

Lt Governor Michelle Fischbach

Michelle Fischbach is Minnesota's 49th Lieutenant Governor. She was first elected to the Minnesota Senate in 1996, representing portions of Benton and Stearns Counties. From 2011 to 2013, Fischbach served as President of the Minnesota Senate, the first woman in state history to serve in this position. Fischbach was again elected President of the Senate in 2017. Before serving in the Minnesota Senate, she served on the Paynesville City Council.

During the 2017 Legislative Session, Fischbach chaired the Senate Higher Education Finance and Policy Committee during the 2017 Session. In this role, Fischbach was chief author of the Higher Education Omnibus Bill, which invested \$36 million in the Minnesota State Grant Program, which ensures lower- and middle-income families receive direct financial aid to help afford college and career training.

In addition, Fischbach served on the Senate Health and Human Services Finance and Policy Committee, which was instrumental in passing legislation providing health insurance premium relief, making health care more affordable for Minnesotans shopping on the individual market.

In 2013, Fischbach authored legislation to rename an 11-mile portion of State Highway 23 for Cold Spring Police Officer Tom Decker who was killed in the line of duty. In 2017, she also sponsored legislation to rename a different section of State Highway 23 for Kenneth L. Olson who posthumously received the Medal of Honor for throwing himself upon a grenade in 1968, sacrificing his own life, while saving his fellow soldiers.

Lt. Governor Fischbach grew up in Woodbury, Minnesota. She earned a B.A. from Saint Cloud State University, and a J.D. from William Mitchell College of Law. Lt. Governor Fischbach and her husband, Scott, live in Paynesville. They have two grown children and three grandchildren.



❖ *Minnesota Senate*❖ *Senators***State Government Finance and Policy and Elections**

Chair: Kiffmeyer **Vice Chair:** Koran
Office: Room 3103 MSB **Phone:** (651) 296-5655
Meets: Tue and Thu 1:00 - 2:30 pm Room 1200 MSB
Members: 10

Carlson (L)	Kent	Nelson	Rest
Jasinski	Laine	Newman	Westrom

Taxes

Chair: Chamberlain **Vice Chair:** Senjem
Office: Room 3225 MSB **Phone:** (651) 296-1253
Meets: Tue, Wed, Thu 8:30 - 10:00 am Room 15 Capitol
Members: 10

Anderson, P.	Dziedzic	Gazelka	Pratt
Bakk	Franzen	Miller	Rest (L)

Transportation Policy and Budget Division

Chair: Newman **Vice Chair:** Jasinski
Office: Room 3105 MSB **Phone:** (651) 296-4131
Meets: Tue and Wed 10:30 am - Noon Room 1200 MSB
Members: 15

Anderson, B.	Frentz	Kent	Osmek
Carlson	Hall	Kiffmeyer	Senjem
Dibble (L)	Jensen	Little	Westrom
Franzen			

Veterans and Military Affairs Finance and Policy

Chair: Anderson, B. **Vice Chair:** Lang
Office: Room 3209 MSB **Phone:** (651) 296-5981
Meets: Thu 8:30 - 10 am Room 1100 MSB
Members: 11

Bigham	Hall	Housley	Newton (L)
Cwodzinski	Hawj	Little	Ruud
Goggin			

**2018
Directory
and
Committee
Assignments**

Compiled by Senate Information Office
231 Cap / G204 MSB

02/21/2018

Party	Phone (651)29	Name	Office	District	Party	Phone (651)29	Name	Office	District
R	6-3733	Abeler, Jim	3215 MSB	35	R	6-5655	Kiffmeyer, Mary	3103 MSB	30
R	6-5981	Anderson, Bruce D.	3209 MSB	29	DFL	6-4370	Klein, Matt	2409 MSB	52
R	6-9261	Anderson, Paul T.	2103 MSB	44	R	6-5419	Koran, Mark	3101 MSB	32
DFL	6-8881	Bakk, Thomas M.	2221 MSB	03	DFL	6-4334	Laine, Carolyn	2327 MSB	41
R	6-3219	Benson, Michelle R.	3109 MSB	31	R	6-4918	Lang, Andrew	3205 MSB	17
DFL	7-8060	Bigham, Karla	3411 MSB	54	DFL	7-8065	Latz, Ron	2215 MSB	46
DFL	7-8073	Carlson, Jim	2207 MSB	51	R	6-2159	Limmer, Warren	3221 MSB	34
R	6-1253	Chamberlain, Roger C.	3225 MSB	38	DFL	6-5252	Little, Matt	2413 MSB	58
DFL	6-9246	Champion, Bobby Joe	2303 MSB	59	DFL	6-0293	Lourey, Tony	2211 MSB	11
DFL	6-4120	Clausen, Greg D.	2233 MSB	57	DFL	6-5645	Marty, John	2401 MSB	66
DFL	6-5931	Cohen, Richard	2301 MSB	64	R	6-8075	Mathews, Andrew	3409 MSB	15
DFL	6-1314	Cwodzinski, Steve A.	2319 MSB	48	R	6-5649	Miller, Jeremy R.	3107 MSB	28
R	6-8138	Dahms, Gary H.	2111 MSB	16	R	6-4848	Nelson, Carla J.	3231 MSB	26
DFL	6-4191	Dibble, D. Scott	2213 MSB	61	R	6-4131	Newman, Scott J.	3105 MSB	18
R	6-5558	Draheim, Rich	3227 MSB	20	DFL	6-2556	Newton, Jerry	2411 MSB	37
DFL	6-7809	Dziedzic, Kari	2203 MSB	60	R	6-1282	Osmek, David J.	2107 MSB	33
DFL	6-8869	Eaton, Chris A.	2403 MSB	40	DFL	6-1802	Pappas, Sandra L.	3205 MSB	65
R	6-7079	Eichorn, Justin	3213 MSB	05	R	6-4123	Pratt, Eric R.	3219 MSB	55
DFL	6-3205	Eken, Kent	2227 MSB	04	R	6-6455	Relph, Jerry	3211 MSB	14
R	6-2084	Fischbach, Michelle L.	2113 MSB	13	DFL	6-2889	Rest, Ann H.	2217 MSB	45
DFL	6-6238	Franzen, Melisa	2229 MSB	49	R	6-5713	Rosen, Julie A.	3235 MSB	23
DFL	6-6153	Frentz, Nick A.	2415 MSB		R	6-4913	Ruud, Carrie	2233 MSB	10
R	6-4875	Gazelka, Paul E.	3113 MSB	09	R	6-3903	Senjem, David H.	3401 MSB	25
R	6-5612	Goggin, Mike	3203 MSB	21	DFL	6-4188	Simonson, Erik	2417 MSB	07
R	6-5975	Hall, Dan D.	3111 MSB	56	DFL	6-9248	Sparks, Dan	2201 MSB	27
DFL	6-5285	Hawj, Foug	3413 MSB	67	DFL	6-8017	Tomassoni, David J.	2235 MSB	06
DFL	6-4261	Hayden, Jeff	2209 MSB	62	DFL	6-4274	Torres Ray, Patricia	2225 MSB	63
DFL	6-4154	Hoffman, John A.	2231 MSB	36	R	6-9651	Utke, Paul	3403 MSB	02
R	6-4351	Housley, Karin	3217 MSB	39	R	6-5650	Weber, Bill	2109 MSB	22
R	7-8063	Ingebriksen, Bill	3207 MSB	08	R	6-3826	Westrom, Torrey N.	3201 MSB	12
DFL	6-5537	Isaacson, Jason	2321 MSB	42	DFL	6-6820	Wiger, Charles W.	2219 MSB	43
R	6-0284	Jasinski, John	2101 MSB	24	DFL	7-8061	Wiklund, Melissa H.	2323 MSB	50
R	6-4837	Jensen, Scott	3229 MSB	47					
R	6-5782	Johnson, Mark	2105 MSB	01					
DFL	6-4166	Kent, Susan	2325 MSB	53					

