to health; making changes concerning the collection and disposal of legend drugs as pharmaceutical waste; amending Minnesota Statutes 2014, sections 151.01, by adding a subdivision; 151.37, subdivisions 6, 7, by adding a subdivision; Minnesota Statutes 2015 Supplement, section 151.37, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 152.

The bill was read for the first time.

Barrett moved that S. F. No. 1425 and H. F. No. 1503, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2426, A bill for an act relating to corrections; excluding medical treatment for mental health from inmate co-payment; amending Minnesota Statutes 2014, section 243.212.

The bill was read for the first time.

Cornish moved that S. F. No. 2426 and H. F. No. 3193, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2430, 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.

The bill was read for the first time.

Schomacker moved that S. F. No. 2430 and H. F. No. 2833, now on the Calendar for the Day, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2527, A bill for an act relating to natural resources; appropriating money from outdoor heritage fund; modifying evaluation provisions; modifying prior appropriations; amending Minnesota Statutes 2014, section 97A.056, subdivision 10; Laws 2015, First Special Session chapter 2, article 1, section 2, subdivisions 2, 3, 5.

The bill was read for the first time.

Urdahl moved that S. F. No. 2527 and H. F. No. 3829, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2548, A bill for an act relating to health; allowing pharmacists to dispense a 90-day supply of a prescription drug under certain circumstances; amending Minnesota Statutes 2014, section 151.21, by adding a subdivision.

The bill was read for the first time.

Peterson moved that S. F. No. 2548 and H. F. No. 2512, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2555, A bill for an act relating to local government; regulating zoning of temporary family health care dwellings; establishing temporary dwelling permits; amending Minnesota Statutes 2014, section 144D.01, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 394; 462.

The bill was read for the first time.

Peterson moved that S. F. No. 2555 and H. F. No. 2497, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2713, A bill for an act relating to public safety; creating a civil cause of action for the nonconsensual dissemination of private sexual images and nonconsensual sexual solicitation; amending the crime of stalking to include nonconsensual sexual solicitation; expanding the definition of qualified domestic violence-related offense; establishing criminal penalties for nonconsensual dissemination of private sexual images and nonconsensual sexual solicitation; clarifying the law of criminal defamation; amending Minnesota Statutes 2014, sections 609.02, subdivision 16; 609.27, subdivision 1; 609.275; 609.748, subdivision 1; 609.749, subdivision 2; 609.765; proposing coding for new law in Minnesota Statutes, chapters 604; 617.

The bill was read for the first time.

Lesch moved that S. F. No. 2713 and H. F. No. 2741, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2963, 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; creating reimbursement procedures for the University of Minnesota for money from the environment and natural resources trust fund; amending Minnesota Statutes 2014, section 137.025, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 116P.

The bill was read for the first time.

Hackbarth moved that S. F. No. 2963 and H. F. No. 2993, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 3272, 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.

Fabian moved that S. F. No. 3272 and H. F. No. 3409, now on the General Register, be referred to the Chief Clerk for comparison. The motion prevailed.

The Speaker assumed the Chair.

Peppin moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Vogel was excused for the remainder of today's session.

Thissen was excused between the hours of 1:00 p.m. and 1:10 p.m.

CALENDAR FOR THE DAY

H. F. No. 71, A bill for an act relating to public safety; creating an enhanced penalty for criminal vehicular homicide occurring within ten years of a qualified offense; amending Minnesota Statutes 2014, sections 609.2111; 609.2112, subdivision 1; 609.2114, subdivision 1.

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

The question was taken on the passage of the bill and the roll was called. There were 120 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

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.

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

The question was taken on the passage of the bill and the roll was called. There were 128 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3167, A bill for an act relating to education; encouraging character development education to include a focus on Congressional Medal of Honor recipients; amending Minnesota Statutes 2014, section 120B.232.

