

STATE OF MINNESOTA

EIGHTY-NINTH SESSION — 2015

 SIXTY-THIRD DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 16, 2015

The House of Representatives convened at 11:00 a.m. and was called to order by Kurt Daudt, Speaker of the House.

Prayer was offered by Colonel John Morris, Senior Army Chaplain, Minnesota Army National Guard.

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

A quorum was present.

Fenton, Hornstein and Mullery were excused.

Mariani was excused until 11:20 a.m. Garofalo was excused until 11:35 a.m. Winkler was excused until 3:20 p.m. Liebling was excused until 3:30 p.m.

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.

Kahn was excused between the hours of 11:15 a.m. and 3:15 p.m.

INTRODUCTION AND FIRST READING OF HOUSE BILLS

The following House Files were introduced:

Peterson introduced:

H. F. No. 2354, A bill for an act relating to taxation; property; requiring counties and cities to report additional budgetary information; amending Minnesota Statutes 2014, section 275.065, subdivisions 1, 3; proposing coding for new law in Minnesota Statutes, chapter 471.

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

Lesch; Zerwas; Franson; Clark; Isaacson; Fischer; Metsa; Lenczewski; Murphy, E.; Bernardy; Pinto; Miller; Dehn, R.; Lillie; Considine and O'Neill introduced:

H. F. No. 2355, A bill for an act relating to public safety; creating the Safe Harbor Act; repealing certain penalties for prostitutes; amending Minnesota Statutes 2014, section 609.3243; repealing Minnesota Statutes 2014, sections 609.324, subdivisions 6, 7; 609.325, subdivision 4.

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

Murphy, E., introduced:

H. F. No. 2356, A bill for an act relating to capital investment; appropriating money for the Minnesota employment and training center; 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.

Erickson introduced:

H. F. No. 2357, A bill for an act relating to capital investment; appropriating money for a grant to the city of Isle for sewer infrastructure; 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.

Erickson introduced:

H. F. No. 2358, A bill for an act relating to capital investment; appropriating money for a grant to the city of Isle for water and sewer infrastructure; 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.

Hansen, Bly and Norton introduced:

H. F. No. 2359, A bill for an act relating to elections; modifying absentee ballot provisions; changing the date of the state primary from August to September; changing the date of primary elections conducted by a political subdivision in certain circumstances; amending Minnesota Statutes 2014, sections 203B.08, subdivision 3; 203B.081; 203B.121, subdivisions 2, 5; 203B.22; 204B.14, subdivisions 2, 4; 204B.21, subdivision 1; 204D.03, subdivision 1; 204D.09, subdivision 1; 204D.28, subdivision 5; 205.065, subdivisions 1, 2; 205A.03, subdivisions 1, 2; 205A.06, subdivision 1a; 205A.11, subdivision 2a; 206.61, subdivision 5; 206.82, subdivision 2.

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

Green and Rarick introduced:

H. F. No. 2360, A bill for an act relating to human services; creating a suspicion-based substance abuse screening and testing pilot program for MFIP applicants and recipients; requiring a report.

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

Newton introduced:

H. F. No. 2361, A bill for an act proposing an amendment to the Minnesota Constitution, article XI, by adding a section; creating a dedicated fund for long-term care services; closing a tax loophole by levying a tax on individuals with income not taxed for Social Security purposes to fund long-term care services; dedicating revenues; providing for the commissioner of revenue and the commissioner of human services to propose implementing legislation.

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

Green, Hancock, Rarick and Lueck introduced:

H. F. No. 2362, A bill for an act relating to natural resources; allowing counties to file no net gain policies; requiring land sales; amending Minnesota Statutes 2014, section 97A.056, 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.

Loeffler, Freiberg and Lenczewski introduced:

H. F. No. 2363, A bill for an act relating to taxation; tobacco products; modifying the tax structure for moist snuff; amending Minnesota Statutes 2014, section 297F.05, subdivision 3.

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

Drazkowski; Scott; Anderson, M., and Quam introduced:

H. F. No. 2364, A bill for an act relating to labor negotiation; requiring open meetings; proposing coding for new law in Minnesota Statutes, chapter 179A; repealing Minnesota Statutes 2014, section 179A.14, subdivision 3.

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

Backer; Anderson, P., and Swedzinski introduced:

H. F. No. 2365, A bill for an act relating to drainage; modifying drainage system repair procedures; amending Minnesota Statutes 2014, section 103E.715, subdivision 4.

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

Newton introduced:

H. F. No. 2366, A bill for an act relating to health occupations; creating licensure for music therapists; imposing fees and civil penalties; proposing coding for new law as Minnesota Statutes, chapter 148G.

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

Clark introduced:

H. F. No. 2367, A bill for an act relating to local government; establishing a green zone grant program; allowing amortization of certain facilities; appropriating money; amending Minnesota Statutes 2014, section 462.357, subdivision 1c; proposing coding for new law in Minnesota Statutes, chapter 116J.

The bill was read for the first time and referred to the Committee on Job Growth and Energy Affordability 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, as amended by the Senate, in which amendments the concurrence of the House is respectfully requested:

H. F. No. 1357, A bill for an act relating to civil law; requiring certificates of dissolution; adding requirements to the certificate of dissolution form; amending Minnesota Statutes 2014, section 518.148.

JOANNE M. ZOFF, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Persell moved that the House concur in the Senate amendments to H. F. No. 1357 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1357, A bill for an act relating to civil law; requiring certificates of dissolution; adding requirements to the certificate of dissolution form; amending Minnesota Statutes 2014, section 518.148.

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

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1265.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

JOANNE M. ZOFF, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. No. 1265

A bill for an act relating to insurance; permitting individuals to contract with an insurance producer to advocate on the individual's behalf with respect to health coverage with an insurance company; regulating payment of commissions by issuers of qualified health plans; amending Minnesota Statutes 2014, sections 60K.31, by adding subdivisions; 60K.48, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62V.

May 14, 2015

The Honorable Sandra L. Pappas
President of the Senate

The Honorable Kurt L. Daudt
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 1265 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 1265 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2014, section 60K.31, is amended by adding a subdivision to read:

Subd. 1a. **Agent of record.** "Agent of record" means an insurance producer, as defined in subdivision 6, who enters into an agreement with:

(1) a policyholder who has individual health insurance coverage from an insurance company that the producer represents; or

(2) an applicant for individual health insurance coverage from an insurance company the producer represents.

Sec. 2. Minnesota Statutes 2014, section 60K.31, is amended by adding a subdivision to read:

Subd. 1b. **Agent of record agreement.** "Agent of record agreement" means an agreement documenting the agreement referenced in subdivision 1a, and that is signed by the agent of record and either a policyholder or applicant for individual health insurance coverage.

Sec. 3. Minnesota Statutes 2014, section 60K.48, is amended by adding a subdivision to read:

Subd. 4. **Qualified health plans.** (a) If a health carrier pays commissions or service fees to licensed producers who are appointed by the health carrier for sale of a qualified health plan, then, within 30 days of receipt of the agent of record agreement, the health carrier must accommodate a policyholder or applicant for coverage by allowing a policyholder or applicant to select or change the agent of record, effective upon the next premium cycle.

(b) The health carrier's standard commission and service fees must be paid to the policyholder's agent of record or the agent's assignee if any premium rate for a qualified health plan has been approved by the commissioner with costs associated with producer commissions included in the filed rate.

(c) A health carrier is prohibited from offering, renewing, or failing to renew qualified health plans based solely on the commission-paying status of the health plan.

(d) Nothing in this subdivision requires a health carrier to pay any commission or service fee with respect to the sale of a qualified health plan, unless the rate for the qualified health plan has been approved by the commissioner with costs associated with producer commissions included in the filed rate.

Sec. 4. [62V.051] MNSURE; CONSUMER RETROACTIVE APPOINTMENT OF A NAVIGATOR OR PRODUCER PERMITTED.

Notwithstanding any other law or rule to the contrary, for up to six months after the effective date of the qualified health plan, MNsure must permit a qualified health plan policyholder, who has not designated a navigator or an insurance producer, to retroactively appoint a navigator or insurance producer. MNsure must provide notice of the retroactive appointment to the health carrier. The health carrier must retroactively pay commissions to the insurance producer if the producer can demonstrate that they were certified by MNsure at the time of the original enrollment, were appointed by the selected health carrier at the time of the enrollment, and that an agent of record agreement was executed prior to or at the time of the effective date of the policy. MNsure must adopt a standard form of agent of record agreement for purposes of this section.

Sec. 5. MNSURE; CONSUMER RETROACTIVE APPOINTMENT OF A NAVIGATOR OR PRODUCER PERMITTED.

Notwithstanding any other law or rule to the contrary, MNsure must permit a policyholder, who has not yet designated a navigator or an insurance producer, to retroactively appoint a navigator or insurance producer by August 1, 2015, for a qualified health plan purchased by the policyholder through MNsure with a coverage effective date of January 1, 2015, to July 31, 2015. MNsure must provide timely notice of the retroactive appointment to the health carrier. The health carrier must retroactively pay commissions to the insurance producer if the producer can demonstrate that they were certified by MNsure at the time of the original enrollment, were appointed by the selected health carrier at the time of the enrollment, and that the policyholder indicates that the insurance producer advised them at the time of enrollment. This section shall sunset on August 1, 2015.

Sec. 6. EFFECTIVE DATE.

Sections 1 to 3 and 5 are effective the day following final enactment. Section 4 is effective August 1, 2015, and applies with respect to qualified health plans with an effective date on or after that date."

We request the adoption of this report and repassage of the bill.

Senate Conferees: VICKI JENSEN, JAMES P. METZEN and PAUL E. GAZELKA.

House Conferees: GREG DAVIDS, JOE HOPPE and PAUL ROSENTHAL.

Dauids moved that the report of the Conference Committee on S. F. No. 1265 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1265, A bill for an act relating to insurance; permitting individuals to contract with an insurance producer to advocate on the individual's behalf with respect to health coverage with an insurance company; regulating payment of commissions by issuers of qualified health plans; amending Minnesota Statutes 2014, sections 60K.31, by adding subdivisions; 60K.48, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62V.

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

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by Conference, and its title agreed to.

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 Speaker pro tempore Davids.

Schoen was excused between the hours of 3:15 p.m. and 3:25 p.m.

Fischer and Loeffler were excused between the hours of 3:15 p.m. and 3:30 p.m.

Lenczewski was excused between the hours of 3:15 p.m. and 3:40 p.m.

Thissen was excused between the hours of 3:15 p.m. and 4:10 p.m.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

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

H. F. No. 1003, A bill for an act relating to local government; permitting local governments to donate certain surplus equipment to nonprofit organizations; creating an exception to tort liability; amending Minnesota Statutes 2014, section 466.03, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 471.

The Senate has appointed as such committee:

Senators Goodwin, Eaton and Limmer.

Said House File is herewith returned to the House.

JOANNE M. ZOFF, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 997.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

JOANNE M. ZOFF, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. No. 997

A bill for an act relating to insurance; long-term care; reducing the minimum permitted inflation protection for a long-term care insurance partnership policy; continuing to permit other types of inflation protection; amending Minnesota Statutes 2014, sections 62S.23, subdivision 1; 62S.24, by adding a subdivision.

May 15, 2015

The Honorable Sandra L. Pappas
President of the Senate

The Honorable Kurt L. Daudt
Speaker of the House of Representatives

We, the undersigned conferees for S. F. No. 997 report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 997 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. **[62A.241] DISABILITY INCOME COVERAGE; PROHIBITED PROVISION.**

No policy, contract, certificate, or agreement offered or issued in this state providing for disability income protection coverage may contain a provision purporting to reserve discretion to the insurer to interpret the terms of the contract or provide a standard of review that is inconsistent with the laws of this state, or less favorable to the enrollee when a claim is denied than a preponderance of the evidence standard.

EFFECTIVE DATE. This section is effective January 1, 2016, and applies to policies issued or renewed on or after that date.

Sec. 2. Minnesota Statutes 2014, section 62S.23, subdivision 1, is amended to read:

Subdivision 1. **Inflation protection feature.** (a) No insurer may offer a long-term care insurance policy unless the insurer also offers to the policyholder, in addition to any other inflation protection, the option to purchase a policy that provides for benefit levels to increase with benefit maximums or reasonable durations which are meaningful to account for reasonably anticipated increases in the costs of long-term care services covered by the policy. In addition to other options that may be offered, insurers must offer to each policyholder, at the time of purchase, the option to purchase a policy with an inflation protection feature no less favorable than one of the following:

(1) increases benefit levels annually in a manner so that the increases are compounded annually at a rate not less than five percent;

(2) guarantees the insured individual the right to periodically increase benefit levels without providing evidence of insurability or health status so long as the option for the previous period has not been declined. The amount of the additional benefit shall be no less than the difference between the existing policy benefit and that benefit compounded annually at a rate of at least five percent for the period beginning with the purchase of the existing benefit and extending until the year in which the offer is made; or

(3) covers a specified percentage of actual or reasonable charges and does not include a maximum specified indemnity amount or limit.

(b) A long-term care partnership policy must provide the inflation protection described in this subdivision. If the policy is sold to an individual who:

(1) has not attained age 61 as of the date of purchase, the policy must provide compound annual inflation protection;

(2) has attained age 61, but has not attained age 76 as of such date, the policy must provide some level of inflation protection; and

(3) has attained the age of 76 as of such date, the policy may, but is not required to, provide some level of inflation protection.

Inflation protection for a long-term care partnership policy may not be less than ~~three~~ one percent per year or a rate based on changes in the Consumer Price Index. The commissioner, however, may approve other types of inflation protection that comply with this section and further the goals of the partnership program.

EFFECTIVE DATE. This section is effective July 1, 2015, and applies to coverage sold on or after that date.

Sec. 3. Minnesota Statutes 2014, section 62S.24, is amended by adding a subdivision to read:

Subd. 9. **Certain pre-July 1, 2006 policies.** (a) Notwithstanding section 256B.0571, subdivision 6, a long-term care insurance policy issued before July 1, 2006, that otherwise meets all requirements for partnership policy status shall be qualified as a partnership policy, provided that benefits have not yet been paid out on the policy.

(b) An insured may make written inquiry to the issuer of the long-term care insurance policy as to whether the policy meets the requirements for partnership policy status. The issuer of the policy must reply to the inquiry within 30 days, and if the policy does so qualify, must add a rider, amendment, or disclosure statement to the policy as documentation of the partnership policy status.

EFFECTIVE DATE. This section is effective July 1, 2015.

Sec. 4. **RATE APPROVAL; RECOMMENDATIONS.**

(a) The commissioner of commerce may make recommendations to the chairs and ranking minority members of the house and senate committees having jurisdiction over commerce for standards governing the approval of actuarially justified rate increases for long-term care insurance policies issued prior to January 1, 2002. The recommendations may include rate-increase mitigation options, including contingent nonforfeiture benefits and optional benefit changes to protect policy holders that may receive rate increases.

(b) In developing these recommendations, the commissioner may consult with the National Association of Insurance Commissioners, the Society of Actuaries and the Academy of Actuaries, representatives of the long-term insurance industry, and the house and senate committee chairs and ranking minority members for the committees having jurisdiction over commerce. The commissioner may submit progress reports to the chairs and ranking minority members of the house and senate committees having jurisdiction over commerce on October 15, 2015, and February 1, 2016."