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❖ Committees

Aging and Long-Term Care Policy

Chair: Housley **Vice Chair:** Relph
Office: Room 3217 MSB **Phone:** (651) 296-4351
Meets: Wed 8:30 - 10:00 am Room 1100 MSB
Members: 9

Abeler Frentz Koran Ruud
 Eken (L) Hoffiman Newton

Agriculture, Rural Development, and Housing Finance

Chair: Westrom **Vice Chair:** Johnson
Office: Room 3201 MSB **Phone:** 651 296-3826
Meets: Mon and Wed 3:00 - 4:30 pm Room 1150 MSB
Members: 10

Draheim Eken Goggin Sparks
 Dzedzic (L) Frentz Lang Weber

Agriculture, Rural Development, and Housing Policy

Chair: Weber **Vice Chair:** Goggin
Office: Room 2109 MSB **Phone:** (651) 296-5650
Meets: Tue and Thu 3:00 - 4:30 pm Room 1150 MSB
Members: 10

Draheim Hawj (L) Johnson Tomassoni
 Eken Isaacson Lang Westrom

Capital Investment

Chair: Senjem **Vice Chair:** Ingebrigtsen
Office: Room 3401 MSB **Phone:** (651) 296-3903
Meets: Call of the Chair in Room 1200 MSB
Members: 18

Champion Hawj Miller Pappas (L)
 Dahms Jasinski Nelson Relph
 Eichorn Klein Newman Sparks
 Eken Laine Osmek Wiger

Commerce and Consumer Protection

Finance and Policy
Chair: Dahms **Vice Chair:** Housley
Office: Room 2111 MSB **Phone:** (651) 296-8138
Meets: Tue and Wed 10:30 am - Noon Room 1100 MSB
Members: 11

Chamberlain Koran Limmer Sparks (L)
 Champion Latz Pratt Utke
 Hayden

E-12 Finance

Chair: Nelson **Vice Chair:** Dahms
Office: Room 3231 MSB **Phone:** (651) 296-4848
Meets: Mon and Wed 3:00 - 4:30 pm Room 1100 MSB
Members: 10

Anderson, P. Eichorn Tomassoni Wiger (L)
 Chamberlain Pratt Torres Ray Wiklund

E-12 Policy

Chair: Pratt **Vice Chair:** Eichorn
Office: Room 3219 MSB **Phone:** (651) 296-4123
Meets: Tue and Thu 3:00 - 4:30 pm Room 1100 MSB
Members: 10

Anderson, P. Clausen Dahms Kent (L)
 Chamberlain Cwodzinski Hoffman Utke

Energy and Utilities Finance and Policy

Chair: Osmek **Vice Chair:** Mathews
Office: Room 2107 MSB **Phone:** (651) 296-1282
Meets: Tue and Thu 1:00 - 2:30 pm Room 1150 MSB
Members: 10

Dibble Hoffman Pratt Senjem
 Goggin Marty (L) Rosen Simonson

Environment and Natural Resources

Finance
Chair: Ingebrigtsen **Vice Chair:** Ruud
Office: Room 3207 MSB **Phone:** (651) 297-8063
Meets: Tue and Wed 10:30 am - Noon Room 1150 MSB
Members: 12

Bakk Hawj Mathews Tomassoni (L)
 Bigham Johnson Simonson Weber
 Eichorn Lang

(L) denotes Ranking Minority Member

Environment and Natural Resources Policy and Legacy Finance

Chair: Ruud **Vice Chair:** Weber
Office: Room 3233 MSB **Phone:** (651) 296-4913
Meets: Mon and Wed 1:00 -2:30 pm Room 1200 MSB
Members: 12

Carlson Eaton (L) Lang Senjem
 Cwodzinski Eichorn Mathews Torres Ray
 Dibble Koran

Finance

Chair: Rosen **Vice Chair:** Fischbach
Office: Room 3235 MSB **Phone:** (651) 296-5713
Meets: Tue, Wed, Thu 8:30 - 10:00 am Room 1200 MSB
Members: 13