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

The question was taken on the passage of the bill and the roll was called. There were 129 yeas and 3 nays as follows:

Those who voted in the affirmative were:

Albright	Anzelc	Bennett	Considine	Dehn, R.	Fabian
Allen	Applebaum	Bernardy	Cornish	Dettmer	Fenton
Anderson, C.	Atkins	Bly	Daniels	Drazkowski	Fischer
Anderson, M.	Backer	Carlson	Davids	Ecklund	Flanagan
Anderson, P.	Baker	Christensen	Davnie	Erhardt	Franson
Anderson, S.	Barrett	Clark	Dean, M.	Erickson	Freiberg

Garofalo	Isacson	Loon	Murphy, M.	Pugh	Theis
Green	Johnson, B.	Loonan	Nash	Quam	Thissen
Gruenhagen	Johnson, C.	Lucero	Nelson	Rarick	Torkelson
Gunther	Johnson, S.	Lueck	Newberger	Rosenthal	Uglem
Hackbarth	Kahn	Mack	Newton	Runbeck	Urdahl
Halverson	Kelly	Mahoney	Nornes	Sanders	Wagenius
Hamilton	Kiel	Mariani	O'Driscoll	Schoen	Ward
Hancock	Knoblach	Marquart	O'Neill	Schomacker	Whelan
Hansen	Koznick	Masin	Pelowski	Schultz	Wills
Heintzeman	Kresha	McDonald	Peppin	Scott	Yarusso
Hertaus	Laine	McNamara	Persell	Selcer	Youakim
Hilstrom	Lesch	Metsa	Petersburg	Simonson	Zerwas
Hoppe	Lien	Miller	Peterson	Slocum	Spk. Daudt
Hornstein	Lillie	Moran	Pierson	Smith	
Hortman	Loeffler	Mullery	Pinto	Sundin	
Howe	Lohmer	Murphy, E.	Poppe	Swedzinski	

Those who voted in the negative were:

Hausman	Liebling	Norton
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The bill was passed and its title agreed to.

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 third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll was called. There were 132 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was passed and its title agreed to.

H. F. No. 3944 was reported to the House.

Sanders moved to amend H. F. No. 3944 as follows:

Page 1, after line 6, insert:

"Section 1. Minnesota Statutes 2014, section 13.3805, is amended by adding a subdivision to read:

Subd. 5. **Radon testing and mitigation data.** Data maintained by the Department of Health that identify the address of a radon testing or mitigation site, and the name, address, e-mail address, and telephone number of residents and residential property owners of a radon testing or mitigation site, are private data on individuals or nonpublic data.

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

Page 1, after line 16, insert:

"Sec. 3. Minnesota Statutes 2015 Supplement, section 144.4961, subdivision 4, is amended to read:

Subd. 4. **System tag.** All radon mitigation systems installed in Minnesota on or after ~~October 1, 2017~~ January 1, 2018, must have a radon mitigation system tag provided by the commissioner. A radon mitigation professional must attach the tag to the radon mitigation system in a visible location.

EFFECTIVE DATE. This section is effective January 1, 2018.

Sec. 4. Minnesota Statutes 2015 Supplement, section 144.4961, subdivision 5, is amended to read:

Subd. 5. **License required annually.** A license is required annually for every person, firm, or corporation that ~~sells a device or performs a service for compensation to detect the presence of radon in the indoor atmosphere, performs laboratory analysis, or performs a service to mitigate radon in the indoor atmosphere. This section does not apply to retail stores that only sell or distribute radon sampling but are not engaged in the manufacture of radon sampling devices.~~

EFFECTIVE DATE. This section is effective January 1, 2018.

Sec. 5. Minnesota Statutes 2015 Supplement, section 144.4961, subdivision 6, is amended to read:

Subd. 6. **Exemptions.** This section does not apply to:

(1) radon control systems installed in newly constructed Minnesota homes according to section 326B.106, subdivision 6, prior to the issuance of a certificate of occupancy ~~are not required to follow the requirements of this section;~~

(2) employees of a firm or corporation that installs radon control systems in newly constructed Minnesota homes specified in clause (1);

(3) a person authorized as a building official under Minnesota Rules, part 1300.0110, or that person's designee; or

(4) any person, firm, corporation, or entity that distributes radon testing devices or information for general educational purposes.

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

Sec. 6. Minnesota Statutes 2015 Supplement, section 144.4961, subdivision 8, is amended to read:

Subd. 8. **Licensing fees.** (a) All radon license applications submitted to the commissioner of health must be accompanied by the required fees. If the commissioner determines that insufficient fees were paid, the necessary additional fees must be paid before the commissioner approves the application. The commissioner shall charge the following fees for each radon license:

(1) Each measurement professional license, ~~\$300~~ \$150 per year. "Measurement professional" means any person who performs a test to determine the presence and concentration of radon in a building ~~they do~~ the person does not own or lease; ~~provides professional or expert advice on radon testing, radon exposure, or health risks related to radon exposure; or makes representations of doing any of these activities.~~

(2) Each mitigation professional license, ~~\$500~~ \$250 per year. "Mitigation professional" means an individual who ~~performs~~ installs or designs a radon mitigation system in a building ~~they do~~ the individual does not own or lease; ~~provides professional or expert advice on radon mitigation or radon entry routes; or provides on-site supervision of radon mitigation and mitigation technicians; or makes representations of doing any of these activities.~~ "On-site supervision" means a review at the property of mitigation work upon completion of the work and attachment of a system tag. Employees or subcontractors who are supervised by a licensed mitigation professional are not required to be licensed under this clause. This license also permits the licensee to perform the activities of a measurement professional described in clause (1).