Delete the title and insert:

"A bill for an act relating to insurance; regulating disability income coverage; reducing the minimum permitted inflation protection for a long-term care insurance partnership policy; continuing to permit other types of inflation protection for long-term care policies; authorizing the commissioner of commerce to make certain long-term care policy rate recommendations; amending Minnesota Statutes 2014, sections 62S.23, subdivision 1; 62S.24, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62A."

We request the adoption of this report and repassage of the bill.

Senate Conferees: VICKI JENSEN, JAMES P. METZEN and PAUL E. GAZELKA.

House Conferees: JOE SCHOMACKER, JOE HOPPE and JOE ATKINS.

Schomacker moved that the report of the Conference Committee on S. F. No. 997 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 997, A bill for an act relating to insurance; long-term care; reducing the minimum permitted inflation protection for a long-term care insurance partnership policy; continuing to permit other types of inflation protection; amending Minnesota Statutes 2014, sections 62S.23, subdivision 1; 62S.24, by adding a subdivision.

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

The question was taken on the repassage of the bill and the roll was called. There were 124 yeas and 0 nays as follows:

Those who voted in the affirmative were:

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

The bill was repassed, as amended by Conference, and its title agreed to.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. No. 1725

A bill for an act relating to state government; permitting electronic filing for hearings in contested cases at the Office of Administrative Hearings; amending Minnesota Statutes 2014, section 14.58.

May 15, 2015

The Honorable Kurt L. Daudt
Speaker of the House of Representatives

The Honorable Sandra L. Pappas
President of the Senate

We, the undersigned conferees for H. F. No. 1725 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment and that H. F. No. 1725 be further amended as follows:

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2014, section 14.05, is amended by adding a subdivision to read:

Subd. 7. **Electronic documents permitted.** An agency may file rule-related documents with the Office of Administrative Hearings by electronic transmission in the manner approved by that office and the Office of the Revisor of Statutes by electronic transmission in the manner approved by that office.

Sec. 2. Minnesota Statutes 2014, section 14.08, is amended to read:

14.08 APPROVAL OF RULE AND RULE FORM; COSTS.

(a) One copy of a rule adopted under section 14.26 must be submitted by the agency to the chief administrative law judge. The chief administrative law judge shall request from the revisor certified copies of the rule when it is submitted by the agency under section 14.26. Within five days after the request for certification of the rule is received by the revisor, excluding weekends and holidays, the revisor shall either return the rule with a certificate of approval of the form of the rule to the chief administrative law judge or notify the chief administrative law judge and the agency that the form of the rule will not be approved.

If the chief administrative law judge disapproves a rule, the agency may modify it and the agency shall submit one copy of the modified rule, approved as to form by the revisor, to the chief administrative law judge.

(b) One copy of a rule adopted after a public hearing must be submitted by the agency to the chief administrative law judge. The chief administrative law judge shall request from the revisor certified copies of the rule when it is submitted by the agency. Within five working days after receipt of the request, the revisor shall either return the rule with a certificate of approval to the chief administrative law judge or notify the chief administrative law judge and the agency that the form of the rule will not be approved.

(c) If the revisor refuses to approve the form of the rule, the revisor's notice must revise the rule so it is in the correct form.

(d) After the agency has notified the chief administrative law judge that it has adopted the rule, the chief administrative law judge shall promptly file four paper copies or an electronic copy of the adopted rule in the Office of the Secretary of State. The secretary of state shall forward one copy of each rule filed to the agency, to the revisor of statutes, and to the governor.

~~(d)~~ (e) The chief administrative law judge shall assess an agency for the actual cost of processing rules under this section. Each agency shall include in its budget money to pay the assessments. Receipts from the assessment must be deposited in the administrative hearings account established in section 14.54.

Sec. 3. Minnesota Statutes 2014, section 14.16, subdivision 3, is amended to read:

Subd. 3. **Filing.** After the agency has ~~adopted~~ provided the chief administrative law judge with a signed order adopting the rule, the ~~agency~~ chief administrative law judge shall promptly file ~~three~~ four paper copies or an electronic copy of ~~the adopted rule~~ in the Office of the Secretary of State. The secretary of state shall forward one copy of each rule filed to the agency, to the revisor of statutes, and to the governor.

Sec. 4. Minnesota Statutes 2014, section 14.26, subdivision 3, is amended to read:

Subd. 3. **Review.** (a) Within 14 days, the administrative law judge shall approve or disapprove the rule as to its legality and its form to the extent that the form relates to legality, including the issues of whether the rule if modified is substantially different, as determined under section 14.05, subdivision 2, from the rule as originally proposed, whether the agency has the authority to adopt the rule, and whether the record demonstrates a rational basis for the need for and reasonableness of the proposed rule. If the rule is approved, the administrative law judge shall promptly file four paper copies or an electronic copy of ~~the adopted rule~~ in the Office of the Secretary of State.

The secretary of state shall forward one copy of each rule to the revisor of statutes, ~~one~~ to the agency, and ~~one~~ to the governor. If the rule is disapproved, the administrative law judge shall state in writing the reasons for the disapproval and make recommendations to overcome the defects.

(b) The written disapproval must be submitted to the chief administrative law judge for approval. If the chief administrative law judge approves of the findings of the administrative law judge, the chief administrative law judge shall send the statement of the reasons for disapproval of the rule to the agency, the Legislative Coordinating Commission, the house of representatives and senate policy committees with primary jurisdiction over state governmental operations, and the revisor of statutes and advise the agency and the revisor of statutes of actions that will correct the defects. The rule may not be filed in the Office of the Secretary of State, nor be published, until the chief administrative law judge determines that the defects have been corrected or, if applicable, that the agency has satisfied the rule requirements for the adoption of a substantially different rule.

(c) If the chief administrative law judge determines that the need for or reasonableness of the rule has not been established, and if the agency does not elect to follow the suggested actions of the chief administrative law judge to correct that defect, then the agency shall submit the proposed rule to the Legislative Coordinating Commission and to the house of representatives and senate policy committees with primary jurisdiction over state governmental operations for advice and comment. The agency may not adopt the rule until it has received and considered the advice of the commission and committees. However, the agency need not wait for advice for more than 60 days after the commission and committees have received the agency's submission.

(d) The administrative law judge shall disregard any error or defect in the proceeding due to the agency's failure to satisfy any procedural requirements imposed by law or rule if the administrative law judge finds:

(1) that the failure did not deprive any person or entity of an opportunity to participate meaningfully in the rulemaking process; or

(2) that the agency has taken corrective action to cure the error or defect so that the failure did not deprive any person or entity of an opportunity to participate meaningfully in the rulemaking process.

Sec. 5. Minnesota Statutes 2014, section 14.26, is amended by adding a subdivision to read:

Subd. 3a. **Filing.** If the rule is approved, the administrative law judge shall promptly file four paper copies or an electronic copy of the adopted rule in the Office of the Secretary of State. The secretary of state shall forward one copy of each rule to the revisor of statutes, to the agency, and to the governor.

Sec. 6. Minnesota Statutes 2014, section 14.386, is amended to read:

14.386 PROCEDURE FOR ADOPTING EXEMPT RULES; DURATION.

(a) A rule adopted, amended, or repealed by an agency, under a statute enacted after January 1, 1997, authorizing or requiring rules to be adopted but excluded from the rulemaking provisions of chapter 14 or from the definition of a rule, has the force and effect of law only if:

(1) the revisor of statutes approves the form of the rule by certificate;

(2) the person authorized to adopt the rule on behalf of the agency signs an order adopting the rule;

(3) the Office of Administrative Hearings approves the rule as to its legality within 14 days after the agency submits it for approval and files four paper copies or an electronic copy of the adopted rule with the revisor's certificate in the Office of the Secretary of State; and

(4) a copy is published by the agency in the State Register.

The secretary of state shall forward one copy of the rule to the governor.

A statute enacted after January 1, 1997, authorizing or requiring rules to be adopted but excluded from the rulemaking provisions of chapter 14 or from the definition of a rule does not excuse compliance with this section unless it makes specific reference to this section.

(b) A rule adopted under this section is effective for a period of two years from the date of publication of the rule in the State Register. The authority for the rule expires at the end of this two-year period.

(c) The chief administrative law judge shall adopt rules relating to the rule approval duties imposed by this section and section 14.388, including rules establishing standards for review.

(d) This section does not apply to:

(1) any group or rule listed in section 14.03, subdivisions 1 and 3, except as otherwise provided by law;

(2) game and fish rules of the commissioner of natural resources adopted under section 84.027, subdivision 13, or sections 97A.0451 to 97A.0459;

(3) experimental and special management waters designated by the commissioner of natural resources under sections 97C.001 and 97C.005;

(4) game refuges designated by the commissioner of natural resources under section 97A.085; or

(5) transaction fees established by the commissioner of natural resources for electronic or telephone sales of licenses, stamps, permits, registrations, or transfers under section 84.027, subdivision 15, paragraph (a), clause (3).

(e) If a statute provides that a rule is exempt from chapter 14, and section 14.386 does not apply to the rule, the rule has the force of law unless the context of the statute delegating the rulemaking authority makes clear that the rule does not have force of law.

Sec. 7. Minnesota Statutes 2014, section 14.58, is amended to read:

14.58 NOTICE AND HEARING.

In any contested case all parties shall be afforded an opportunity for hearing after reasonable notice. The notice shall state the time, place and issues involved, but if, by reason of the nature of the case, the issues cannot be fully stated in advance of the hearing, or if subsequent amendment of the issues is necessary, they shall be fully stated as soon as practicable, and opportunity shall be afforded all parties to present evidence and argument with respect thereto. Prior to assignment of a case to an administrative law judge as provided by sections 14.48 to 14.56, all papers shall be filed with the agency. Subsequent to assignment of the case, the agency shall certify the official record to the Office of Administrative Hearings, and thereafter, all papers shall be filed with that office. The agency and any other party to a contested case may file all necessary notices, documents, and other necessary information with the Office of Administrative Hearings by any reliable method of electronic transmission in the manner approved by that office. The Office of Administrative Hearings shall maintain the official record which shall include subsequent filings, testimony and exhibits. All filings are deemed effective upon receipt. The record shall contain a written transcript of the hearing only if preparation of a transcript is requested by the agency, a party, or the chief administrative law judge. The agency or party requesting a transcript shall bear the cost of preparation. When the chief administrative law judge requests preparation of the transcript, the agency shall bear the cost of preparation. Upon issuance of the administrative law judge's report, the official record shall be certified to the agency.

Sec. 8. **EFFECTIVE DATE; APPLICATION.**

(a) Sections 1 to 6 are effective January 1, 2016, and apply to a rule for which a notice of intent to adopt a rule without a public hearing, a notice of hearing, a dual notice, or a notice of the proposed rule repeal is published in the State Register on or after that date.

(b) Section 7 is effective January 1, 2016, and applies to a contested case initiated on or after that date."

Delete the title and insert:

"A bill for an act relating to state government; permitting electronic filing for hearings in contested cases at the Office of Administrative Hearings; permitting the electronic transfer of certain rulemaking documents; amending Minnesota Statutes 2014, sections 14.05, by adding a subdivision; 14.08; 14.16, subdivision 3; 14.26, subdivision 3, by adding a subdivision; 14.386; 14.58."

We request the adoption of this report and repassage of the bill.

House Conferees: DREW CHRISTENSEN, RON KRESHA and JEANNE POPPE.

Senate Conferees: MELISSA H. WIKLUND, BEV SCALZE and BRUCE D. ANDERSON.

Christensen moved that the report of the Conference Committee on H. F. No. 1725 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1725, A bill for an act relating to state government; permitting electronic filing for hearings in contested cases at the Office of Administrative Hearings; amending Minnesota Statutes 2014, section 14.58.

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

The question was taken on the repassage of the bill and the roll was called. There were 126 yeas and 0 nays as follows:

Those who voted in the affirmative were:

Albright	Christensen	Franson	Hoppe	Lien	Metsa
Allen	Clark	Freiberg	Hortman	Lillie	Miller
Anderson, M.	Considine	Garofalo	Howe	Lohmer	Moran
Anderson, P.	Cornish	Green	Isaacson	Loon	Murphy, E.
Anderson, S.	Daniels	Gruenhagen	Johnson, B.	Loonan	Murphy, M.
Anzelc	Dauids	Gunther	Johnson, C.	Lucero	Nash
Applebaum	Davnie	Hackbarth	Johnson, S.	Lueck	Nelson
Atkins	Dean, M.	Halverson	Kahn	Mack	Newberger
Backer	Dehn, R.	Hamilton	Kelly	Mahoney	Newton
Baker	Dettmer	Hancock	Kiel	Mariani	Nornes
Barrett	Dill	Hansen	Knoblach	Marquart	Norton
Bennett	Drazkowski	Hausman	Koznick	Masin	O'Driscoll
Bernardy	Erhardt	Heintzeman	Kresha	McDonald	O'Neill
Bly	Erickson	Hertaus	Laine	McNamara	Pelowski
Carlson	Fabian	Hilstrom	Lesch	Melin	Peppin

Persell	Pugh	Schoen	Slocum	Uglen	Wills
Petersburg	Quam	Schomacker	Smith	Urdahl	Winkler
Peterson	Rarick	Schultz	Sundin	Vogel	Yarusso
Pierson	Rosenthal	Scott	Swedzinski	Wagenius	Youakim
Pinto	Runbeck	Selcer	Theis	Ward	Zerwas
Poppe	Sanders	Simonson	Torkelson	Whelan	Spk. Daudt

The bill was repassed, as amended by Conference, and its title agreed to.

CALENDAR FOR THE DAY

S. F. No. 698 was reported to the House.

Torkelson moved to amend S. F. No. 698, the first engrossment, as follows:

Delete everything after the enacting clause and insert the following language of H. F. No. 390, the second engrossment:

"Section 1. **APPROPRIATIONS.**

The sums shown in the columns marked "Appropriations" are appropriated to the agencies and for the purposes specified in this act. The appropriations are from the environment and natural resources trust fund, or another named fund, and are available for the fiscal years indicated for each purpose. The figures "2016" and "2017" used in this act mean that the appropriations listed under them are available for the fiscal year ending June 30, 2016, or June 30, 2017, respectively. "The first year" is fiscal year 2016. "The second year" is fiscal year 2017. "The biennium" is fiscal years 2016 and 2017.

<u>APPROPRIATIONS</u>	
<u>Available for the Year</u>	
<u>Ending June 30</u>	
<u>2016</u>	<u>2017</u>

Sec. 2. **MINNESOTA RESOURCES.**

Subdivision 1. <u>Total Appropriation</u>	<u>\$46,383,000</u>	<u>\$-0-</u>
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Appropriations by Fund

	<u>2016</u>	<u>2017</u>
<u>Environment and natural resources trust fund</u>	<u>46,324,000</u>	<u>-0-</u>
<u>Great Lakes protection account</u>	<u>59,000</u>	<u>-0-</u>

The amounts that may be spent for each purpose are specified in the following subdivisions.

Appropriations are available for two years beginning July 1, 2015, unless otherwise stated in the appropriation. Any unencumbered balance remaining in the first year does not cancel and is available for the second year or until the end of the appropriation.

Subd. 2. Definition

"Trust fund" means the Minnesota environment and natural resources trust fund referred to in Minnesota Statutes, section 116P.02, subdivision 6.