Benson Eaton Lourey Newman
 Cohen (L) Ingebrigtsen Marty Westrom
 Champion Limmer Nelson

Health and Human Services Finance & Policy

Chair: Benson **Vice Chair:** Jensen
Office: Room 3109 MSB **Phone:** (651) 296-3219
Meets: Tue and Thu 3:00 - 4:30 pm Room 1200 MSB
Members: 14

Abeler Hayden Lourey (L) Nelson
 Eaton Kiffmeyer Marty Rosen
 Fischbach Klein Mathews Wiklund

Higher Education Finance and Policy

Chair: Fischbach **Vice Chair:** Draheim
Office: Room 2113 MSB **Phone:** (651) 296-2084
Meets: Tue and Thu 1:00 - 2:30 pm Room 15 Capitol
Members: 9

Abeler Clausen (L) Isaacson Newton
 Anderson, P. Cohen Jensen

Human Services Reform Finance and Policy

Chair: Abeler **Vice Chair:** Utke
Office: Room 3215 MSB **Phone:** (651) 296-3733
Meets: Mon and Wed 3:00 - 4:30 pm Room 1200 MSB
Members: 12

Benson Isaacson Klein Relph
 Hayden (L) Jensen Lourey Rosen
 Hoffman Kiffmeyer

(L) denotes Ranking Minority Member

Jobs and Economic Growth Finance and Policy

Chair: Miller **Vice Chair:** Anderson, P.
Office: Room 3107 MSB **Phone:** (651) 296-5649
Meets: Mon and Wed 1:00 -2:30 pm Room 1150 MSB
Members: 10

Champion (L) Goggin Isaacson Simonson
 Draheim Housley Little Utke

Judiciary and Public Safety Finance and Policy

Chair: Limmer **Vice Chair:** Hall
Office: Room 3221 MSB **Phone:** (651) 296-2159
Meets: Mon, Tue, Wed 1:00 - 2:30 pm Room 1100 MSB
Members: 9

Anderson, B. Ingebrigtsen Latz (L) Relph
 Dzedzic Johnson Pappas

Local Government

Chair: Hall **Vice Chair:** Anderson, B.
Office: Room 3111 MSB **Phone:** (651) 296-5975
Meets: Tue 8:30 - 10:00 am Room 1100 MSB
Members: 10

Jasinski Mathews Relph Wiger
 Laine Osmek Torres Ray (L) Wiklund

Rules and Administration

Chair: Gazelka **Vice Chair:** Benson
Office: MSB 3113 MSB **Phone:** (651) 296-4875
Meets: Call of the Chair in Room 123 Capitol
Members: 11

Bakk (L) Fischbach Newman Pratt
 Cohen Limmer Pappas Rest
 Dahms

(L) denotes Ranking Minority Member

(L) denotes Ranking Minority Member

STATE OF MINNESOTA

Journal of the Senate

NINETIETH LEGISLATURE

SEVENTY-SECOND DAY

St. Paul, Minnesota, Monday, March 19, 2018

The Senate met at 11:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Gazelka imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Rabbi Marcia Zimmerman.

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

The roll was called, and the following Senators answered to their names:

Abeler	Draheim	Housley	Little	Ruud
Anderson, B.	Dziedzic	Ingebrigtsen	Lourey	Senjem
Anderson, P.	Eaton	Isaacson	Marty	Simonson
Bakk	Eichorn	Jasinski	Mathews	Sparks
Benson	Eken	Jensen	Miller	Tomassoni
Bigham	Fischbach	Johnson	Nelson	Torres Ray
Carlson	Franzen	Kent	Newman	Utke
Chamberlain	Frentz	Kiffmeyer	Newton	Weber
Champion	Gazelka	Klein	Osmek	Westrom
Clausen	Goggin	Koran	Pappas	Wiger
Cohen	Hall	Laine	Pratt	Wiklund
Cwodzinski	Hawj	Lang	Relph	
Dahms	Hayden	Latz	Rest	
Dibble	Hoffman	Limmer	Rosen	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

REPORTS OF COMMITTEES

Senator Gazelka moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

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Senator Hayden introduced --

Senate Resolution No. 191: A Senate resolution recognizing the musical accomplishments of Jose´ James of Minneapolis, Minnesota.

Referred to the Committee on Rules and Administration.

Pursuant to Rule 26, Senator Gazelka, Chair of the Committee on Rules and Administration, designated S.F. No. 3133 a Special Order to be heard immediately.

SPECIAL ORDER

S.F. No. 3133: A bill for an act relating to public safety; requiring the Legislative Advisory Committee to review MNLARS appropriation; appropriating money.

Senator Newman moved to amend S.F. No. 3133 as follows:

Delete everything after the enacting clause and insert:

"Section 1. **INFORMATION TECHNOLOGY AUDITOR; MNLARS ASSESSMENTS.**

Subdivision 1. **Appointment.** The legislative auditor must appoint an information technology auditor to actively monitor and report on the development and implementation of the Minnesota Licensing and Registration System (MNLARS). At a minimum, the person appointed to this position must have expertise in .NET coding.

Subd. 2. **Duties.** (a) The information technology auditor must conduct an assessment of MNLARS. The assessment must be provided to the MNLARS Steering Committee upon completion. At a minimum, the assessment must include:

(1) a technical assessment of the MNLARS system;

(2) an assessment of the feasibility of the MNLARS Project Roadmap proposed in January 2018, and any new or updated project roadmaps;

(3) an assessment of estimated funding needs for the continued development, operations, and maintenance of the MNLARS system; and

(4) an assessment of process changes and business flows for auto dealers and deputy registrars.

(b) The information technology auditor must make quarterly reports to the MNLARS Steering Committee, established in section 2, on:

(1) whether the commissioner of public safety and the chief information officer are in compliance with the plans required in section 2, subdivision 4; and

(2) whether the commissioner of public safety and the chief information officer are meeting the deadlines and performance measures in the timeline required in section 2, subdivision 4.