(3) Each mitigation company license, ~~\$500~~ \$100 per year. "Mitigation company" means any business or government entity that performs or authorizes employees to perform radon mitigation. This fee is waived if the mitigation company is a sole proprietorship employs only one licensed mitigation professional.

(4) Each radon analysis laboratory license, \$500 per year. "Radon analysis laboratory" means a business entity or government entity that analyzes passive radon detection devices to determine the presence and concentration of radon in the devices. This fee is waived if the laboratory is a government entity and is only distributing test kits for the general public to use in Minnesota.

(5) Each Minnesota Department of Health radon mitigation system tag, \$75 per tag. "Minnesota Department of Health radon mitigation system tag" or "system tag" means a unique identifiable radon system label provided by the commissioner of health.

(b) Fees collected under this section shall be deposited in the state treasury and credited to the state government special revenue fund.

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

Page 1, after line 22, insert:

"Sec. 8. Minnesota Statutes 2015 Supplement, section 144.4961, is amended by adding a subdivision to read:

Subd. 11. **Application; newly constructed homes.** This section does not apply to newly constructed Minnesota homes according to section 326B.106, subdivision 6, prior to the issuance of a certificate of occupancy.

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

Sec. 9. Laws 2015, chapter 71, article 8, section 24, the effective date, is amended to read:

EFFECTIVE DATE. This section is effective July 1, 2015, except subdivisions 4 and 5, which are effective ~~October 1, 2017~~ January 1, 2018."

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

Sanders offered an amendment to the Sanders amendment to H. F. No. 3944.

POINT OF ORDER

Mahoney raised a point of order pursuant to rule 3.21 that the Sanders amendment to the Sanders amendment was not in order. The Speaker ruled the point of order well taken and the Sanders amendment to the Sanders amendment out of order.

The question recurred on the Sanders amendment to H. F. No. 3944. The motion prevailed and the amendment was adopted.

H. F. No. 3944, A bill for an act relating to health; specifying data from radon testing and mitigation; requiring rulemaking on indoor radon licensure and work standards; providing exemptions to radon licensing; changing fees for radon license application; allowing local governments to require inspections or permits; amending Minnesota Statutes 2014, section 13.3805, by adding a subdivision; Minnesota Statutes 2015 Supplement, section 144.4961, subdivisions 3, 4, 5, 6, 8, by adding subdivisions; Laws 2015, chapter 71, article 8, section 24.

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

The question was taken on the passage of the bill and the roll was called.

Pursuant to rule 2.05, This was excused from voting on all amendments and on the final passage of H. F. No. 3944, as amended.

There were 131 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Albright	Bly	Erhardt	Hamilton	Johnson, S.	Loon
Allen	Carlson	Erickson	Hancock	Kahn	Loonan
Anderson, C.	Christensen	Fabian	Hansen	Kelly	Lucero
Anderson, M.	Clark	Fenton	Hausman	Kiel	Lueck
Anderson, P.	Considine	Fischer	Heintzeman	Knoblach	Mack
Anderson, S.	Cornish	Flanagan	Hertaus	Koznick	Mahoney
Anzelc	Daniels	Franson	Hilstrom	Kresha	Mariani
Applebaum	Dauids	Freiberg	Hoppe	Laine	Marquart
Atkins	Davnie	Garofalo	Hornstein	Lesch	Masin
Backer	Dean, M.	Green	Hortman	Liebling	McDonald
Baker	Dehn, R.	Gruenhagen	Howe	Lien	McNamara
Barrett	Dettmer	Gunther	Isaacson	Lillie	Metsa
Bennett	Drazkowski	Hackbarth	Johnson, B.	Loeffler	Miller
Bernardy	Ecklund	Halverson	Johnson, C.	Lohmer	Moran