Subd. 3. Foundational Natural Resource Data and Information

12,932,000

-0-

(a) County Geologic Atlases - Part A

\$2,040,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota for the Minnesota Geological Survey to continue acceleration of the production of county geologic atlases for the purpose of sustainable management of surface water and groundwater resources. This appropriation is to complete Part A of county geologic atlases, which focuses on the properties and distribution of earth materials in order to define aquifer boundaries and the connection of aquifers to the land surface and surface water resources. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(b) County Geologic Atlases - Part B

\$2,000,000 the first year is from the trust fund to the commissioner of natural resources to continue acceleration of the production of county geologic atlases for the purpose of sustainable management of surface water and groundwater resources. This appropriation is to complete Part B of county geologic atlases, which focuses on the properties and distribution of subsurface water found within geologic formations mapped in Part A in order to characterize the potential yield of aquifers and their sensitivity to contamination. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(c) Minnesota Biological Survey

\$2,700,000 the first year is from the trust fund to the commissioner of natural resources for continuation of the Minnesota biological survey to provide a foundation for conserving biological diversity by systematically collecting, interpreting, monitoring, and delivering data on plant and animal distribution and ecology, native plant communities, and functional landscapes.

(d) Minnesota Biodiversity Atlas for Enhanced Natural Resource Management

\$340,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota for the Bell Museum of Natural History to create a publicly accessible, online tool and repository that will electronically integrate over 600,000 existing biodiversity records, 300,000 existing images, and future data and associated imagery pertaining to Minnesota wildlife, plant, and fungi species in order to enhance research, guide field surveys, and inform conservation planning. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(e) Updating the National Wetland Inventory for Minnesota - Phase V

\$1,500,000 the first year is from the trust fund to the commissioner of natural resources to continue to update and enhance wetland inventory maps for Minnesota. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(f) Creating a Statewide Wetland Bird Monitoring Program

\$146,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Audubon Minnesota to develop a statewide wetland bird monitoring program to enable long-term monitoring of the status of wetland birds and the health of their wetland habitats. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(g) Minnesota Native Bee Atlas

\$790,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to supplement and enhance existing bee survey efforts by engaging citizens in helping to document the distribution and phenology of wild Minnesota bees and integrating data from all related bee survey efforts into a single publicly accessible, online tool and repository. This appropriation is available until June 30, 2019, by which time the project must be completed and final products delivered.

(h) Reintroduction and Interpretation of Bison in Minnesota State Parks

\$600,000 the first year is from the trust fund to the commissioner of natural resources to preserve American bison by reintroducing bison to Minneopa State Park and provide interpretive learning opportunities at Blue Mounds and Minneopa State Parks. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(i) Endangered Bats, White-Nose Syndrome, and Forest Habitat

\$1,250,000 the first year is from the trust fund to the commissioner of natural resources in cooperation with the University of Minnesota and the United States Forest Service to survey and radio-track endangered bats to define and understand summer forest habitat use in order to minimize forestry impacts and mitigate white-nose syndrome disease impacts. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(j) Assessing Contaminants in Minnesota Loons and Pelicans - Phase III

\$141,000 the first year is from the trust fund to the commissioner of natural resources to continue to assess the potential impact of petroleum, dispersants, and heavy metal contaminants from the Deepwater Horizon oil spill in the Gulf of Mexico on the wintering habitat of Minnesota's common loons and white pelicans using radiotelemetry, geolocators, and contaminant analysis.

(k) Movement and Seasonal Habitat Use of Minnesota Elk

\$200,000 the first year is from the trust fund to the commissioner of natural resources to collect biological information about Minnesota elk, including movements and habitat use to enable long-term, sustainable management. This appropriation is contingent on a \$50,000 match from state or nonstate sources. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(l) Genetic and Camera Techniques to Estimate Carnivore Populations

\$200,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota – Duluth for the Natural Resources Research Institute to use genetic sampling and remote cameras to improve monitoring of distributions and estimate population sizes of carnivore species.

(m) Digitization of Historic Gullion Ruffed Grouse Research

\$75,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Central Lakes College to preserve the Gordon Gullion ruffed grouse data sets as permanent digital data files in order to improve accessibility to the information and inform forest wildlife conservation policies and practices.

(n) Effects of Grazing Versus Fire for Prairie Management

\$414,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to compare the effects of conservation grazing and prescribed fire on tallgrass prairie plants and pollinators in Minnesota in order to inform and improve land management practices. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(o) Assessing Ecological Impact of St. Anthony Falls Lock Closure

\$125,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Minneapolis Riverfront Partnership to study the impact of altered river flow due to closure of the Upper Lock on the Mississippi River at St. Anthony Falls on the physical and biological characteristics of the river between the Coon Rapids Dam and Lock and Dam No. 1 in order to inform future river restoration efforts.

(p) Foundational Dataset Characterizing Historic Forest Disturbance Impacts

\$200,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to quantify forest disturbance impacts over the past forty years on water quality, wildlife demographics, and wood fiber supply in order to identify management strategies that better respond to disturbance impacts and improve and sustain forest resources. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(q) Hydrologic Effects of Contemporary Forest Practices in Minnesota

\$150,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to install hydrologic monitoring stations to collect water quantity and quality data from lands managed for timber production to better understand the relationship between harvest practices and water resources and related responses to changing climate and other disturbance factors in order to inform forest management practices. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(r) Habitat Mitigation for Goblin Fern Conservation

\$61,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Leech Lake Band of Ojibwe to examine goblin fern populations, a threatened species in Minnesota, in relation to habitat degradation and to develop

long-term habitat mitigation and species conservation strategies. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

Subd. 4. Water Resources

3,065,000

-0-

(a) Understanding Water Scarcity, Threats, and Values to Improve Management

\$234,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to model and map statewide water scarcity and abundance; assess water-related risks to industry, municipalities, and ecosystems; and quantify the economic values of changes in water quality and quantity in order to inform long-term water sustainability strategies. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(b) Biofilm Technology for Water Nutrient Removal

\$281,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to develop a simulated lichen biofilm system that can be used to remove pollutants and recycle nutrients from storm water runoff and polluted lakes, ponds, and lagoons. This appropriation is subject to Minnesota Statutes, section 116P.10. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(c) Biological Consequences of Septic Pollution in Minnesota Lakes

\$364,000 the first year is from the trust fund to the Board of Trustees of the Minnesota State Colleges and Universities system for St. Cloud State University to assess the presence of possible sources of contaminants of emerging concern in Minnesota lakes in order to determine their effects on fish health, understand the potential contribution from septic systems, and inform options for remediation and prevention to protect Minnesota lakes from these contaminants in the future. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(d) Preventing Phosphorous from Entering Water Resources through Drain Tiles

\$505,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to develop a new nanocomposite material made from biomass that is designed to adsorb phosphorus, nitrogen, and pesticides from storm water and drain tile runoff discharge for recycling back to agricultural lands. This appropriation is subject to Minnesota Statutes, section 116P.10.

(e) Southeast Minnesota Cover Crop and Soil Health Initiatives

\$253,000 the first year is from the trust fund to the Board of Water and Soil Resources to promote cover crops as a means of protecting soil and water quality in southeastern Minnesota through training and education for local practitioners, economic analysis of implementation, and on-farm demonstration sites. This effort must be coordinated with the University of Minnesota Forever Green Initiative. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(f) Southeast Minnesota Subsurface Drainage Impacts on Groundwater Recharge

\$488,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the United States Geological Survey to assess the relationship between agricultural drainage and water flow within the unique karst geology of southeast Minnesota to characterize the potential impacts of drainage on groundwater recharge and groundwater sustainability in the region. This appropriation is not subject to Minnesota Statutes, section 116P.10. This appropriation is available until June 30, 2019, by which time the project must be completed and final products delivered.

(g) Using Hydroacoustics to Monitor Sediment in Minnesota Rivers

\$455,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the United States Geological Survey to install hydroacoustic equipment on the lower Minnesota and Mississippi Rivers to improve measurement and monitoring accuracy for suspended sediment and enhance ongoing sediment reduction efforts by state, federal, and local agencies. This appropriation is not subject to Minnesota Statutes, section 116P.10. This appropriation is available until June 30, 2019, by which time the project must be completed and final products delivered.

(h) Assessment of Irrigation Efficiencies in Benton County

\$431,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Benton Soil and Water Conservation District to develop and implement a decision support system to increase irrigation efficiencies and provide outreach on irrigation best management practices. Software developed with this appropriation must be available in the public domain. Project efforts should be coordinated with the Department of Natural Resources. This appropriation is available until June 30, 2019, by which time the project must be completed and final products delivered.

(i) Shoreview Water Consumption and Groundwater Awareness Project

\$54,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the city of Shoreview to provide biweekly water consumption data to at least 400 residential households for a two-year period to determine whether additional groundwater can be conserved with greater awareness of consumption data. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

Subd. 5. Environmental Education

1,004,000

-0-

(a) Trap Shooting Sports Facility Grants

\$132,000 the first year is from the trust fund to the commissioner of natural resources for trap shooting sports facility grants under Minnesota Statutes, section 87A.10.

(b) Connecting Students with Watersheds through Hands-On Learning

\$400,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Minnesota Trout Unlimited to provide hands-on learning focused on water quality, groundwater, aquatic life, and watershed health stewardship. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(c) Zumbro River Watershed Recreational Learning Stewardship Sites

\$300,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Zumbro Watershed Partnership to develop at least six recreational and educational sites on the Zumbro River with water quality demonstration elements and interpretative signage designed to encourage adoption of water protection practices. No more than 15 percent of this appropriation may be spent on site and construction consultation, planning, and design. Any plantings or restoration activities conducted with this appropriation must use native plant species according to the Board of Water and Soil Resources' native vegetation establishment and enhancement guidelines. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(d) Students Engaging Local Watersheds Using Mobile Technologies

\$147,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Twin Cities Public Television to deliver an experiential, project-based educational program using mobile technologies to empower at least 200 middle school students in 4-H programs to engage in understanding and protecting local water resources.

(e) Mississippi River Water Journey Camps

\$25,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to design and pilot two week-long summer camps for youth ages 6 to 11 focused around clean water and the Mississippi River and designed to get children outdoors exploring and engaged with the natural environment and creating educational materials to help their communities protect water quality.

Subd. 6. Aquatic and Terrestrial Invasive Species6,071,000-0-**(a) Minnesota Invasive Terrestrial Plants and Pests Center**

\$5,000,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota for the Invasive Terrestrial Plants and Pests Center established in Laws 2014, chapter 312, article 13, section 44, to conduct research to prevent, minimize, and mitigate the threats and impacts posed by invasive plants, pathogens, and pests to the state's prairies, forests, wetlands, and agricultural resources. This appropriation is available until June 30, 2023, by which time the project must be completed and final products delivered.

(b) Emerald Ash Borer Ecological and Hydrological Impacts - Phase II

\$400,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to assess the potential impacts of emerald ash borer on Minnesota black ash forests and quantify potential impacts on native forest vegetation, invasive species spread, and hydrology. This appropriation is available until June 30, 2020, by which time the project must be completed and final products delivered.

(c) Biological Control of Canada Thistle

\$300,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to develop a biological control for Canada thistle, an invasive plant species in Minnesota. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(d) Preventing New Disease of Pines in Minnesota

\$371,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to establish early detection for heterobasidion, an invasive root rot fungus, and develop efforts to prevent its spread and reduce its impact. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

Subd. 7. Air Quality, Climate Change, and Renewable Energy2,268,000-0-**(a) Renewable and Sustainable Fertilizers Produced Locally**

\$1,000,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota for the Morris West Central Research and Outreach Center and Twin Cities Campus to develop and demonstrate new technologies aimed at enabling renewable and sustainable production of ammonia for fertilizer in a localized manner. This appropriation is subject to Minnesota Statutes, section 116P.10. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(b) Reducing Emissions from Open Burning through Biomass Gasification

\$268,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota in cooperation with the Department of Natural Resources to characterize and promote distributed biomass gasification of wood waste as a means for producing renewable and sustainable energy in rural areas through a demonstration at the Department of Natural Resources regional office facility in New Ulm.

(c) Building Deconstruction to Reduce Greenhouse Gas Emissions and Solid Waste

\$845,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Better Futures Minnesota in cooperation with the Northwest Indian Opportunities Industrialization Center and \$155,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota – Duluth for the Natural Resources Research Institute to develop and test a model for implementing building deconstruction and material reuse as a competitive alternative to demolition for the purpose of reducing greenhouse gas emissions, reducing landfill waste, and providing job training. The project report must quantify and document greenhouse gas emissions reductions resulting from specific deconstruction techniques and materials reuses.

Subd. 8. Methods to Protect, Restore, and Enhance Land, Water, and Habitat

5,646,000

-0-

Appropriations by Fund

Environment and natural

resources trust fund 5,587,000 -0-

Great Lakes protection

account 59,000 -0-

(a) Prioritizing Future Management of North Shore Trout Streams

\$357,000 the first year is from the trust fund and \$59,000 the first year is from the Great Lakes protection account to the Board of Regents of the University of Minnesota – Duluth for the Natural Resources Research Institute to identify key areas in North Shore streams that supply the cold groundwater essential to sustaining trout fisheries, in order to focus habitat restoration, protection, and management efforts on the areas that are most essential for long-term stream health and sustainability. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(b) Propagating Native Plants and Restoring Diverse Habitats

\$495,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Martin County Soil and Water Conservation District for a cooperative 13-county effort by Blue Earth, Brown, Cottonwood, Crow Wing, Faribault, Freeborn, Jackson, Lake, Le Sueur, Martin, Nicollet, Waseca, and Watonwan Counties to protect and expand native forest and prairie habitat for species in greatest conservation need in four regions of the state through collection and propagation of local ecotype native plants, habitat restoration efforts, and educational outreach. This appropriation is available until June 30, 2020, by which time the project must be completed and final products delivered.

(c) Preserving and Protecting Minnesota Native Orchid Species

\$167,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota for the Minnesota Landscape Arboretum for propagation and cultivation research to enable long-term conservation of at least 15 selected species of the 48 native orchid species in Minnesota. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(d) Acceleration of Minnesota Conservation Assistance – Final Phase

\$2,000,000 the first year is from the trust fund to the Board of Water and Soil Resources for the final phase of a pilot program to provide grants to soil and water conservation districts and other units of local and state government for employment of staff to provide technical assistance to secure enrollment and retention of private lands in federal and state conservation programs. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(e) Metro Conservation Corridors - Phase VIII Prairie, Forest, and Savanna Restoration

\$276,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Friends of the Mississippi River for Phase VIII of the Metro Conservation Corridors partnership to conduct restoration activities on at least 260 acres of forest and savanna and at least 160 acres of prairie to preserve and increase wildlife habitat in the metropolitan area, as defined under Minnesota Statutes, section 473.121, subdivision 2, and portions of the surrounding counties. Expenditures are limited to the identified project corridor areas as defined in the work plan. A list of proposed restorations must be provided as part of the required work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(f) Metro Conservation Corridors - Phase VIII Enhancing Restoration Techniques for Improved Climate Resilience and Pollinator Conservation

\$400,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Great River Greening for Phase VIII of the Metro Conservation Corridors partnership to pilot and evaluate innovative restoration techniques aimed at improving the resilience of bur oak communities to changing climate conditions and enhancing prairie management to benefit pollinators with the help and engagement of citizen volunteers. Expenditures on restoration efforts are limited to the identified project corridor areas as defined in the work plan. A list of proposed restorations must be provided as part of the required work plan. This appropriation is available until June 30, 2018, by which point the project must be completed and final products delivered.