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

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Sec. 2. **MNLARS STEERING COMMITTEE; QUARTERLY FUNDING REVIEW.**

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

(b) "Committee" means the MNLARS Steering Committee established in this section.

(c) "Commissioner" means the commissioner of management and budget or the commissioner's designee.

(d) "MNLARS" means the Minnesota Licensing and Registration System developed by the Department of Public Safety and the Office of MN.IT Services.

(e) "Information technology auditor" means the individual appointed by the legislative auditor pursuant to section 1, subdivision 1.

(f) "Quarter" means a three-month period starting on July 1, October 1, January 1, and April 1, in fiscal year 2019.

Subd. 2. **Meetings.** (a) The senate chair of the committee with jurisdiction over transportation finance must convene the initial meeting of the committee by May 1, 2018.

(b) The chairs of the house of representatives and senate committees with jurisdiction over transportation finance serve as cochairs of the committee.

(c) The committee must meet, at a minimum, once each quarter. The committee must review the report from the information technology auditor.

(d) The committee is subject to Minnesota Statutes, section 3.055, except that a member may vote by submitting a written statement indicating what recommendation the member makes, as provided in subdivision 5. This written statement must be treated in the same manner as the votes of the members present at the meeting. The notice must be submitted to all members prior to the start of the meeting where the vote will take place.

(e) The Legislative Coordinating Commission must provide meeting space and administrative services for the committee.

Subd. 3. **MNLARS Steering Committee.** (a) The committee is made up of the following members:

(1) the senate majority leader, or a senator appointed by the majority leader;

(2) the chair and ranking minority member of the senate committee with jurisdiction over transportation finance;

(3) the speaker of the house of representatives, or a member of the house of representatives appointed by the speaker; and

(4) the chair and ranking minority member of the house of representatives committee with jurisdiction over transportation finance.

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Subd. 4. **Plans; timeline; performance measures; reports.** (a) By May 15, 2018, the commissioner of public safety and the state chief information officer must submit to the committee:

(1) a proposed progress timeline for the development and implementation of MNLARS that includes specific deadlines and performance measures that must be met quarterly;

(2) a plan for user acceptance testing, including metropolitan and out-state deputy registrars and auto dealers, to the extent such testing is deemed feasible by the Minnesota Deputy Registrar's Association and the Minnesota Automobile Dealer's Association;

(3) a plan for system stakeholder input on code releases to the MNLARS system;

(4) a proposed communications plan for transparent reporting on outages and slowdowns to system stakeholders, including how to provide timely information in a usable format, actions taken in response to communication, and responses from the Department of Public Safety and the Office of MN.IT Services;

(5) a proposed communications plan for postrelease reporting on features and fixes to system stakeholders; and

(6) a proposed plan for creating greater efficiencies and streamlining the vehicle title process to reduce the current backlog and to minimize any future backlogs.

(b) At a minimum, the performance measures required in the timeline must provide specific metrics to monitor MNLARS development and implementation activities, including measures of:

(1) the extent to which MNLARS defects have been resolved;

(2) the extent to which gaps in MNLARS functionality have been resolved;

(3) improvements in the ability of MNLARS users to edit transactions;

(4) reduction in the backlog of vehicle titles;

(5) the extent of errors in driver or vehicle transactions;

(6) system performance, including the extent of any slowdowns, outages, or other system performance issues; and

(7) customer service responsiveness, which may include the number of phone calls and e-mails from the general public and stakeholders, and the timeliness of inquiry responses.

(c) The committee must review the proposed timeline and plans. The committee may request that the commissioner of public safety and the state chief information officer make changes to the timeline and plans. By June 1, 2018, the committee must approve a timeline and plans. The cochairs must transmit copies of the timeline and plans to the information technology auditor.

(d) Between 20 and 30 days before the start of each quarter, the commissioner of public safety and the state chief information officer must each submit a report to the committee on the progress of the performance measures identified in paragraph (b). Between 20 and 30 days before the start

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of each quarter, the Minnesota Deputy Registrar's Association and the Minnesota Automobile Dealer's Association are each encouraged to submit a report to the committee on the progress of the relevant performance measures identified in paragraph (b).

Subd. 5. **Review of MNLARS appropriation.** (a) Funds appropriated to the Department of Public Safety for MNLARS are divided into four equal quarters. The commissioner must allot a quarter of the funds on July 1, October 1, January 1, and April 1, unless directed otherwise by the committee as provided in this section. Twenty days prior to the start of a quarter, the commissioner must submit the proposed funding allotment to the members of the committee for review and recommendation. The commissioner of public safety and the state chief information officer must provide information to the committee to enable the committee members to determine whether the deadlines and performance measures have been met for the quarter. The committee members have 20 days from the receipt of the proposal to determine whether the Department of Public Safety and the Office of MN.IT Services have met the deadlines and performance measures established in subdivision 4. If no recommendation is made during the 20-day review period, the commissioner may allot the quarterly funds to the Department of Public Safety for MNLARS. If a majority of the committee members make a negative recommendation based on the failure to meet deadlines or performance measures or recommend further review to determine whether deadlines and performance measures have been met during the 20-day review period, the committee may defer all future payments, slow the next allotment, or condition the next allotment. Accordingly, the commissioner must defer, slow, or condition the quarterly funds to the Department of Public Safety for MNLARS.

(b) A committee member, by written notice to the commissioner, may withdraw a negative recommendation or a recommendation for further review within 20 days of making the recommendation. If a majority of members make a negative recommendation or a recommendation for further review, but members subsequently withdraw recommendations under this paragraph so that two or fewer recommendations remain, the commissioner may allot the quarterly funds to the Department of Public Safety for MNLARS.

(c) If a quarterly allotment is not made pursuant to paragraph (a), the commissioner must allot to the Department of Public Safety an amount sufficient to fund an additional 30 days for contracted technical staff working on MNLARS. If negative recommendations or recommendations for further review are withdrawn pursuant to paragraph (b) after the partial allotment is made under this paragraph, the commissioner must allot the remainder of the quarterly allotment.