Mullery	Norton	Pierson	Sanders	Smith	Ward
Murphy, E.	O'Driscoll	Pinto	Schoen	Sundin	Whelan
Murphy, M.	O'Neill	Poppe	Schomacker	Swedzinski	Wills
Nash	Pelowski	Pugh	Schultz	Thissen	Yarusso
Nelson	Peppin	Quam	Scott	Torkelson	Youakim
Newberger	Persell	Rarick	Selcer	Uglen	Zerwas
Newton	Petersburg	Rosenthal	Simonson	Urdahl	Spk. Daudt
Nornes	Peterson	Runbeck	Slocum	Wagenius	

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

S. F. No. 3084, A bill for an act relating to transportation; amending requirements governing small vehicle passenger service ordinances that regulate pedicabs; amending Minnesota Statutes 2014, sections 221.091, subdivision 2; 368.01, subdivision 12; 412.221, subdivision 20.

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

The question was taken on the passage of the bill and the roll was called. There were 131 yeas and 1 nay as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Quam

The bill was passed and its title agreed to.

There being no objection, the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 2777, A bill for an act relating to public safety; health; courts; authorizing *ex parte* hearings to determine when an emergency medical service person has a significant exposure to a source individual's bodily fluids; authorizing peace officers to take a noncompliant source individual into temporary custody to collect a blood sample; amending Minnesota Statutes 2014, section 144.7407, subdivision 2.

JOANNE M. ZOFF, Secretary of the Senate

Hilstrom moved that the House refuse to concur in the Senate amendments to H. F. No. 2777, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

Mr. Speaker:

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

H. F. No. 2749, A bill for an act relating to state government; conforming buyback level for the budget reserve with the most recent forecast; eliminating obsolete language; providing policy and finance for the Office of Higher Education, the Minnesota State Colleges and Universities, and the University of Minnesota, including programs for student loans, students with disabilities, fetal tissue research, psychiatric drug trials, and collegiate recovery; providing funding and policy for early childhood and family, prekindergarten through grade 12, and adult education, including general education, education excellence, charter schools, special education, early childhood education, self-sufficiency, lifelong learning, and state agencies; appropriating money; requiring reports; amending Minnesota Statutes 2014, sections 120A.22, subdivision 12; 120A.42; 120B.02, by adding a subdivision; 120B.021, subdivisions 1, 3; 120B.11, subdivisions 1a, 2, 3, 4, 5; 120B.15; 120B.31, by adding subdivisions; 120B.35; 120B.36, as amended; 121A.53; 121A.61, subdivision 1; 121A.64; 122A.07, subdivision 2; 122A.09, subdivision 10, by adding a subdivision; 122A.14, subdivision 9; 122A.16; 122A.18, subdivisions 7c, 8; 122A.21, subdivision 1, by adding a subdivision; 122A.245, subdivision 8; 122A.31, subdivision 3; 122A.40, subdivision 10; 122A.41, by adding a subdivision; 122A.4144; 122A.416; 122A.42; 122A.72, subdivision 5; 123A.24, subdivision 2; 123B.147, subdivision 3; 123B.49, subdivision 4; 123B.571, subdivision 2; 123B.60, subdivision 1; 123B.71, subdivision 8; 123B.79, subdivisions 5, 8, 9; 124D.111, by adding a subdivision; 124D.13, subdivisions 1, 5, 9; 124D.135, subdivisions 5, 7; 124D.15, subdivisions 1, 3a, 15; 124D.16, subdivisions 3, 5; 124D.165, as amended; 124D.52, subdivisions 1, 2; 124D.55; 124D.59, by adding a subdivision; 124D.861, as amended; 124D.896; 125A.091, subdivision 11; 125A.0942, subdivision 4; 126C.10, subdivisions 2e, 24; 126C.15, subdivision 3; 126C.17, subdivision 9a; 126C.40, subdivision 5; 126C.63, subdivision 7; 127A.095; 127A.353, subdivision 4; 127A.41,