(g) Minnesota State University Moorhead Prairie and Riparian Restoration and Monitoring

\$527,000 the first year is from the trust fund to the Board of Trustees of the Minnesota State Colleges and Universities system for Minnesota State University Moorhead in cooperation with the Department of Natural Resources to restore and monitor 160 acres of prairie and riparian habitat and develop and disseminate monitoring protocols. This appropriation is contingent upon the donation of a 60-acre parcel to Minnesota State University Moorhead from the Minnesota State University Moorhead Alumni Foundation and is available until June 30, 2020, by which time the project must be completed and final products delivered.

(h) Improving Community Forests Through Citizen Engagement

\$800,000 the first year is from the trust fund to the commissioner of natural resources to design and pilot a program, including grants to communities, to mobilize citizen volunteers to protect, improve, and maintain local forests in communities around the state. Participation is open to any municipality in the state and participating municipalities will be selected through a competitive proposal process that will include representation from both metropolitan and nonmetropolitan areas of the state. Trees planted using this appropriation must be species that are native to Minnesota. A participating municipality must provide a match of not less than 25 percent, up to half of which may be in the form of in-kind support. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(i) Flood Recovery on Sargent Creek in Duluth

\$300,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the city of Duluth to re-establish stable and natural streambanks with riparian and aquatic habitat restoration on at least 5,400 linear feet of Sargent Creek in Duluth destroyed during the flood of 2012.

(j) Shoreland Protection for Lower St. Croix River

\$190,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the St. Croix River Association to provide technical assistance to landowners, local governments, realtors, and developers on shoreland conservation and protection of the lower St. Croix River. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(k) Redwood and Renville Counties Outdoor Recreation and Conservation Master Plan

\$75,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with Renville County in cooperation with Redwood County to develop a joint outdoor recreation and conservation master plan to guide future development and protect cultural, historical, and natural resources in the Minnesota River Valley.

Subd. 9. **Land Acquisition for Habitat and Recreation**

14,190,000

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(a) State Parks and Trails Land Acquisitions

\$1,500,000 the first year is from the trust fund to the commissioner of natural resources to acquire at least 335 acres for authorized state trails and critical parcels within the statutory boundaries of state parks. State park land acquired with this appropriation must be sufficiently improved to meet at least minimum management standards, as determined by the commissioner of natural resources. A list of proposed acquisitions must be provided as part of the required work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(b) Metropolitan Regional Park System Land Acquisition - Phase IV

\$1,000,000 the first year is from the trust fund to the Metropolitan Council for grants to acquire at least 133 acres of lands within the approved park unit boundaries of the metropolitan regional park system. This appropriation may not be used to purchase habitable residential structures. A list of proposed fee title and easement acquisitions must be provided as part of the required work plan. This appropriation must be matched by at least 40 percent of nonstate money that must be committed by December 31, 2015, or the appropriation cancels. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(c) SNA Acquisition, Restoration, Enhancement, and Public Engagement

\$4,000,000 the first year is from the trust fund to the commissioner of natural resources to acquire at least 350 acres of lands with high-quality native plant communities and rare features to be established as scientific and natural areas as provided in Minnesota Statutes, section 86A.05, subdivision 5, restore and improve at least 550 acres of scientific and natural areas, and provide technical assistance and outreach. A list of proposed acquisitions must be provided as part of the required work plan. Land acquired

with this appropriation must be sufficiently improved to meet at least minimum management standards, as determined by the commissioner of natural resources. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(d) Native Prairie Stewardship and Prairie Bank Easement Acquisition

\$3,325,000 the first year is from the trust fund to the commissioner of natural resources to acquire native prairie bank easements on at least 675 acres, prepare baseline property assessments, restore and enhance at least 1,000 acres of native prairie sites, and provide technical assistance to landowners. Of this amount, up to \$135,000 must be deposited in a conservation easement stewardship account. Deposits into the conservation easement stewardship account must be made upon closing on conservation easements or at a time otherwise approved in the work plan. A list of proposed easement acquisitions must be provided as part of the required work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(e) Metro Conservation Corridors - Phase VIII Coordination, Mapping, and Conservation Easements

\$515,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Minnesota Land Trust for Phase VIII of the Metro Conservation Corridors partnership to provide coordination and mapping for the partnership and to acquire permanent conservation easements on at least 120 acres of strategic ecological landscapes to protect priority natural areas in the metropolitan area, as defined under Minnesota Statutes, section 473.121, subdivision 2, and portions of the surrounding counties. A list of proposed easement acquisitions must be provided as part of the required work plan. Land acquired with this appropriation must be sufficiently improved to meet at least minimum management standards, as determined by the commissioner of natural resources. Expenditures are limited to the identified project corridor areas as defined in the work plan. Up to \$40,000 may be used for coordination and mapping for the Metro Conservation Corridors. All conservation easements must be perpetual and have a natural resource management plan. A list of proposed easement acquisitions must be provided as part of the required work plan. This appropriation is available June 30, 2018, by which time the project must be completed and final products delivered.

(f) Metro Conservation Corridors - Phase VIII Strategic Lands Protection

\$750,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with The Trust for Public Land for Phase VIII of the Metro Conservation Corridors partnership to acquire in fee at least 35 acres of high-quality priority state and local natural areas in the metropolitan area, as defined under Minnesota Statutes, section 473.121, subdivision 2, and portions of the surrounding counties. A list of proposed acquisitions must be provided as part of the required work plan. Land acquired with this appropriation must be sufficiently improved to meet at least minimum management standards, as determined by the commissioner of natural resources. Expenditures are limited to the identified project corridor areas as defined in the work plan. This appropriation may not be used to purchase habitable residential structures, unless expressly approved in the work plan. A list of fee title acquisitions must be provided as part of the required work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(g) Metro Conservation Corridors - Phase VIII Priority Expansion of Minnesota Valley National Wildlife Refuge

\$500,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the Minnesota Valley National Wildlife Refuge Trust, Inc. for Phase VIII of the Metro Conservation Corridors partnership to acquire in fee at least 100 acres of priority habitat for the Minnesota Valley National Wildlife Refuge in the metropolitan area, as defined under Minnesota Statutes, section 473.121, subdivision 2, and portions of the surrounding counties. A list of proposed acquisitions must be provided as part of the required work plan. Land acquired with this appropriation must be sufficiently improved to meet at least minimum management standards. Expenditures are limited to the identified project corridor areas as defined in the work plan. This appropriation may not be used to purchase habitable residential structures, unless expressly approved in the work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(h) Metro Conservation Corridors - Phase VIII Wildlife Management Area Acquisition

\$400,000 the first year is from the trust fund to the commissioner of natural resources for Phase VIII of the Metro Conservation Corridors partnership to acquire in fee at least 82 acres along the lower reaches of the Vermillion River in Dakota County within the Gores Pool Wildlife Management Area. Land acquired with this appropriation must be sufficiently improved to meet at least

minimum management standards. This appropriation may not be used to purchase habitable residential structures, unless expressly approved in the work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(i) Mesabi Trail Development Soudan to Ely – Phase II

\$1,000,000 the first year is from the trust fund to the commissioner of natural resources for an agreement with the St. Louis and Lake Counties Regional Railroad Authority for the right-of-way acquisition, design, and construction of segments of the Mesabi Trail, totaling approximately seven miles between Soudan and Ely. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(j) Multi-benefit Watershed Scale Conservation on North Central Lakes

\$950,000 the first year is from the trust fund to the Board of Water and Soil Resources to secure permanent conservation easements on at least 480 acres of high-quality habitat in Crow Wing and Cass Counties. Of this amount, up to \$65,000 must be deposited in a conservation easement stewardship account; and \$54,000 is for an agreement with the Leech Lake Area Watershed Foundation in cooperation with Crow Wing County Soil and Water Conservation District and Cass County Soil and Water Conservation District. Deposits into the conservation easement stewardship account must be made upon closing on conservation easements or at a time otherwise approved in the work plan. A list of proposed easement acquisitions must be provided as part of the required work plan. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

(k) Conservation Easement Assessment and Valuation System Development

\$250,000 the first year is from the trust fund to the Board of Regents of the University of Minnesota to assess the effectiveness of existing conservation easements acquired through state expenditures at achieving their intended outcomes of public value and ecological benefits and to develop a standardized, objective conservation easement valuation system for guiding future state investments in conservation easements to ensure the proposed environmental benefits are being achieved in a cost-effective manner. This appropriation is available until June 30, 2018, by which time the project must be completed and final products delivered.

Subd. 10. Administration and Contract Agreement Reimbursement

1,207,000

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(a) Legislative-Citizen Commission on Minnesota Resources

\$1,072,000 the first year is from the trust fund to the Legislative-Citizen Commission on Minnesota Resources for administration in fiscal years 2016 and 2017 as provided in Minnesota Statutes, section 116P.09, subdivision 5.

(b) Contract Agreement Reimbursement

\$135,000 the first year is from the trust fund to the commissioner of natural resources at the direction of the Legislative-Citizen Commission on Minnesota Resources for expenses incurred for contract agreement reimbursement for the agreements specified in this section. The commissioner shall provide documentation to the Legislative-Citizen Commission on Minnesota Resources on the expenditure of these funds.

Subd. 11. Availability of Appropriations

Money appropriated in this section may not be spent on activities unless they are directly related to and necessary for a specific appropriation and are specified in the work plan approved by the Legislative-Citizen Commission on Minnesota Resources. Money appropriated in this section must not be spent on indirect costs or other institutional overhead charges that are not directly related to and necessary for a specific appropriation. Costs that are directly related to and necessary for an appropriation, including financial services, human resources, information services, rent, and utilities, are eligible only if the costs can be clearly justified and individually documented specific to the appropriation's purpose and would not be generated by the recipient but for the receipt of the appropriation. No broad allocations for costs in either dollars or percentages are allowed. Unless otherwise provided, the amounts in this section are available until June 30, 2017, when projects must be completed and final products delivered. For acquisition of real property, the appropriations in this section are available for an additional fiscal year if a binding contract for acquisition of the real property is entered into before the original expiration date of the appropriation. If a project receives a federal grant, the time period of the appropriation is extended to equal the federal grant period.

Subd. 12. Data Availability Requirements

Data collected by the projects funded under this section must conform to guidelines and standards adopted by MN.IT Services. Spatial data also must conform to additional guidelines and

standards designed to support data coordination and distribution that have been published by the Minnesota Geospatial Information Office. Descriptions of spatial data must be prepared as specified in the state's geographic metadata guideline and must be submitted to the Minnesota Geospatial Information Office. All data must be accessible and free to the public unless made private under the Data Practices Act, Minnesota Statutes, chapter 13. To the extent practicable, summary data and results of projects funded under this section should be readily accessible on the Internet and identified as having received funding from the environment and natural resources trust fund.

Subd. 13. Project Requirements

(a) As a condition of accepting an appropriation under this section, an agency or entity receiving an appropriation or a party to an agreement from an appropriation must comply with paragraphs (b) to (l) and Minnesota Statutes, chapter 116P, and must submit a work plan and semiannual progress reports in the form determined by the Legislative-Citizen Commission on Minnesota Resources for any project funded in whole or in part with funds from the appropriation. Modifications to the approved work plan and budget expenditures must be made through the amendment process established by the Legislative-Citizen Commission on Minnesota Resources.

(b) A recipient of money appropriated in this section that conducts a restoration using funds appropriated in this section must use native plant species according to the Board of Water and Soil Resources' native vegetation establishment and enhancement guidelines and include an appropriate diversity of native species selected to provide habitat for pollinators throughout the growing season as required under Minnesota Statutes, section 84.973.

(c) For all restorations conducted with money appropriated under this section, a recipient must prepare an ecological restoration and management plan that, to the degree practicable, is consistent with the highest quality conservation and ecological goals for the restoration site. Consideration should be given to soil, geology, topography, and other relevant factors that would provide the best chance for long-term success and durability of the restoration projects. The plan must include the proposed timetable for implementing the restoration, including site preparation, establishment of diverse plant species, maintenance, and additional enhancement to establish the restoration; identify long-term maintenance and management needs of the restoration and how the maintenance, management, and enhancement will be financed; and take advantage of the best available science and include innovative techniques to achieve the best restoration.

(d) An entity receiving an appropriation in this section for restoration activities must provide an initial restoration evaluation at the completion of the appropriation and an evaluation three years beyond the completion of the expenditure. Restorations must be evaluated relative to the stated goals and standards in the restoration plan, current science, and, when applicable, the Board of Water and Soil Resources' native vegetation establishment and enhancement guidelines. The evaluation must determine whether the restorations are meeting planned goals, identify any problems with the implementation of the restorations, and, if necessary, give recommendations on improving restorations. The evaluation must be focused on improving future restorations.

(e) All restoration and enhancement projects funded with money appropriated in this section must be on land permanently protected by a conservation easement or public ownership.

(f) A recipient of money from an appropriation under this section must give consideration to contracting with Conservation Corps Minnesota for contract restoration and enhancement services.

(g) All conservation easements acquired with money appropriated under this section must:

(1) be permanent;

(2) specify the parties to an easement in the easement;

(3) specify all of the provisions of an agreement that are permanent;

(4) be sent to the Legislative-Citizen Commission on Minnesota Resources in an electronic format at least ten business days prior to closing;

(5) include a long-term monitoring and enforcement plan and funding for monitoring and enforcing the easement agreement; and

(6) include requirements in the easement document to address specific groundwater and surface water quality protection activities such as keeping water on the landscape, reducing nutrient and contaminant loading, protecting groundwater, and not permitting artificial hydrological modifications.

(h) For any acquisition of lands or interest in lands, a recipient of money appropriated under this section shall not agree to pay more than 100 percent of the appraised value for a parcel of land using this money to complete the purchase, in part or in whole, except that up to ten percent above the appraised value may be allowed to complete the purchase, in part or in whole, using this money if permission is received in advance of the purchase from the Legislative-Citizen Commission on Minnesota Resources.

(i) For any acquisition of land or interest in land, a recipient of money appropriated under this section must give priority to high-quality natural resources or conservation lands that provide natural buffers to water resources.

(j) For new lands acquired with money appropriated under this section, a recipient must prepare an ecological restoration and management plan in compliance with paragraph (c), including sufficient funding for implementation unless the work plan addresses why a portion of the money is not necessary to achieve a high-quality restoration.

(k) To ensure public accountability for the use of public funds, within 60 days of the transaction, a recipient of money appropriated under this section must provide to the Legislative-Citizen Commission on Minnesota Resources documentation of the selection process used to identify parcels acquired and provide documentation of all related transaction costs, including but not limited to appraisals, legal fees, recording fees, commissions, other similar costs, and donations. This information must be provided for all parties involved in the transaction. The recipient must also report to the Legislative-Citizen Commission on Minnesota Resources any difference between the acquisition amount paid to the seller and the state-certified or state-reviewed appraisal, if a state-certified or state-reviewed appraisal was conducted.