Subd. 6. **Resubmission of proposal.** If a proposed allotment receives a negative recommendation or a recommendation for further review under subdivision 3, and all of the negative recommendations and recommendations for further review are not withdrawn, the commissioner may submit proposed legislation to the chairs of the house of representatives Ways and Means Committee and the senate Finance Committee for consideration during the 2019 legislative session.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to any fiscal year 2019 appropriation for MNLARS in this act or any subsequent act.

Sec. 3. **APPROPRIATIONS.**

(a) \$9,650,000 in fiscal year 2018 is appropriated from the special revenue fund to the commissioner of public safety for contracted technical staff and technical costs related to the continued

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development and improvement of the Minnesota Licensing and Registration System (MNLARS). Of this amount, \$2,150,000 is from the vehicle services operating account and \$7,500,000 is from the driver services operating account. These are onetime appropriations.

The appropriation in this paragraph may be expended only for:

(1) contracts for the performance of software development on the vehicle services component of MNLARS; and

(2) technology costs.

The appropriation in this paragraph must not be spent on:

(1) additional full or part-time employees employed by the Department of Public Safety; or

(2) an audit, evaluation, or assessment of the feasibility of a proposed plan to resolve defects and implement all functionality conducted by the Department of Public Safety or the Office of MN.IT Services or an entity hired by the Department of Public Safety or the Office of MN.IT Services.

(b) \$100,000 in fiscal year 2018 and \$250,000 in fiscal year 2019 are appropriated to the Office of the Legislative Auditor from the vehicle services operating account in the special revenue fund for the information technology auditor position established in section 1. This is a onetime appropriation.

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

Amend the title accordingly

CALL OF THE SENATE

Senator Limmer imposed a call of the Senate for the balance of the proceedings on S.F. No. 3133. The Sergeant at Arms was instructed to bring in the absent members.

Senator Dibble moved to amend the Newman amendment to S.F. No. 3133 as follows:

Page 4, line 34, delete "two" and insert "three"

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

Senator Kent moved to amend the Newman amendment to S.F. No. 3133 as follows:

Page 5, line 18, delete "contracted technical staff and technical costs related to"

Page 5, delete lines 23 to 31

Page 6, delete lines 1 and 2

The question was taken on the adoption of the Kent amendment to the Newman amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

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Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Little	Sparks
Bigham	Dziedzic	Hoffman	Lourey	Tomassoni
Carlson	Eaton	Isaacson	Marty	Torres Ray
Champion	Eken	Kent	Newton	Wiger
Clausen	Franzen	Klein	Pappas	Wiklund
Cohen	Frentz	Laine	Rest	
Cwodzinski	Hawj	Latz	Simonson	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment to the amendment was not adopted.

Senator Dibble moved to amend the Newman amendment to S.F. No. 3133 as follows:

Page 3, line 25, after the semicolon, insert "and"

Page 3, line 27, delete "; and" and insert a period

Page 3, delete lines 28 and 29

The question was taken on the adoption of the Dibble amendment to the Newman amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Little	Sparks
Bigham	Dziedzic	Hoffman	Lourey	Tomassoni
Carlson	Eaton	Isaacson	Marty	Torres Ray
Champion	Eken	Kent	Newton	Wiger
Clausen	Franzen	Klein	Pappas	Wiklund
Cohen	Frentz	Laine	Rest	
Cwodzinski	Hawj	Latz	Simonson	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment to the amendment was not adopted.

Senator Bakk moved to amend the Newman amendment to S.F. No. 3133 as follows:

Page 6, after line 6, insert:

6802

JOURNAL OF THE SENATE

[72ND DAY

"(c) \$33,000,000 in fiscal year 2019 is appropriated from the general fund to the commissioner of public safety for continued development and improvement of the Minnesota Licensing and Registration System."

The question was taken on the adoption of the Bakk amendment to the Newman amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Little	Sparks
Bigham	Dziedzic	Hoffman	Lourey	Tomassoni
Carlson	Eaton	Isaacson	Marty	Torres Ray
Champion	Eken	Kent	Newton	Wiger
Clausen	Franzen	Klein	Pappas	Wiklund
Cohen	Frentz	Laine	Rest	
Cwodzinski	Hawj	Latz	Simonson	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment to the amendment was not adopted.

The question recurred on the adoption of the Newman amendment, as amended. The motion prevailed. So the amendment, as amended, was adopted.

S.F. No. 3133 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 47 and nays 20, as follows:

Those who voted in the affirmative were:

Abeler	Eken	Jasinski	Mathews	Senjem
Anderson, B.	Fischbach	Jensen	Miller	Simonson
Anderson, P.	Frentz	Johnson	Nelson	Sparks
Benson	Gazelka	Kiffmeyer	Newman	Tomassoni
Chamberlain	Goggin	Klein	Newton	Utke
Clausen	Hall	Koran	Osmek	Weber
Dahms	Hawj	Lang	Pratt	Wiger
Dibble	Hoffman	Limmer	Relph	
Draheim	Housley	Lourey	Rosen	
Eichorn	Ingebrigtsen	Marty	Ruud	

Those who voted in the negative were:

Bakk	Cohen	Franzen	Laine	Rest
Bigham	Cwodzinski	Hayden	Latz	Torres Ray
Carlson	Dziedzic	Isaacson	Little	Westrom
Champion	Eaton	Kent	Pappas	Wiklund

72ND DAY]

MONDAY, MARCH 19, 2018

6803

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

RECESS

Senator Gazelka moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Orders of Business of Reports of Committees and Second Reading of Senate Bills.

REPORTS OF COMMITTEES

Senator Gazelka moved that the Committee Reports at the Desk be now adopted. The motion prevailed.