subdivision 2; 127A.45, subdivision 6a; 127A.51; 129C.10, subdivision 1; 136A.01, by adding a subdivision; 136A.101, subdivision 10; 245.92; 245.94; 245.945; 245.95, subdivision 1; 245.97, subdivision 5; Minnesota Statutes 2015 Supplement, sections 16A.152, subdivision 2; 120B.021, subdivision 4; 120B.125; 120B.30, subdivisions 1, 1a; 120B.301; 120B.31, subdivision 4; 122A.09, subdivision 4; 122A.21, subdivision 2; 122A.30; 122A.40, subdivision 8; 122A.41, subdivision 5; 122A.414, subdivisions 1, 2, 2b; 122A.415, subdivision 3; 122A.60, subdivision 4; 123B.53, subdivision 1; 123B.595, subdivisions 4, 7, 8, 9, 10, 11, by adding a subdivision; 124D.16, subdivision 2; 124D.231, subdivision 2; 124D.73, subdivision 4; 124E.05, subdivisions 4, 5, 7; 124E.10, subdivisions 1, 5; 124E.16, subdivision 2; 125A.08; 125A.083; 125A.0942, subdivision 3; 125A.11, subdivision 1; 125A.21, subdivision 3; 125A.63, subdivision 4; 125A.76, subdivision 2c; 125A.79, subdivision 1; 126C.10, subdivisions 1, 13a; 126C.15, subdivisions 1, 2; 126C.48, subdivision 8; 127A.05, subdivision 6; 127A.47, subdivision 7; 136A.121, subdivision 7a; 136A.125, subdivisions 2, 4; 136A.1791, subdivisions 4, 5, 6; 136A.87; 136F.302, subdivision 1; Laws 2010, chapter 396, section 7; Laws 2011, First Special Session chapter 11, article 4, section 8; Laws 2012, chapter 263, section 1, as amended; Laws 2013, chapter 116, article 7, section 19, as amended; Laws 2015, chapter 69, article 1, sections 3, subdivisions 19, 28; 5, subdivision 2; article 3, sections 20, subdivision 15; 24, subdivision 1; Laws 2015, First Special Session chapter 3, article 1, section 27, subdivisions 2, 4, 5, 6, 7, 9; article 2, section 70, subdivisions 2, 3, 4, 5, 6, 7, 11, 12; article 3, section 15, subdivision 3; article 4, sections 4; 9, subdivision 2; article 5, section 30, subdivisions 2, 3, 5; article 6, section 13, subdivisions 2, 3, 6, 7; article 7, section 7, subdivisions 2, 3, 4; article 9, section 8, subdivisions 5, 6, 7, 9; article 10, section 3, subdivision 2; article 11, section 3, subdivisions 2, 3; article 12, section 4; proposing coding for new law in Minnesota Statutes, chapters 119A; 120B; 121A; 122A; 124D; 125B; 127A; 129C; 136A; 136F; 137; 181; repealing Minnesota Statutes 2014, sections 120B.299, subdivision 5; 122A.40, subdivision 11; 122A.41, subdivision 14; 122A.413, subdivision 3; 122A.74; 123B.60, subdivision 2; 123B.79, subdivisions 2, 6; Minnesota Statutes 2015 Supplement, section 122A.413, subdivisions 1, 2; Minnesota Rules, part 3535.0110, subparts 6, 7, 8.

JOANNE M. ZOFF, Secretary of the Senate

Knoblach moved that the House refuse to concur in the Senate amendments to H. F. No. 2749, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2749:

Knoblach; Loon; Garofalo; Dean, M., and McNamara.

The Speaker announced the appointment of the following members of the House to a Conference Committee on H. F. No. 2777:

Hilstrom, Newberger and Johnson, B.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Peppin from the Committee on Rules and Legislative Administration, pursuant to rules 1.21 and 3.33, designated the following bills to be placed on the Calendar for the Day for Thursday, May 5, 2016 and established a prefiling requirement for amendments offered to the following bills:

H. F. Nos. 1066, 1372 and 3305; and S. F. Nos. 107, 2539, 2869 and 2986.

MOTIONS AND RESOLUTIONS

Quam moved that the name of Franson be added as an author on H. F. No. 362. The motion prevailed.

Loonan moved that the name of Koznick be added as an author on H. F. No. 1099. The motion prevailed.

Barrett moved that the name of Fenton be added as an author on H. F. No. 1503. The motion prevailed.

Lesch moved that the name of Newton be added as an author on H. F. No. 2668. The motion prevailed.

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

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

Masin moved that the name of Peterson be added as an author on H. F. No. 3202. The motion prevailed.

Cornish moved that the name of Zerwas be added as an author on H. F. No. 3983. The motion prevailed.

Lohmer introduced:

House Resolution No. 3, A House resolution recognizing the first Thursday in May as a day of statewide prayer, fasting, and repentance in Minnesota.

The resolution was referred to the Committee on Rules and Legislative Administration.

ADJOURNMENT

Peppin moved that when the House adjourns today it adjourn until 9:00 a.m., Thursday, May 5, 2016. The motion prevailed.

Peppin moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Thursday, May 5, 2016.

PATRICK D. MURPHY, Chief Clerk, House of Representatives