(l) A recipient of an appropriation from the trust fund under this section must acknowledge financial support from the Minnesota environment and natural resources trust fund in project publications, signage, and other public communications and outreach related to work completed using the appropriation. Acknowledgement may occur, as appropriate, through use of the trust fund logo or inclusion of language attributing support from the trust fund. Each direct recipient of money appropriated in this section, as well as each recipient of a grant awarded pursuant to this section, must satisfy all reporting and other requirements incumbent upon constitutionally dedicated funding recipients as provided in Minnesota Statutes, section 3.303, subdivision 10, and chapter 116P.

Subd. 14. Payment Conditions and Capital Equipment Expenditures

(a) All agreements, grants, or contracts referred to in this section must be administered on a reimbursement basis unless otherwise provided in this section. Notwithstanding Minnesota Statutes, section 16A.41, expenditures made on or after July 1, 2015, or the date the work plan is approved, whichever is later, are eligible for reimbursement unless otherwise provided in this section. Periodic payment must be made upon receiving documentation that the

deliverable items articulated in the approved work plan have been achieved, including partial achievements as evidenced by approved progress reports. Reasonable amounts may be advanced to projects to accommodate cash flow needs or match federal money. The advances must be approved as part of the work plan. No expenditures for capital equipment are allowed unless expressly authorized in the project work plan.

(b) Single source contracts as specified in the approved work plan are allowed.

Subd. 15. Purchase of Recycled and Recyclable Materials

A political subdivision, public or private corporation, or other entity that receives an appropriation under this section must use the appropriation in compliance with Minnesota Statutes, section 16C.0725, regarding purchase of recycled, repairable, and durable materials; and Minnesota Statutes, section 16C.073, regarding purchase and use of paper stock and printing.

Subd. 16. Energy Conservation and Sustainable Building Guidelines

A recipient to whom an appropriation is made under this section for a capital improvement project must ensure that the project complies with the applicable energy conservation and sustainable building guidelines and standards contained in law, including Minnesota Statutes, sections 16B.325, 216C.19, and 216C.20, and rules adopted under those sections. The recipient may use the energy planning, advocacy, and State Energy Office units of the Department of Commerce to obtain information and technical assistance on energy conservation and alternative energy development relating to the planning and construction of the capital improvement project.

Subd. 17. Accessibility

Structural and nonstructural facilities must meet the design standards in the Americans with Disabilities Act (ADA) accessibility guidelines.

Subd. 18. Carryforward

(a) The availability of the appropriations for the following projects are extended to June 30, 2016:

(1) Laws 2013, chapter 52, section 2, subdivision 4, paragraph (1), Restorations Evaluations;

(2) Laws 2013, chapter 52, section 2, subdivision 6, paragraph (b), Detecting and Monitoring Certain Carp Populations; and

(3) Laws 2011, First Special Session chapter 2, article 3, section 2, subdivision 4, paragraph (g), Minnesota River Valley Green Corridor Scientific and Natural Area Acquisition.

(b) The availability of the appropriations for the following projects are extended to June 30, 2017:

(1) Laws 2013, chapter 52, section 2, subdivision 5, paragraph (e), Measuring Hydrologic Benefits from Glacial Ridge Habitat Restoration; and

(2) Laws 2014, chapter 226, section 2, subdivision 3, paragraph (m), Measuring Hydrologic Benefits from Glacial Ridge Habitat Restoration.

(c) The availability of the appropriation for the following project is extended to June 30, 2019: Laws 2014, chapter 226, section 2, subdivision 6, paragraph (a), Enhancing Pollinator Landscapes.

(d) The following project may be extended statewide: Laws 2014, chapter 226, section 2, subdivision 9, paragraph (c), Urban Environmental Education Engaging Students in Local Resources.

Subd. 19. Pollinator and Butterfly Habitat

When feasible, a recipient of money appropriated in this section is encouraged to use conservation practices that promote butterfly and other pollinator habitat on land acquired in fee with money appropriated in this section, including planting and maintaining vegetation beneficial to butterflies and other pollinators and minimizing the use of pesticides.

Sec. 3. Minnesota Statutes 2014, 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.

(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 ~~panel~~ 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. 4. Minnesota Statutes 2014, 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 ~~review panels~~ reviewers must be open to the public. 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 a peer ~~review panel~~ 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.

Sec. 5. Minnesota Statutes 2014, section 116P.08, subdivision 6, is amended to read:

Subd. 6. **Peer review.** (a) Research proposals must include a stated purpose directly connected to the trust fund's constitutional mandate, this chapter, and the adopted strategic plan under subdivision 3, a timeline, potential outcomes, and an explanation of the need for the research. All research proposals must be peer reviewed ~~by a peer review panel~~ before receiving an appropriation.

(b) In conducting research proposal reviews, the peer ~~review panel~~ reviewers shall:

(1) comment on the methodology proposed and whether it can be expected to yield appropriate and useful information and data; and

(2) comment on the need for the research and about similar existing information available, if any; ~~and~~

~~(3) report to the commission on clauses (1) and (2)~~ (c) Peer reviewers' comments under paragraph (b) must be reported to the commission.

~~(e)~~ (d) The peer ~~review panel~~ reviewers may review completed research proposals that have received an appropriation and comment and report upon whether the project reached the intended goals.

Sec. 6. Minnesota Statutes 2014, section 116P.08, subdivision 7, is amended to read:

Subd. 7. **Peer review panel membership reviewers.** (a) The peer ~~review panel reviewers~~ must consist of at least five members who are be knowledgeable in general research methods in the areas of environment and natural resources. ~~Not more than two members of the panel may be employees of state agencies in Minnesota.~~

(b) ~~The commission shall select a chair every two years who shall be responsible for convening meetings of the panel as often as is necessary to fulfill its duties as prescribed in this section.~~ Compensation of ~~panel members~~ peer reviewers is governed by section 15.059, subdivision 3.

Sec. 7. Minnesota Statutes 2014, section 116P.09, subdivision 1, is amended to read:

Subdivision 1. **Administrative authority.** ~~The commission~~ Legislative Coordinating Commission may appoint ~~legal and other~~ personnel and contract with consultants necessary to ~~carry out~~ support the functions and duties of the commission. ~~Permanent~~ Employees shall be in the unclassified service. In addition, the commission may request staff assistance and data from any other agency of state government as needed for the execution of the responsibilities of the commission and an agency must promptly furnish it.

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

Sec. 8. Minnesota Statutes 2014, section 116P.09, subdivision 6, is amended to read:

Subd. 6. **Conflict of interest.** A commission member, a technical advisory committee member, a peer ~~review panelist~~ reviewer, or an employee of the commission may not participate in or vote on a decision of the commission, advisory committee, or peer review ~~panel~~ relating to an organization in which the member, ~~panelist~~ peer reviewer, or employee has either a direct or indirect personal financial interest. While serving on the commission, technical advisory committee, ~~or as a peer review panel reviewer~~, or being an employee of the commission, a person shall avoid any potential conflict of interest.

Sec. 9. Minnesota Statutes 2014, section 116P.09, subdivision 8, is amended to read:

Subd. 8. **Technical advisory committees.** The commission shall make use of available public and private expertise on environment and natural resource issues ~~by appointing and may appoint~~ necessary technical advisory committees to review funding proposals and evaluate project outcomes. Compensation for technical advisory committee members is governed by section 15.059, subdivision 6."

Delete the title and insert:

"A bill for an act relating to natural resources; appropriating money from environment and natural resources trust fund; modifying provisions for Legislative-Citizen Commission on Minnesota Resources; amending Minnesota Statutes 2014, sections 116P.05, subdivision 2; 116P.08, subdivisions 5, 6, 7; 116P.09, subdivisions 1, 6, 8."

A roll call was requested and properly seconded.

The question was taken on the Torkelson amendment and the roll was called. There were 72 yeas and 57 nays as follows:

Those who voted in the affirmative were:

Albright	Anderson, S.	Baker	Christensen	Davids	Drazkowski
Anderson, M.	Anzelc	Barrett	Cornish	Dean, M.	Erickson
Anderson, P.	Backer	Bennett	Daniels	Dettmer	Fabian

Franson	Hertaus	Lohmer	Nash	Pugh	Theis
Garofalo	Hoppe	Loon	Newberger	Quam	Torkelson
Green	Howe	Loonan	Nornes	Rarick	Uglen
Gruenhagen	Johnson, B.	Lucero	O'Driscoll	Runbeck	Urdahl
Gunther	Kelly	Lueck	O'Neill	Sanders	Vogel
Hackbarth	Kiel	Mack	Peppin	Schomacker	Whelan
Hamilton	Knoblach	McDonald	Petersburg	Scott	Wills
Hancock	Koznick	McNamara	Peterson	Smith	Zerwas
Heintzeman	Kresha	Miller	Pierson	Swedzinski	Spk. Daudt

Those who voted in the negative were:

Allen	Dill	Johnson, C.	Mariani	Norton	Slocum
Applebaum	Erhardt	Johnson, S.	Marquart	Pelowski	Sundin
Atkins	Fischer	Kahn	Masin	Persell	Wagenius
Bernardy	Freiberg	Laine	Melin	Pinto	Ward
Bly	Halverson	Lesch	Metsa	Poppe	Winkler
Carlson	Hansen	Liebling	Moran	Rosenthal	Yarusso
Clark	Hausman	Lien	Murphy, E.	Schoen	Youakim
Considine	Hilstrom	Lillie	Murphy, M.	Schultz	
Davnie	Hortman	Loeffler	Nelson	Selcer	
Dehn, R.	Isacson	Mahoney	Newton	Simonson	

The motion prevailed and the amendment was adopted.

Schultz moved to amend S. F. No. 698, the first engrossment, as amended, as follows:

Page 42, after line 19, insert:

"Sec. 10. **POLLINATOR LETHAL INSECTICIDES.**

Land acquired in fee with money appropriated from the trust fund must not be planted or otherwise treated with a product that contains a pollinator lethal insecticide, as defined under Minnesota Statutes, section 18H.02, subdivision 28a."

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

A roll call was requested and properly seconded.

Hansen moved to amend the Schultz amendment to S. F. No. 698, the first engrossment, as amended, as follows:

Page 1, after line 1, insert:

"Page 39, delete lines 19 to 28, and insert:

"Subd. 19. Pollinator Lethal Insecticides

Land acquired in fee or restored or enhanced with money appropriated in this section must not be planted or otherwise treated with a product that contains a pollinator lethal insecticide, as defined under Minnesota Statutes, section 18H.02, subdivision 28a."

Page 1, line 4, after "fee" insert "or restored or enhanced"

A roll call was requested and properly seconded.

The question was taken on the Hansen amendment to the Schultz amendment and the roll was called. There were 70 yeas and 60 nays as follows:

Those who voted in the affirmative were:

Allen	Dill	Howe	Loeffler	Newton	Sundin
Anzelc	Erhardt	Isaacson	Loon	Norton	Theis
Applebaum	Fischer	Johnson, C.	Mack	Persell	Uglem
Atkins	Franson	Johnson, S.	Mahoney	Pinto	Wagenius
Bernardy	Freiberg	Kahn	Mariani	Pugh	Ward
Bly	Halverson	Knoblach	Masin	Rosenthal	Whelan
Carlson	Hansen	Laine	Melin	Runbeck	Wills
Clark	Hausman	Lenczewski	Metsa	Schoen	Winkler
Considine	Heintzeman	Lesch	Moran	Schultz	Yarusso
Davids	Hilstrom	Liebling	Murphy, E.	Selcer	Youakim
Davnie	Hoppe	Lien	Murphy, M.	Simonson	
Dehn, R.	Hortman	Lillie	Nelson	Slocum	

Those who voted in the negative were:

Albright	Daniels	Hackbarth	Loonan	O'Driscoll	Sanders
Anderson, M.	Dean, M.	Hamilton	Lucero	O'Neill	Schomacker
Anderson, P.	Dettmer	Hancock	Lueck	Pelowski	Scott
Anderson, S.	Drazkowski	Hertaus	Marquart	Peppin	Smith
Backer	Erickson	Johnson, B.	McDonald	Petersburg	Swedzinski
Baker	Fabian	Kelly	McNamara	Peterson	Torkelson
Barrett	Garofalo	Kiel	Miller	Pierson	Urdahl
Bennett	Green	Koznick	Nash	Poppe	Vogel
Christensen	Gruenhagen	Kresha	Newberger	Quam	Zerwas
Cornish	Gunther	Lohmer	Nornes	Rarick	Spk. Daudt

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

The question recurred on the Schultz amendment, as amended, and the roll was called. There were 86 yeas and 43 nays as follows:

Those who voted in the affirmative were:

Allen	Anzelc	Baker	Carlson	Daniels	Dean, M.
Anderson, P.	Applebaum	Bernardy	Clark	Davids	Dehn, R.
Anderson, S.	Atkins	Bly	Considine	Davnie	Dettmer

Dill	Hortman	Liebling	Moran	Pinto	Uglem
Erhardt	Howe	Lien	Murphy, E.	Poppe	Wagenius
Fischer	Isaacson	Lillie	Murphy, M.	Pugh	Ward
Franson	Johnson, B.	Loeffler	Nelson	Rosenthal	Whelan
Freiberg	Johnson, C.	Loon	Newton	Runbeck	Wills
Gunther	Johnson, S.	Mack	Norton	Schoen	Winkler
Halverson	Kahn	Mahoney	O'Driscoll	Schultz	Yarusso
Hansen	Knoblach	Mariani	O'Neill	Selcer	Youakim
Hausman	Kresha	Marquart	Pelowski	Simonson	
Heintzeman	Laine	Masin	Persell	Slocum	
Hilstrom	Lenczewski	Melin	Peterson	Sundin	
Hoppe	Lesch	Metsa	Pierson	Theis	

Those who voted in the negative were:

Albright	Erickson	Hertaus	McDonald	Rarick	Vogel
Anderson, M.	Fabian	Kelly	McNamara	Sanders	Zerwas
Backer	Garofalo	Kiel	Miller	Schomacker	Spk. Daudt
Barrett	Green	Koznick	Nash	Scott	
Bennett	Gruenhagen	Lohmer	Nornes	Smith	
Christensen	Hackbarth	Loonan	Peppin	Swedzinski	
Cornish	Hamilton	Lucero	Petersburg	Torkelson	
Drazkowski	Hancock	Lueck	Quam	Urdahl	

The motion prevailed and the amendment, as amended, was adopted.

S. F. No. 698, A bill for an act relating to natural resources; appropriating money from environment and natural resources trust fund; modifying provisions for Legislative-Citizen Commission on Minnesota Resources; amending Minnesota Statutes 2014, sections 116P.05, subdivision 2; 116P.08, subdivisions 5, 6, 7; 116P.09, subdivisions 6, 8.