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was re-referred

S.F. No. 919: A bill for an act relating to commerce; providing financial exploitation protections for older adults and vulnerable adults; proposing coding for new law as Minnesota Statutes, chapter 45A.

Reports the same back with the recommendation that the bill be amended as follows:

Page 1, delete subdivision 2

Page 2, delete subdivision 9

Renumber the subdivisions in sequence

Page 3, line 9, after "enforcement" insert "agency"

Page 3, after line 31, insert:

"(1) a determination by the broker-dealer or investment adviser that the disbursement or transaction will not result in financial exploitation of the eligible adult if the broker-dealer or investment adviser initiated the delay of disbursement or hold on the transaction;"

Page 4, line 1, delete "(1)" and insert "(2)" and delete "broker-dealer or investment adviser,"

Page 4, line 4, delete "(2)" and insert "(3)"

Page 4, lines 5, 9, and 22, delete "either of the agencies" and insert "the commissioner, law enforcement agency, lead investigative agency, or prosecuting attorney's office"

CHAPTER No. 100
H.F. No. 399**AN ACT****Distributed By****Secretary of the Senate****St. Paul, 651-296-2344**

1.1

1.2 relating to state government; appropriating money to the senate and house of
1.3 representatives; requiring transfers.

1.4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.5 Section 1. **SENATE; APPROPRIATION.**

1.6 \$32,299,000 in fiscal year 2018 and \$32,105,000 in fiscal year 2019 are appropriated
1.7 from the general fund to the senate.

1.8 Sec. 2. **HOUSE OF REPRESENTATIVES; APPROPRIATION.**

1.9 \$32,383,000 in fiscal year 2018 and \$32,383,000 in fiscal year 2019 are appropriated
1.10 from the general fund to the house of representatives.

1.11 Sec. 3. **TRANSFERS REQUIRED.**

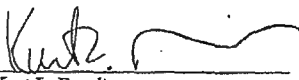
1.12 No later than June 30, 2018, the senate and house of representatives must transfer back
1.13 to the Legislative Coordinating Commission all money transferred to the senate and house
1.14 of representatives pursuant to resolution LCC-3, adopted by the Legislative Coordinating
1.15 Commission on November 16, 2017.


1.16 Sec. 4. **EFFECTIVE DATE.**

1.17 This act is effective retroactively from July 1, 2017, and supersedes and replaces funding
1.18 authorized by order of the Second Judicial District Court in Case No. 62-CV-17-3601.

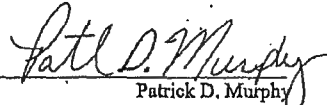
CHAPTER No. 100
H.F. No. 399

This bill was passed in conformity to the rules of each house and the joint rules of the two houses
as required by the Constitution of the State of Minnesota.

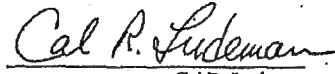

Kurt L. Daudt
Speaker of the House of Representatives


Michelle L. Fischbach
President of the Senate


Passed the House of Representatives on February 22, 2018.


Patrick D. Murphy
Chief Clerk, House of Representatives

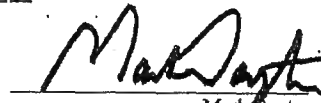
Passed the Senate on February 22, 2018.


Cal R. Ludeman
Secretary of the Senate


This bill is properly enrolled and was presented to
Governor on February 22, 2018.


Paul M. Marinac
Revisor of Statutes

Approved on February 26, 2018, at 6¹² P.M.


Mark Dayton
Governor

Filed on Steve Simon, 2018.
Feb. 27, 2018


Steve Simon
Secretary of State

STATE OF MINNESOTA

Journal of the Senate

NINETIETH LEGISLATURE

EIGHTY-SEVENTH DAY

St. Paul, Minnesota, Thursday, April 26, 2018

The Senate met at 10:30 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Gazelka imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Vicar Bethany Ringdal.

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

The roll was called, and the following Senators answered to their names:

Abeler	Draheim	Housley	Little	Ruud
Anderson, B.	Dziedzic	Ingebrigtsen	Lourey	Senjem
Anderson, P.	Eaton	Isaacson	Marty	Simonson
Bakk	Eichorn	Jasinski	Mathews	Sparks
Benson	Eken	Jensen	Miller	Tomassoni
Bigham	Fischbach	Johnson	Nelson	Torres Ray
Carlson	Franzen	Kent	Newman	Utke
Chamberlain	Frentz	Kiffmeyer	Newton	Weber
Champion	Gazelka	Klein	Osmek	Westrom
Clausen	Goggin	Koran	Pappas	Wiger
Cohen	Hall	Laine	Pratt	Wiklund
Cwodzinski	Hawj	Lang	Relph	
Dahms	Hayden	Latz	Rest	
Dibble	Hoffman	Limmer	Rosen	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

April 12, 2018

The Honorable Michelle L. Fischbach
President of the Senate

87TH DAY]

THURSDAY, APRIL 26, 2018

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Page 538, line 22, after the period, insert "For courses under section 124D.09, the policy must not apply to a student taking the course or a secondary teacher or postsecondary faculty member teaching the course."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hayden	Lourey	Sparks
Bigham	Dziedzic	Hoffman	Marty	Tomassoni
Carlson	Eaton	Isaacson	Newton	Torres Ray
Champion	Eken	Kent	Pappas	Wiger
Clausen	Franzen	Laine	Pratt	
Cohen	Frentz	Latz	Rest	
Cwodzinski	Hawj	Little	Simonson	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Ruud
Anderson, B.	Fischbach	Jensen	Miller	Senjem
Anderson, P.	Gazelka	Johnson	Nelson	Utke
Benson	Goggin	Kiffmeyer	Newman	Weber
Chamberlain	Hall	Koran	Osmek	Westrom
Dahms	Housley	Lang	Relph	
Draheim	Ingebrigtsen	Limmer	Rosen	

The motion did not prevail. So the amendment was not adopted.

S.F. No. 3656 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 34 and nays 31, as follows:

Those who voted in the affirmative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

Those who voted in the negative were:

Bakk	Dibble	Hayden	Lourey	Tomassoni
Bigham	Dziedzic	Hoffman	Marty	Torres Ray
Carlson	Eaton	Isaacson	Newton	Wiger
Champion	Eken	Kent	Pappas	
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hawj	Little	Sparks	

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

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JOURNAL OF THE SENATE

[87TH DAY

MEMBERS EXCUSED

Senator Wiklund was excused from the Session of today at 3:00 p.m. Senator Nelson was excused from the Session of today from 6:45 to 7:00 p.m. Senator Klein was excused from the Session of today at 8:00 p.m.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 11:00 a.m., Monday, April 30, 2018. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

STATE OF MINNESOTA

Journal of the Senate

NINETIETH LEGISLATURE

NINETY-FIRST DAY

St. Paul, Minnesota, Thursday, May 3, 2018

The Senate met at 10:00 a.m. and was called to order by the President.

CALL OF THE SENATE

Senator Gazelka imposed a call of the Senate. The Sergeant at Arms was instructed to bring in the absent members.

Prayer was offered by the Chaplain, Pastor Mike Smith.

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

The roll was called, and the following Senators answered to their names:

Abeler	Draheim	Housley	Little	Ruud
Anderson, B.	Dziedzic	Ingebrigtsen	Lourey	Senjem
Anderson, P.	Eaton	Isaacson	Marty	Simonson
Bakk	Eichorn	Jasinski	Mathews	Sparks
Benson	Eken	Jensen	Miller	Tomassoni
Bigham	Fischbach	Johnson	Nelson	Torres Ray
Carlson	Franzen	Kent	Newman	Utke
Chamberlain	Frentz	Kiffmeyer	Newton	Weber
Champion	Gazelka	Klein	Osmek	Westrom
Clausen	Goggin	Koran	Pappas	Wiger
Cohen	Hall	Laine	Pratt	Wiklund
Cwodzinski	Hawj	Lang	Relph	
Dahms	Hayden	Latz	Rest	
Dibble	Hoffman	Limmer	Rosen	

The President declared a quorum present.

The reading of the Journal was dispensed with and the Journal, as printed and corrected, was approved.

MESSAGES FROM THE HOUSE

Madam President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S.F. Nos. 3306, 3525, 2777, and 3466.

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JOURNAL OF THE SENATE

[91ST DAY

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 2, 2018

Madam President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 3280:

H.F. No. 3280: A bill for an act relating to environment; establishing findings and authorizing listing of wild-rice waters; nullifying and restricting the application of certain water quality standards; requiring a report; appropriating money; amending Laws 2015, First Special Session chapter 4, article 4, section 136, as amended.

The House respectfully requests that a Conference Committee of 3 members be appointed thereon.

Lueck, Fabian and Metsa have been appointed as such committee on the part of the House.

House File No. 3280 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 2, 2018

Senator Eichorn moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 3280, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Madam President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 1876, 3265, 4157 and 3232.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 2, 2018

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 1876: A bill for an act relating to data practices; permitting trade associations to access vehicle registration information in certain circumstances; amending Minnesota Statutes 2016, sections 13.6905, subdivision 3; 168.345, subdivision 2.

Senator Gazelka moved that H.F. No. 1876 be laid on the table. The motion prevailed.

91ST DAY]

THURSDAY, MAY 3, 2018

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H.F. No. 3265: A bill for an act relating to human services; modifying child foster care training requirements; establishing a foster care sibling bill of rights; amending Minnesota Statutes 2016, section 245A.175; proposing coding for new law in Minnesota Statutes, chapter 260C.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2902, now on General Orders.

H.F. No. 4157: A bill for an act relating to claims against the state; providing for settlement of certain claims; appropriating money.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 3786, now on General Orders.

H.F. No. 3232: A bill for an act relating to energy; modifying the solar energy incentive program; amending Minnesota Statutes 2017 Supplement, sections 116C.7792; 216B.1691, subdivision 2f.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 2696, now on General Orders.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Goggin and Osmek introduced--

S.F. No. 4059: A bill for an act relating to energy; establishing a Prairie Island Net Zero Project; requiring reports; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 116C.

Referred to the Committee on Energy and Utilities Finance and Policy.

Senators Dahms, Westrom, Eken, Rosen, and Hoffman introduced--

S.F. No. 4060: A bill for an act relating to energy; amending a provision relating to community solar gardens; amending Minnesota Statutes 2016, section 216B.1641.

Referred to the Committee on Energy and Utilities Finance and Policy.

Senator Klein introduced--

S.F. No. 4061: A bill for an act relating to transportation; designating a bridge on marked U.S. Highway 52 in West St. Paul as Private Joseph Marthaler Bridge; amending Minnesota Statutes 2016, section 161.14, by adding a subdivision.

Referred to the Committee on Transportation Finance and Policy.

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JOURNAL OF THE SENATE

[91ST DAY]

MOTIONS AND RESOLUTIONS

Senator Latz moved that the name of Senator Limmer be added as a co-author to S.F. No. 413. The motion prevailed.

Senator Abeler moved that the name of Senator Little be added as a co-author to S.F. No. 2254. The motion prevailed.

Senator Limmer moved that the name of Senator Pappas be added as a co-author to S.F. No. 3183. The motion prevailed.

Senator Hall moved that the name of Senator Nelson be added as a co-author to S.F. No. 3262. The motion prevailed.

Senator Koran moved that the name of Senator Bigham be added as a co-author to S.F. No. 3638. The motion prevailed.

Senator Marty moved that the name of Senator Jensen be added as a co-author to S.F. No. 4054. The motion prevailed.

Senators Nelson and Gazelka introduced --

Senate Resolution No. 245: A Senate resolution congratulating the Bertha-Hewitt Public School District on its 100 percent high school graduation rate.

Referred to the Committee on Rules and Administration.

Senator Hoffman introduced --

Senate Resolution No. 246: A Senate resolution commending Steve Lyons for his many years of dedicated service to the teaching profession.