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

The question was taken on the passage of the bill and the roll was called. There were 100 yeas and 30 nays as follows:

Those who voted in the affirmative were:

Albright	Dehn, R.	Howe	Loonan	Norton	Sundin
Allen	Dettmer	Isaacson	Lueck	O'Driscoll	Swedzinski
Anderson, P.	Dill	Johnson, B.	Mack	Pelowski	Theis
Anzels	Erhardt	Johnson, C.	Mahoney	Persell	Torkelson
Applebaum	Fischer	Johnson, S.	Mariani	Petersburg	Uglem
Atkins	Franson	Kahn	Marquart	Peterson	Urdahl
Baker	Freiberg	Kelly	Masin	Pierson	Vogel
Bennett	Garofalo	Knoblach	McNamara	Pinto	Wagenius
Bernardy	Gunther	Kresha	Melin	Poppe	Ward
Bly	Halverson	Laine	Metsa	Rosenthal	Whelan
Carlson	Hamilton	Lenczewski	Moran	Sanders	Wills
Clark	Hansen	Lesch	Murphy, E.	Schoen	Winkler
Considine	Hausman	Liebling	Murphy, M.	Schomacker	Yarusso
Cornish	Heintzeman	Lien	Nash	Schultz	Youakim
Daniels	Hilstrom	Lillie	Nelson	Selcer	Zerwas
Davids	Hoppe	Loeffler	Newton	Simonson	
Davnie	Hortman	Loon	Nornes	Slocum	

Those who voted in the negative were:

Anderson, M.	Dean, M.	Gruenhagen	Koznick	Newberger	Rarick
Anderson, S.	Drazkowski	Hackbarth	Lohmer	O'Neill	Runbeck
Backer	Erickson	Hancock	Lucero	Peppin	Scott
Barrett	Fabian	Hertaus	McDonald	Pugh	Smith
Christensen	Green	Kiel	Miller	Quam	Spk. Daudt

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

H. F. No. 748, A bill for an act relating to disaster assistance; appropriating money for relief.

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 2 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Dehn, R.	Hausman
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The bill was passed and its title agreed to.

S. F. No. 1694, A bill for an act relating to public safety; providing for religious objections to autopsies in certain cases; amending Minnesota Statutes 2014, sections 390.005, by adding a subdivision; 390.11, subdivisions 1, 2, by adding a subdivision; 390.32, subdivisions 2, 3.

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 3 nays as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Erickson	Melin	Metsa
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The bill was passed and its title agreed to.

S. F. No. 1215, A bill for an act relating to health; prohibiting the use of certain flame-retardant chemicals in certain products; proposing coding for new law in Minnesota Statutes, chapter 325F.

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 125 yeas and 6 nays as follows:

Those who voted in the affirmative were:

Albright	Anderson, P.	Applebaum	Baker	Bernardy	Christensen
Allen	Anderson, S.	Atkins	Barrett	Bly	Clark
Anderson, M.	Anzelc	Backer	Bennett	Carlson	Considine

Cornish	Hamilton	Kresha	McDonald	Petersburg	Smith
Daniels	Hancock	Laine	McNamara	Peterson	Sundin
Davids	Hansen	Lenczewski	Melin	Pierson	Swedzinski
Davnie	Hausman	Lesch	Metsa	Pinto	Theis
Dean, M.	Heintzeman	Liebling	Miller	Poppe	Thissen
Dehn, R.	Hilstrom	Lien	Moran	Pugh	Torkelson
Dettmer	Hoppe	Lillie	Murphy, E.	Quam	Uglen
Dill	Hortman	Loeffler	Murphy, M.	Rarick	Urdahl
Erhardt	Howe	Lohmer	Nash	Rosenthal	Vogel
Fabian	Isaacson	Loon	Nelson	Runbeck	Wagenius
Fischer	Johnson, B.	Loonan	Newberger	Sanders	Ward
Franson	Johnson, C.	Lucero	Newton	Schoen	Whelan
Freiberg	Johnson, S.	Lueck	Nornes	Schomacker	Wills
Garofalo	Kahn	Mack	Norton	Schultz	Winkler
Green	Kelly	Mahoney	O'Driscoll	Scott	Yarusso
Gruenhagen	Kiel	Mariani	O'Neill	Selcer	Youakim
Gunther	Knoblach	Marquart	Pelowski	Simonson	Zerwas
Halverson	Koznick	Masin	Persell	Slocum	

Those who voted in the negative were:

Drazkowski	Erickson	Hackbarth	Hertaus	Peppin	Spk. Daudt
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The bill was passed and its title agreed to.

Pursuant to rule 1.50, Peppin moved that the House be allowed to continue in session after 12:00 midnight. The motion prevailed.

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 Speaker pro tempore O'Driscoll.

There being no objection, the order of business reverted to Reports of Standing Committees and Divisions.

REPORTS OF STANDING COMMITTEES AND DIVISIONS

Knoblach from the Committee on Ways and Means to which was referred:

H. F. No. 622, A bill for an act relating to capital investment; appropriating money for higher education asset preservation and replacement (HEAPR) at the University of Minnesota and Minnesota State Colleges and Universities; authorizing the sale and issuance of state bonds.

Reported the same back with the following amendments:

Delete everything after the enacting clause and insert:

"ARTICLE 1
APPROPRIATIONS

Section 1. **CAPITAL IMPROVEMENT APPROPRIATIONS.**

The sums shown in the column under "Appropriations" are appropriated from the bond proceeds fund, or another named fund, to the state agencies or officials indicated, to be spent for public purposes. Appropriations of bond proceeds must be spent as authorized by the Minnesota Constitution, article XI, section 5, paragraph (a), to acquire and better public land and buildings and other public improvements of a capital nature, or as authorized by the Minnesota Constitution, article XI, section 5, paragraphs (b) to (j), or article XIV. Unless otherwise specified, money appropriated in this act for a capital program or project may be used to pay state agency staff costs that are attributed directly to the capital program or project in accordance with accounting policies adopted by the commissioner of management and budget. Unless otherwise specified, the appropriations in this act are available until the project is completed or abandoned subject to Minnesota Statutes, section 16A.642. Unless otherwise specified in this act, money appropriated in this act for activities under Minnesota Statutes, sections 16B.307, 84.946, and 135A.046, should not be used for projects that can be financed within a reasonable time frame under Minnesota Statutes, section 16B.322 or 16C.144.

APPROPRIATIONS

Sec. 2. **UNIVERSITY OF MINNESOTA**

Subdivision 1. **Total Appropriation**

\$8,529,000

To the Board of Regents of the University of Minnesota for the purposes specified in this section.

Subd. 2. **Minnesota Poultry Testing Laboratory - Willmar**

8,529,000

To design, construct, furnish, and equip the expansion and renovation of the laboratory, including facility upgrades to substantially improve the laboratory's efficiency and ability to meet testing requirements, respond to avian influenza and other diseases of poultry, and effectively serve its client base.

Sec. 3. **NATURAL RESOURCES**

Subdivision 1. **Total Appropriation**

\$10,000,000

(a) To the commissioner of natural resources for the purposes specified in this section.

(b) The appropriations in this section are subject to the requirements of the natural resources capital improvement program under Minnesota Statutes, section 86A.12, unless this section or the statutes referred to in this section provide more specific standards, criteria, or priorities for projects than Minnesota Statutes, section 86A.12.

Subd. 2. Flood Hazard Mitigation10,000,000

(a) For the state share of flood hazard mitigation grants for publicly owned capital improvements to prevent or alleviate flood damage under Minnesota Statutes, section 103F.161.

(b) Levee projects, to the extent practical, shall meet the state standard of three feet above the 100-year flood elevation.

(c) This appropriation is for a grant to Otter Tail County for publicly owned capital improvements to address flooding and high-water conditions on Big and Little McDonald Lakes, and Paul Lake.

(d) For any project listed in this subdivision that the commissioner determines is not ready to proceed or does not expend all the money allocated to it, the commissioner may allocate that project's money to a project on the commissioner's priority list.

(e) To the extent that the cost of a project exceeds two percent of the median household income in a municipality or township multiplied by the number of households in the municipality or township, this appropriation is also for the local share of the project.

Subd. 3. Unspent Appropriations

The unspent portion of an appropriation for a project in this section that is complete, upon written notice to the commissioner of management and budget, is available for asset preservation under Minnesota Statutes, section 84.946. Minnesota Statutes, section 16A.642, applies from the date of the original appropriation to the unspent amount transferred.

Sec. 4. BOARD OF WATER AND SOIL RESOURCES**Subdivision 1. Total Appropriation**\$1,000,000

To the Board of Water and Soil Resources for the purposes specified in this section.

Subd. 2. Area II Minnesota River Basin1,000,000

For grants to local governments in Area II of the Minnesota River Basin to acquire, design, and construct floodwater retention systems. This appropriation is not available until the board determines that \$1 has been committed from nonstate sources for every \$3 of state grant.

Sec. 5. ADMINISTRATION**Subdivision 1. Total Appropriation**\$30,924,000

To the commissioner of administration for the purposes specified in this section.

Subd. 2. Capitol Restoration24,724,000

To complete the design of, and to construct, repair, improve, renovate, restore, furnish, and equip the expanded restoration elements of the State Capitol Building and grounds, and any associated asbestos and hazardous materials abatement, including: (1) water infiltration, settlement, and deterioration on the plaza, terrace, and stairs; (2) visitor access and bus loading and unloading; (3) decorative painting; (4) cove molding; (5) accessibility, safety, and security for the South Loggia; (6) landscaping on Lot O; and (7) modifications to Aurora Avenue.

Subd. 3. Contingency for Capitol Site Security Enhancements6,200,000

To complete the design of, and to construct, repair, furnish, and equip, including associated asbestos and hazardous materials abatement, if any, physical security improvements for the Capitol grounds bordered by Aurora Avenue to the South, University Avenue to the North, Cedar Street to the East, and the Rev. Dr. Martin Luther King Jr. Boulevard to the West. The commissioner of administration must submit site security design elements to the Capitol Preservation Commission and may not proceed with those elements until the commission approves site security design elements.

Sec. 6. TRANSPORTATION**Subdivision 1. Total Appropriation****\$20,350,000**

To the commissioner of transportation for the purposes specified in this section.

Subd. 2. Local Bridge Replacement and Rehabilitation9,250,000

From the bond proceeds account in the state transportation fund to match federal money and to replace or rehabilitate local deficient bridges as provided in Minnesota Statutes, section 174.50.

Subd. 3. Local Road Improvement Fund Grants10,100,000

From the bond proceeds account in the state transportation fund as provided in Minnesota Statutes, section 174.50, for construction and reconstruction of local roads with statewide or regional significance under Minnesota Statutes, section 174.52, subdivision 4, or for grants to counties to assist in paying the costs of rural road safety capital improvement projects on county state-aid highways under Minnesota Statutes, section 174.52, subdivision 4a.

This appropriation includes money for a grant to the city of Sandstone for predesign, design, engineering, and construction of a road extending south off of marked Trunk Highway 23 across from

Lundorff Drive to the airport area, and including a bridge over Skunk Creek in Sandstone, in order to facilitate repurposing of an area of the airport into a business park. This appropriation is not available until the commissioner of management and budget determines that sufficient resources to complete the project are committed to it from other sources, including any funds made available from the commissioner of transportation.

Subd. 4. Minnesota Valley Regional Railroad Authority

1,000,000

For a grant to the Minnesota Valley Regional Rail Authority for the rehabilitation of a portion of the railroad track between Winthrop and Hanley Falls. The grant under this subdivision may also be used for any required environmental documentation and remediation, predesign, design, and rehabilitation or replacement of bridges with new bridges or culverts between Winthrop and Hanley Falls. A grant under this section is in addition to any grant, loan, or loan guarantee for this project made by the commissioner under Minnesota Statutes, sections 222.46 to 222.62. This appropriation is in addition to the appropriations in Laws 2006, chapter 258, section 16, subdivision 6; Laws 2008, chapter 179, section 16, subdivision 5; Laws 2009, chapter 93, article 1, section 11, subdivision 4; and Laws 2010, chapter 189, section 15, subdivision 5.

Sec. 7. CORRECTIONS

Subdivision 1. Total Appropriation

\$1,200,000

To the commissioner of administration for the purposes specified in this section.

Subd. 2. Northeast Regional Corrections Center

1,200,000

For a grant to the Arrowhead Regional Corrections Joint Powers Board to demolish an existing facility and to design, construct, furnish, and equip a replacement food processing facility on the campus of the Northeast Regional Corrections Center, to meet health, safety, and security standards required for compliance with Minnesota Rules, chapter 2911. Nonstate contributions to improvements at the center made before or after the enactment of this subdivision are considered to be sufficient match, and no further nonstate match is required.

Subd. 3. Unspent Appropriations

The unspent portion of an appropriation for a project in this section that is complete, upon written notice to the commissioner of management and budget, is available for asset preservation under Minnesota Statutes, section 16B.307, at the same correctional facility as the project for which the original appropriation was made. Minnesota Statutes, section 16A.642, applies from the date of the original appropriation to the unspent amount transferred.

Sec. 8. **PUBLIC FACILITIES AUTHORITY**

Subdivision 1. **Total Appropriation**

\$16,489,000

To the Public Facilities Authority for the purposes specified in this section.

Subd. 2. **Wastewater Infrastructure Funding Program**

16,489,000

For grants to eligible municipalities under the wastewater infrastructure funding program under Minnesota Statutes, section 446A.072.

Sec. 9. **BOND SALE EXPENSES**

\$89,000

To the commissioner of management and budget from the bond proceeds fund for bond sale expenses under Minnesota Statutes, section 16A.641, subdivision 8.

Sec. 10. **BOND SALE.**

Subdivision 1. **Bond Proceeds Fund.** To provide the money appropriated in this article from the bond proceeds fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to \$69,231,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7.

Subd. 2. **Transportation Fund.** To provide the money appropriated in this article from the state transportation fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to \$19,350,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the state transportation fund.

Sec. 11. **BOND SALE SCHEDULE.**

The commissioner of management and budget shall schedule the sale of state general obligation bonds and state appropriation bonds so that, during the biennium ending June 30, 2017, no more than \$1,250,450,000 will need to be transferred from the general fund to the state bond fund or to the state appropriation bond fund to pay principal and interest due and to become due on outstanding state general obligation and state appropriation bonds. During the biennium, before each sale of state general obligation or state appropriation bonds, the commissioner of management and budget shall calculate the amount of debt service payments needed on bonds previously issued and shall estimate the amount of debt service payments that will be needed on the bonds scheduled to be sold. The commissioner shall adjust the amount of bonds scheduled to be sold so as to remain within the limit set by this section. The amount needed to make the debt service payments is appropriated from the general fund as provided in Minnesota Statutes, section 16A.641.

Sec. 12. Laws 2008, chapter 179, section 16, subdivision 5, as amended by Laws 2014, chapter 294, article 2, section 10, is amended to read:

Subd. 5. **Minnesota Valley Railroad Track Rehabilitation**

3,000,000

For a grant to the Minnesota Valley Regional Rail Authority to rehabilitate a portion of railroad track from Norwood-Young America to Hanley Falls. The grant under this subdivision may

also be used for predesign, design, engineering, and rehabilitation or replacement of bridges with new bridges or culverts between Norwood-Young America and Hanley Falls. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization for this project and appropriation of bond proceeds in this subdivision are available until December 31, ~~2015~~ 2017. A grant under this subdivision is in addition to any grant, loan, or loan guarantee for this project made by the commissioner under Minnesota Statutes, sections 222.46 to 222.62.

Sec. 13. Laws 2009, chapter 93, article 1, section 11, subdivision 4, as amended by Laws 2014, chapter 294, article 2, section 11, is amended to read:

Subd. 4. Minnesota Valley Railroad Track Rehabilitation 4,000,000

For a grant to the Minnesota Valley Regional Railroad Authority to rehabilitate up to 95 miles of railroad track from Norwood-Young America to Hanley Falls. The grant under this subdivision may also be used for predesign, design, engineering, and rehabilitation or replacement of bridges with new bridges or culverts between Norwood-Young America and Hanley Falls. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization for this project and appropriation of bond proceeds in this subdivision are available until December 31, ~~2015~~ 2017. A grant under this subdivision is in addition to any grant, loan, or loan guarantee for this project made by the commissioner under Minnesota Statutes, sections 222.46 to 222.62.

Sec. 14. Laws 2010, chapter 189, section 15, subdivision 5, as amended by Laws 2014, chapter 294, article 2, section 12, is amended to read:

Subd. 5. Minnesota Valley Railroad Track Rehabilitation 5,000,000

For a grant to the Minnesota Valley Regional Rail Authority to rehabilitate and make capital improvements to railroad track from east of Gaylord to Winthrop. The grant under this subdivision may also be used for predesign, design, engineering, and rehabilitation or replacement of bridges with new bridges or culverts between Gaylord and Winthrop. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization for this project and appropriation of bond proceeds in this subdivision are available until December 31, ~~2015~~ 2017. A grant under this subdivision is in addition to any grant, loan, or loan guarantee for this project made by the commissioner under Minnesota Statutes, sections 222.46 to 222.62.

Sec. 15. Laws 2012, chapter 293, section 3, subdivision 18, is amended to read:

Subd. 18. Southwest Minnesota State University, Marshall

Science Lab Renovation 500,000

(a) To complete design for renovation of the Science and Math building and classroom spaces and an addition to the Plant Science building.

(b) Having abandoned the project specified in paragraph (a), the unspent portion of this appropriation is available for higher education asset preservation and replacement on the campus of Southwest Minnesota State University, Marshall, and the debt service requirement under subdivision 20 is reduced accordingly. Minnesota Statutes, section 16A.642, applies from the date of the original appropriation to the unspent amount transferred.

Sec. 16. Laws 2013, chapter 136, section 4, as amended by Laws 2014, chapter 294, article 2, section 19, is amended to read:

Sec. 4. **VETERANS AFFAIRS**

\$18,935,000

(a) Of this amount, up to \$1,750,000 is to the commissioner of administration to: (1) construct a new distribution and service tunnel to serve Buildings 17 north and 18 and the future Building 17 south; and (2) construct steam and electrical connections, related infrastructure, site work, a canopy with vestibule, and required modifications to Building 18 drop-off and entry. This appropriation is not available until the commissioner of management and budget has determined that at least \$5,000,000 has been committed from federal sources. Any unused funds may be used under paragraph (b).

(b) The remainder of this amount is to the commissioner of administration to complete the design of, perform hazardous materials abatement for, and demolish the south wing of Building 17 and adjoining buildings; design, reconstruct, and furnish the new south wing of Building 17 and adjoining buildings as a new skilled nursing building; construct a new distribution and service tunnel to serve buildings 6, 19, and the future 17 south; and design, construct, and equip a network and server room, including installation of new fiber optic lines. This appropriation is not available until the commissioner of management and budget has determined that the funds to complete this work have been committed from federal sources.

(c) The unexpended balance from the appropriation in Laws 2012, chapter 293, section 19, subdivision 3, to predesign and design for demolition of the south wing of Building 17 and adjoining facilities, and designing the south wing of Building 17 as a new skilled nursing building, is added to this appropriation.

Sec. 17. Laws 2014, chapter 294, article 1, section 15, subdivision 2, is amended to read:

Subd. 2. **Cottage Grove - HERO Center**

1,460,000

For a grant to the city of Cottage Grove to predesign and design a Health and Emergency Response Occupations (HERO) Center ~~at 12600 Ravine Parkway~~ in Cottage Grove. This appropriation is not available until the commissioner of management and budget

determines that the city of Cottage Grove and the ~~Board of Trustees of the Minnesota State Colleges and Universities~~ city of Woodbury have entered into an agreement for operation and management of the center, ~~and that at least an equal amount is committed to the project from nonstate sources.~~ This appropriation does not require any contribution from nonstate sources.

Sec. 18. Laws 2014, chapter 294, article 1, section 18, subdivision 3, is amended to read:

Subd. 3. Minnesota Sex Offender Program - St. Peter

7,405,000

To design, construct, renovate, furnish, and equip the first phase of a three-phase project to develop additional residential, program, activity, and ancillary facilities for the Minnesota sex offender program on the lower campus of the St. Peter Regional Treatment Center. This appropriation includes funds to complete design, renovate, construct, furnish, and equip the west wing of the Green Acres Building; to design, renovate, construct, furnish, and equip the east wing of the Sunrise Building; to design through construction documents the renovation and construction of the ~~Bartlett Building~~ Tomlinson Building, the north wing of Green Acres, and the west, south, and north wings of the Sunrise Building; and to design and perform asbestos and hazardous materials abatement in the Green Acres and Sunrise Buildings. Upon substantial completion of the first phase of this project, any unspent portion of this appropriation is available to design and to perform asbestos and hazardous materials abatement in subsequent phases.

Sec. 19. Laws 2014, chapter 294, article 1, section 18, subdivision 4, is amended to read:

Subd. 4. Early Childhood Learning and Child Protection Facilities

6,000,000

(a) To the commissioner of human services for grants under Minnesota Statutes, section 256E.37, to construct and rehabilitate early childhood learning and child protection facilities. Notwithstanding the limits on grant amounts in Minnesota Statutes, section 256E.37, one grant from this appropriation for an individual facility may be for up to \$1,000,000.

(b) Notwithstanding the limitations on grant amounts and requirements for geographic distribution in Minnesota Statutes, section 256E.37, or this subdivision, \$3,000,000 of this appropriation is for a grant to Hennepin County to predesign, design, renovate, furnish, and equip the early childhood center at the YWCA of Minneapolis, and to improve the building's heating, ventilation, air conditioning systems, the sprinkler system, and the pool walls and ceiling. The grant to Hennepin County is not available until the commissioner of management and budget determines that at least an equal amount has been committed to the project from nonstate sources.

Sec. 20. Laws 2014, chapter 294, article 1, section 21, subdivision 10, is amended to read:

Subd. 10. **Lake Elmo - Water Supply** 3,500,000

For a grant to the city of Lake Elmo to construct an extension of approximately 2.5 miles of trunk water main and associated improvements along ~~Lake Elmo~~ Inwood Avenue to facilitate development along the Interstate Highway 94 corridor and comply with growth requirements under an agreement with the Metropolitan Council.

Sec. 21. Laws 2014, chapter 294, article 1, section 21, subdivision 12, is amended to read:

Subd. 12. **Minneapolis - Brian Coyle Community Center** 330,000

(a) For a grant to the Minneapolis Park and Recreation Board to predesign and design the renovation and expansion of the Brian Coyle Community Center, subject to Minnesota Statutes, section 16A.695. This appropriation does not require a local match.

(b) The Minneapolis Park and Recreation Board, the Pillsbury United Communities, Hennepin County, institutions of higher education, and neighborhood organizations shall develop an agreement for the use of the existing Brian Coyle Community Center. The lease between the Minneapolis Park and Recreation Board and Pillsbury United Communities shall be reformed prior to the expenditure of any funds for predesign and design.

(c) The appropriation under this subdivision may also be used toward the renovation and expansion of the Brian Coyle Community Center.

Sec. 22. Laws 2014, chapter 294, article 1, section 21, subdivision 13, is amended to read:

Subd. 13. **Minneapolis - Hennepin Center for the Arts** 550,000

For a grant to ~~the city of Minneapolis~~ Hennepin County for improvements and betterments of a capital nature to renovate the historic Hennepin Center for the Arts. Of this appropriation, approximately \$300,000 is for predesign and design of asset preservation improvements, and \$250,000 is to match federal funding to replace and replicate the historic cupolas on the Historic Masonic Temple of the Hennepin Center for the Arts.

Sec. 23. Laws 2014, chapter 294, article 1, section 21, subdivision 16, is amended to read:

Subd. 16. **Red Wing - River Renaissance** 1,560,000

For a grant to the city of Red Wing for improvements of a capital nature to the area between Levee Road and the Mississippi River, extending between Bay Point Drive and Broad Street in Red Wing.

This project includes: reconstruction of Levee Road from Broad Street to Jackson Street; improvements to storm water, sanitary sewer, and drinking water infrastructure; replacement of ~~a~~ 930 lineal feet of harbor retaining wall; parking improvements; lighting improvements; and construction of a segment of the Riverwalk Trail. This grant is not available until the commissioner of management and budget determines that an equal amount ~~sufficient to complete the project~~ is committed to it from nonstate sources.

Sec. 24. Laws 2014, chapter 294, article 1, section 21, subdivision 18, is amended to read:

Subd. 18. **St. Paul - Historic Palace Theater Renovation** 5,000,000

For a grant to the ~~city of~~ St. Paul Housing and Redevelopment Authority to predesign, design, construct, furnish, and equip the renovation of the historic Palace Theater in St. Paul. The ~~city of~~ St. Paul Housing and Redevelopment Authority may enter into one or more lease or management agreements to operate performing arts programs, subject to Minnesota Statutes, section 16A.695. This appropriation is not available until the commissioner of management and budget has determined that at least an equal amount has been committed from nonstate sources.

Sec. 25. Laws 2014, chapter 295, section 10, subdivision 12, is amended to read:

Subd. 12. **St. Paul - Minnesota Children's Museum** 7,485,000

For a grant to the city of St. Paul to predesign, design, construct, furnish, and equip an expansion and renovation of the Minnesota Children's Museum. The expansion and exhibit upgrades should incorporate the latest research on early learning, allow for new state-of-the art education facilities, and increase the capacity of visitors to galleries and programming areas. This appropriation is not available until the commissioner of management and budget has determined that at least ~~an equal amount~~ \$4,000,000 has been committed from nonstate sources. Amounts expended for this project by nonstate sources since October 1, 2010, shall count toward the nonstate match.

Sec. 26. **MINNEAPOLIS COMMUNITY AND TECHNICAL COLLEGE; SALE OF AVIATION TRAINING CENTER.**

Notwithstanding Minnesota Statutes, section 16A.695, subdivision 3, the net proceeds of the sale or disposition of the Aviation Training Center at the Flying Cloud Airport operated by the Minneapolis Community and Technical College, after paying all expenses incurred in selling the property, are appropriated to the Board of Trustees of the Minnesota State Colleges and Universities for use pursuant to Minnesota Statutes, section 135A.046, at the Minneapolis Community and Technical College campus and the net proceeds need not be paid to the commissioner of management and budget, as would otherwise be required by Minnesota Statutes, section 16A.695, subdivision 3. When the sale is complete and the sale proceeds have been applied as provided in this section, Minnesota Statutes, section 16A.695, no longer applies to the property and the property is no longer state bond financed property.

Sec. 27. **WEST METRO EDUCATION PROGRAM; PROPERTY CONVEYANCE.**

Subdivision 1. **FAIR School downtown.** Notwithstanding the appropriations of state general obligation bond proceeds in Laws 1994, chapter 643, section 14, subdivision 7, and Laws 1998, chapter 404, section 5, subdivision 5, as amended by Laws 1999, chapter 241, article 4, section 20; and the appropriation of general fund money in Laws 1997, First Special Session chapter 4, article 2, section 51, subdivision 13, to Joint Powers District No. 6069, West Metro Education Program, to acquire and better the FAIR School downtown in Minneapolis, the real and personal property of the FAIR School downtown may be conveyed to Special School District No. 1, Minneapolis, for operation of a multidistrict integration facility that serves students in any grade from early education through grade 12.

Subd. 2. **FAIR School Crystal.** Notwithstanding the appropriation of state general obligation bond proceeds in Laws 1998, chapter 404, section 5, subdivision 5, as amended by Laws 1999, chapter 241, article 4, section 20; and the appropriation of general fund money in Laws 1997, First Special Session chapter 4, article 2, section 51, subdivision 13, and Laws 2000, chapter 492, article 1, section 5, subdivision 2, to Joint Powers District No. 6069, West Metro Education Program, to acquire and better the FAIR School Crystal in Crystal, the real and personal property of the FAIR School Crystal may be conveyed to Independent School District No. 281, Robbinsdale, for operation of a multidistrict integration facility that serves students in any grade from early education through grade 12.

Sec. 28. **CONVEYANCE OF STATE LAND; HENNEPIN COUNTY.**

Subdivision 1. **Conveyance authorized.** Notwithstanding Minnesota Statutes, sections 16A.695 and 16B.281 to 16B.287, or other law, administrative rule, or commissioner's order to the contrary, the commissioner of administration may convey to Hennepin County for no consideration the real property described in subdivision 3. The commissioner of administration may add conditions to the conveyance of the property deemed to be in the interest of the state. Notwithstanding any provision of this section to the contrary, the real property shall continue to be considered state bond financed property after the conveyance of the real property to Hennepin County and until all the requirements are satisfied for the real property to no longer be considered state bond financed property. Hennepin County must operate the state bond financed property in compliance with Minnesota Statutes, section 16A.695, and all applicable state and federal laws, and in a manner that will not cause the interest on the state general obligation bonds to be subject to federal income taxation for any reason.

Subd. 2. **Form.** The conveyance shall be in a form approved by the attorney general. The attorney general may make changes to the legal description to correct errors and ensure accuracy.

Subd. 3. **Description.** The real property to be conveyed is located in Hennepin County and is described as: Lots 12, 13, and 14, Block 2, BISCHOFF 1ST ADDITION, Hennepin County, Minnesota.

Subd. 4. **Determination by commissioner.** The commissioner has determined that the real property described in subdivision 3 is no longer needed for any state purpose and that the state's land management interests are best served if the land is conveyed to and used by Hennepin County for community-based services.

Sec. 29. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

ARTICLE 2
DISASTER RELIEF

Section 1. **DISASTER RELIEF APPROPRIATIONS.**

Subdivision 1. **Appropriations.** The sums shown in the column under "Appropriations" are appropriated from the bond proceeds fund to be spent to acquire and to better publicly owned land and buildings and other public improvements of a capital nature, and from other named funds, for relief as specified in this article from the storms

and flooding that occurred on or after June 11, 2014, in the area in Minnesota designated under Presidential Declaration of a Major Disaster FEMA-4182-DR, whether included in the original declarations or added later by federal government action, referred to in this article as "the area included in DR-4182." Unless otherwise specified, money appropriated in this article for a capital program or project may be used to pay state agency staff costs that are attributed directly to the capital program or project in accordance with accounting policies adopted by the commissioner of management and budget. Unless otherwise specified, the appropriations from the general fund in this article are for fiscal year 2016 and are available the day following final enactment through June 30, 2018. Appropriations of bond proceeds for capital improvements are available the day following final enactment and until the project is completed or abandoned, subject to Minnesota Statutes, section 16A.642. The appropriations in this article are onetime.

Subd. 2. **Transfers.** Money appropriated under this article may be transferred as provided in Minnesota Statutes, section 12A.03, subdivision 5.

APPROPRIATIONS

Sec. 2. **TRANSPORTATION; LOCAL ROAD AND BRIDGE RECONSTRUCTION** **\$800,000**

From the bond proceeds account in the state transportation fund for grants under Minnesota Statutes, sections 12A.16, subdivision 3, and 174.50, to local governments in the area included in DR-4182.

Sec. 3. **MINNESOTA HISTORICAL SOCIETY** **\$100,000**

To the Minnesota Historical Society for a grant to the city of Jordan for an assessment of the damage and repair of historic structures or other historic resources under Minnesota Statutes, section 12A.11. This appropriation is from the general fund.

Sec. 4. **NATURAL RESOURCES**

Subdivision 1. **Total Appropriation** **\$5,155,000**

To the commissioner of natural resources for the purposes specified in Minnesota Statutes, section 12A.12. The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. **Facility and Natural Resource Damage** **2,140,000**

From the bond proceeds fund for the purposes specified in Minnesota Statutes, section 12A.12, subdivision 1.

Subd. 3. **Flood Hazard Mitigation Grants** **3,015,000**

For the purposes specified in Minnesota Statutes, section 12A.12, subdivision 2. Funds are also available for the local share of flood mitigation projects. This appropriation includes funds for a grant to the Prior Lake-Spring Lake Watershed District for restoration of the Prior Lake outlet channel. Of this amount, \$2,515,000 is from the bond proceeds fund and \$500,000 is from the general fund.

Sec. 5. **BOARD OF WATER AND SOIL RESOURCES**

Subdivision 1. **Total Appropriation**

\$15,000,000

To the Board of Water and Soil Resources for the purposes specified in Minnesota Statutes, section 12A.05. The amounts that may be spent for each purpose are specified in the following subdivisions.

Subd. 2. **Reinvest in Minnesota (RIM) Conservation Easements**

4,700,000

From the bond proceeds fund for the purposes specified in Minnesota Statutes, section 12A.05, subdivision 1, in the area included in DR-4182. The duration of the easements shall be perpetual.

Subd. 3. **Erosion, Sediment, and Water Quality Control Cost-Share Program**

10,300,000

From the general fund for the purposes specified in Minnesota Statutes, section 12A.05, subdivision 2, in the area included in DR-4182. Priority use of these funds shall be to supplement or match federal funds whenever possible and practical.

Sec. 6. **DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT**

\$100,000

Notwithstanding Minnesota Statutes, section 12A.03, subdivision 3, from the general fund for a grant to the Children's Museum of Southern Minnesota for flood loss incurred by the museum.

Sec. 7. **BOND SALE EXPENSES**

\$11,000

From the bond proceeds fund to the commissioner of management and budget for bond sale expenses under Minnesota Statutes, section 16A.641, subdivision 8.

Sec. 8. **BOND SALE AUTHORIZATIONS.**

Subdivision 1. **Bond proceeds fund.** To provide the money appropriated in this article from the bond proceeds fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to \$9,366,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7.

Subd. 2. **Transportation fund.** To provide the money appropriated in this article from the state transportation fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to \$800,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7. The proceeds of the bonds, except accrued interest and any premium received on the sale of the bonds, must be credited to a bond proceeds account in the state transportation fund.

Sec. 9. **APPROPRIATIONS TO BE GIVEN EFFECT ONLY ONCE.**

If an appropriation in this article is enacted more than once in the 2015 legislative session for the same purpose, the appropriation must be given effect only once.

Sec. 10. **EFFECTIVE DATE.**

This article is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to capital investment; appropriating money for capital improvements; modifying prior appropriations; providing for the sale and conveyance of state bond financed property; providing for disaster relief; authorizing the sale and issuance of state bonds; amending Laws 2008, chapter 179, section 16, subdivision 5, as amended; Laws 2009, chapter 93, article 1, section 11, subdivision 4, as amended; Laws 2010, chapter 189, section 15, subdivision 5, as amended; Laws 2012, chapter 293, section 3, subdivision 18; Laws 2013, chapter 136, section 4, as amended; Laws 2014, chapter 294, article 1, sections 15, subdivision 2; 18, subdivisions 3, 4; 21, subdivisions 10, 12, 13, 16, 18; Laws 2014, chapter 295, section 10, subdivision 12."

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

The report was adopted.

Knoblach from the Committee on Ways and Means to which was referred:

S. F. No. 1398, A bill for an act relating to retirement; modifying actuarial assumptions; modifying postretirement adjustment triggers; modifying contribution stabilizers; amending police and firefighter retirement state supplemental aid; creating a monthly benefit division of the statewide volunteer firefighter retirement plan; adopting recommendations of the volunteer firefighter relief association working group; modifying local firefighter relief associations; making small group retirement changes; making administrative changes to the Minnesota State Retirement System, Teachers Retirement Association, and Public Employees Retirement Association; making technical and conforming changes; merging the Minneapolis Employees Retirement Fund Division into PERA-General; requiring a state financial contribution to fund the merger; permanently extending supplemental fire state aid to volunteer firefighter relief associations; amending Minnesota Statutes 2014, sections 3A.03, subdivision 2; 11A.17, subdivision 2; 69.051, subdivision 1a; 69.80; 256D.21; 352.01, subdivisions 2a, 11, 13a, 15; 352.017, subdivision 2; 352.021, subdivisions 1, 3, 4; 352.029, subdivision 2; 352.04, subdivisions 8, 9; 352.045; 352.22, subdivisions 8, 10; 352.23; 352.27; 352.75, subdivision 2; 352.87, subdivision 8; 352.91, subdivision 3e; 352.955, subdivision 3; 352B.011, subdivision 3; 352B.013, subdivision 2; 352B.07; 352B.085; 352B.086; 352B.10, subdivision 5; 352B.105; 352B.11, subdivision 4; 352B.25; 352D.02, subdivision 1; 352D.05, subdivision 4; 352D.11, subdivision 2; 352D.12; 353.01, subdivisions 2a, 2b, 6, 10, 11a, 16, 17, 28, 36, 48; 353.0161, subdivision 2, by adding a subdivision; 353.0162; 353.017, subdivision 2; 353.03, subdivision 3; 353.031, subdivisions 5, 10; 353.05; 353.06; 353.27, subdivisions 1, 3b, 7a, 10, 12, 12a, by adding a subdivision; 353.28, subdivision 5; 353.29, subdivision 7; 353.33, subdivisions 6, 13; 353.34, subdivision 1; 353.35, subdivision 1; 353.37, subdivision 1; 353.46, subdivisions 2, 6; 353.50, subdivisions 6, 8; 353.505; 353.64, subdivisions 7a, 8, 9, 10; 353.656, subdivisions 1a, 1b, 2, 4, 5a; 353D.03, subdivision 3; 353D.071, subdivision 2; 353E.06, subdivisions 5, 6; 353F.01; 353F.02, subdivisions 3, 5a; 353F.04, subdivision 2; 353F.051, subdivisions 1, 2, 3; 353G.01, subdivisions 6, 7, 11, 12, by adding subdivisions; 353G.02; 353G.03; 353G.04; 353G.05; 353G.06; 353G.07; 353G.08; 353G.09; 353G.10; 353G.11; 353G.115; 353G.12, subdivision 2, by adding a subdivision; 353G.13; 353G.14; 353G.15; 353G.16; 354.05, subdivisions 10, 13, 25; 354.07, subdivision 5; 354.092, subdivision 4; 354.42, subdivisions 1a,

4b, 4d; 354.44, subdivisions 8, 9; 354.445; 354.45, subdivision 1a; 354.48, subdivision 3; 354.51, subdivisions 1, 5; 354.52, subdivision 4c; 354.55, subdivision 10; 354.72, subdivision 2; 354A.011, subdivision 6; 354A.092; 354A.093, subdivision 6; 354A.096; 354A.108; 354A.12, subdivision 3c; 354A.29, subdivisions 7, 8, 9; 354A.31, subdivision 7; 354A.38, subdivision 3; 355.01, subdivision 3j; 355.07; 356.195, subdivision 2; 356.214, subdivision 1; 356.215, subdivisions 1, 8, 11, 18; 356.245; 356.30, subdivision 3; 356.302, subdivision 7; 356.303, subdivision 4; 356.32, subdivisions 1, 2; 356.40; 356.401, subdivision 3; 356.407, subdivisions 1, 2; 356.415, subdivisions 1, 1a, 1b, 1c, 1d, 1e, 1f, 2; 356.431; 356.44; 356.461, subdivision 2; 356.465, subdivision 3; 356.50, subdivision 2; 356.551, subdivision 2; 356.62; 356.635, subdivision 9, by adding a subdivision; 356B.10, subdivisions 2, 3, 4, 5, 6, 7; 423A.02, subdivision 1b; 423A.022, subdivision 5; 424A.001, subdivision 10, by adding a subdivision; 424A.002, subdivision 1; 424A.016, subdivision 4; 424A.02, subdivisions 3, 3a, 9a; 424A.05, subdivisions 2, 3; 424A.092, subdivisions 3, 6; 424A.093, subdivisions 5, 6; 480.181, subdivision 2; 490.121, subdivision 4; 490.1211; 490.124, subdivision 12; proposing coding for new law in Minnesota Statutes, chapter 353G; repealing Minnesota Statutes 2014, sections 352.271; 352.75, subdivisions 1, 3, 4, 5, 6; 352.76; 352.91, subdivisions 3a, 3b; 352B.29; 353.01, subdivision 49; 353.025; 353.27, subdivision 1a; 353.50, subdivisions 1, 2, 3, 4, 5, 7, 9, 10; 353.83; 353.84; 353.85; 353D.03, subdivision 4; 354.146, subdivisions 1, 3; 354.33, subdivisions 5, 6; 354.39; 354.55, subdivisions 13, 16, 19; 354.58; 354.71; 354A.35, subdivision 2a; 354A.42; 356.405; 356.49, subdivision 2; 424A.03, subdivision 3.

Reported the same back with the following amendments to the unofficial engrossment:

Page 199, delete lines 30 to 31 and insert:

"(d) For calendar years 2015 and 2016, the employer supplemental contribution is the employing unit's share of \$31,000,000. For calendar years 2017 through 2031, the employer supplemental contribution is the employing unit's share of \$21,000,000."

Page 204, delete lines 1 to 3 and insert:

"(a) On September 15, 2015, and September 15, 2016, the state shall pay to the general employees retirement plan of the Public Employees Retirement Association, with respect to the former MERF division, \$6,000,000. By September 15 of each year after 2016, the state shall pay to the general employees retirement plan of the Public Employees Retirement Association, with respect to the former MERF division, \$16,000,000."

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

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 622 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 1398 was read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 205, A bill for an act relating to campaign finance; modifying provisions related to the campaign finance and public disclosure board; making changes to provisions related to enforcement, registration, fees, data, contributions, statements of economic interest, and various other provisions administered by the board; providing penalties; making technical changes; amending Minnesota Statutes 2014, sections 10A.02, subdivision 11; 10A.03, subdivision 3; 10A.08, subdivision 1; 10A.09, subdivisions 6, 10; 10A.14, subdivisions 1, 1a, 4; 10A.17, subdivision 4; 10A.20, subdivisions 1, 2, 3; 10A.25, subdivision 10; 10A.27, subdivisions 1, 11, by adding a subdivision; 10A.322, subdivision 4; 10A.34, by adding a subdivision; 13.607, subdivision 5, by adding a subdivision; 211B.04; 211B.12; 211B.15, subdivision 2; repealing Minnesota Statutes 2014, section 10A.20, subdivision 1c; Minnesota Rules, part 4503.1500, subpart 2.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Senators Carlson, Sieben and Rest.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

JOANNE M. ZOFF, Secretary of the Senate

Sanders moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 205. The motion prevailed.

Mr. Speaker:

I hereby announce the Senate refuses to concur in the House amendments to the following Senate File:

S. F. No. 455, A bill for an act relating to elections; modifying various provisions related to election administration, including provisions related to school districts, voters, ballots, candidates, political party designation, military and overseas voting, and other election-related provisions; establishing the Elections Emergency Planning Task Force; enacting the Uniform Faithful Presidential Electors Act; amending voter registration procedures; restoring right to vote upon release from incarceration for a felony offense; providing for early voting; requiring use of actual address for redistricting purposes; making conforming changes; making technical changes; appropriating money; amending Minnesota Statutes 2014, sections 13.607, by adding a subdivision; 103C.311, subdivision 2; 123B.09, subdivision 1, by adding a subdivision; 200.02, subdivisions 7, 23, by adding subdivisions; 201.014, by adding a subdivision; 201.022, subdivision 1; 201.054, subdivisions 1, 2; 201.061, by adding a subdivision; 201.071, subdivision 1; 201.091, subdivision 4; 201.12, subdivisions 2, 3; 201.13, subdivision 3; 201.14; 201.157; 201.158; 201.161; 203B.001; 203B.01, subdivision 3, by adding a subdivision; 203B.03, subdivision 1; 203B.05, subdivision 1; 203B.07, subdivision 1; 203B.08, subdivisions 1, 3; 203B.081; 203B.085; 203B.121, subdivisions 1, 2, 3, 4, 5, by

adding a subdivision; 203B.16, subdivisions 1, 2; 203B.17, subdivisions 1, 2; 204B.06, subdivision 1b; 204B.07, subdivision 2; 204B.145; 204B.19, subdivisions 2, 6; 204B.28, subdivision 2; 204B.36, subdivisions 1, 2, 3, 4; 204B.45, subdivisions 1, 2; 204C.04, subdivision 2; 204C.08, subdivision 1d; 204C.10; 204C.13, subdivisions 2, 3, 5; 204C.15, subdivision 1; 204C.22, subdivisions 3, 4, 7, 10; 204C.35, subdivisions 1, 2; 204C.36, subdivisions 1, 2; 204C.40, subdivision 2; 204D.11, subdivision 4; 204D.27, subdivision 11; 205.13, subdivision 3; 205.84, subdivision 1; 206.82, subdivision 1; 206.83; 206.90, subdivision 6; 208.02; 208.03; 208.06; 209.01, subdivision 2; 209.021, subdivisions 2, 3; 209.09, subdivision 2; 365.22, subdivisions 2, 3; 367.31, subdivision 4; 368.85, subdivision 4; 375.025, subdivision 1; 375A.09, subdivision 4; 376.04; 383B.68, subdivision 4; 412.551, subdivision 2; 473.123, subdivision 3a; 609.165, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 123B; 201; 203B; 208; 241; 243; repealing Minnesota Statutes 2014, sections 123B.09, subdivision 5; 201.155; 201.275; 204B.14, subdivision 6; 204C.13, subdivision 4; 204C.30, subdivision 1; 208.07; 208.08; 383A.555.

The Senate respectfully requests that a Conference Committee be appointed thereon. The Senate has appointed as such committee:

Senators Sieben, Eken and Carlson.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

JOANNE M. ZOFF, Secretary of the Senate

Sanders moved that the House accede to the request of the Senate and that the Speaker appoint a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 455. The motion prevailed.

MOTIONS AND RESOLUTIONS

Peterson moved that the name of Clark be added as an author on H. F. No. 2336. The motion prevailed.

Hoppe moved that the names of Gruenhagen and Lohmer be added as authors on H. F. No. 2338. The motion prevailed.

Dettmer moved that the name of Pugh be added as an author on H. F. No. 2342. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 205:

Sanders, Nash and Nelson.

The Speaker announced the appointment of the following members of the House to a Conference Committee on S. F. No. 455:

Sanders, O'Driscoll and Nash.

ADJOURNMENT

Peppin moved that when the House adjourns today it adjourn until 2:00 p.m., Sunday, May 17, 2015. The motion prevailed.

Peppin moved that the House adjourn. The motion prevailed, and Speaker pro tempore O'Driscoll declared the House stands adjourned until 2:00 p.m., Sunday, May 17, 2015.

PATRICK D. MURPHY, Chief Clerk, House of Representatives