Referred to the Committee on Rules and Administration.

RECESS

Senator Gazelka moved that the Senate do now recess until 1:15 p.m. The motion prevailed.

The hour of 1:15 p.m. having arrived, the President called the Senate to order.

APPOINTMENTS

Senator Gazelka from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

H.F. No. 3280: Senators Eichorn, Ingebrigtsen, and Tomassoni.

Senator Gazelka moved that the foregoing appointments be approved. The motion prevailed.

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THURSDAY, MAY 3, 2018

8699

MOTIONS AND RESOLUTIONS - CONTINUED**SPECIAL ORDERS**

Pursuant to Rule 26, Senator Gazelka, Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately:

H.F. Nos. 4385, 2899, S.F. Nos. 2991, 614, and 3019.

SPECIAL ORDER

H.F. No. 4385: A bill for an act relating to taxation; making changes to conform with certain federal tax law changes; adopting federal adjusted gross income as the starting point for calculating individual income tax; making policy and technical changes to various tax-related provisions including provisions related to the individual income tax, corporate franchise tax, estate tax, sales and use tax, gross revenues tax, gross receipts tax, property tax, partnership tax, tobacco tax, minerals tax, and other miscellaneous tax provisions; making changes to the property tax refund program; providing for registration and taxation of unmanned aircraft; modifying provisions related to local government aid and credits; modifying referendum dates; appropriating money; amending Minnesota Statutes 2016, sections 116J.8737, subdivisions 5, 12; 123A.455, subdivision 1; 126C.01, subdivision 3; 138.053; 162.145, subdivision 3; 174.03, subdivision 1b; 197.603, subdivision 2; 216B.36; 237.19; 270.12, subdivisions 2, 3; 270.41, subdivision 3; 270.96, subdivision 1; 270A.03, subdivision 7; 270B.08, subdivision 2; 270C.85, subdivision 2; 270C.89, subdivision 2; 270C.91; 272.02, subdivisions 27, 49, 81, by adding a subdivision; 272.025, subdivision 3; 273.032; 273.061, subdivision 9; 273.11, subdivision 12; 273.1115, subdivision 2; 273.112, subdivision 6; 273.113, subdivision 3; 273.119, subdivision 2; 273.1231, subdivisions 3, 4; 273.124, subdivisions 1, 3a, 8, 9, 14, 17, 21, by adding a subdivision; 273.1245, subdivision 2; 273.125, subdivision 3; 273.128, subdivision 1; 273.13, subdivision 35, by adding a subdivision; 273.136, subdivision 2; 273.1384, subdivision 3; 273.18; 274.14; 274.16; 275.025, subdivision 3, by adding subdivisions; 276A.01, subdivision 4; 282.01, subdivision 6; 287.21, subdivision 1; 289A.08, subdivisions 1, 6, 7; 289A.25, subdivision 1; 289A.31, subdivision 2; 289A.37, subdivision 6; 289A.38, subdivisions 7, 10; 289A.42; 289A.50, subdivision 1; 289A.60, subdivision 24; 290.01, subdivisions 6, 22, by adding subdivisions; 290.0131, subdivisions 1, 3, by adding subdivisions; 290.0132, subdivisions 1, 7, by adding subdivisions; 290.0133, subdivision 6, by adding a subdivision; 290.0134, by adding subdivisions; 290.0136; 290.05, subdivision 3; 290.06, subdivisions 1, 2c, 2d, by adding a subdivision; 290.067, subdivision 2a; 290.0671, subdivision 7; 290.0672, subdivision 2; 290.0681, subdivisions 3, 4; 290.0685, subdivision 1, by adding a subdivision; 290.0802, subdivisions 2, 3; 290.091, subdivision 3; 290.0921, subdivision 8; 290.0922, subdivision 1; 290.095, subdivision 4; 290.21, by adding a subdivision; 290.34, by adding a subdivision; 290.92, subdivisions 1, 28; 290A.03, subdivisions 4, 12; 290A.04, subdivisions 2h, 4, by adding a subdivision; 290A.05; 290A.08; 290A.09; 290B.04, subdivision 1; 290B.09, subdivision 1; 291.03, subdivisions 8, 10; 295.50, subdivisions 4, 9b, by adding subdivisions; 297A.61, subdivision 18; 297A.67, subdivision 12, by adding subdivisions; 297A.68, subdivisions 17, 25, 29, 44; 297A.70, subdivisions 3, 7, 16, by adding subdivisions; 297A.71, subdivisions 22, 45, by adding subdivisions; 297A.77, by adding a subdivision; 297A.84; 297A.85; 297A.993, by adding a subdivision; 297B.01, subdivision 14; 297B.03; 297F.01, subdivisions 19, 23, by adding a subdivision; 297F.17, subdivision 6; 297G.16, subdivision 7; 298.225, subdivision 1; 298.28, subdivisions 3, 9a; 360.013, by adding subdivisions; 360.55, by

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[91ST DAY]

adding a subdivision; 360.62; 412.221, subdivision 2; 426.19, subdivision 2; 447.045, subdivisions 2, 3, 4, 6, 7; 452.11; 455.24; 455.29; 469.171, subdivision 4; 469.177, subdivision 1; 469.1812, subdivision 1, by adding subdivisions; 469.190, subdivisions 1, 5; 469.316, subdivision 1; 469.317; 469.319, subdivision 4; 471.57, subdivision 3; 471.571, subdivision 3; 471.572, subdivision 4; 473F.02, subdivision 4; 473F.05; 473H.05, subdivision 1; 473H.08, subdivisions 1, 4, by adding a subdivision; 474A.02, subdivision 22b; 477A.013, subdivision 13; 477A.016; Minnesota Statutes 2017 Supplement, sections 126C.17, subdivision 9; 205.10, subdivision 3a; 205A.05, subdivision 1a; 270A.03, subdivision 5; 270C.445, subdivision 6; 270C.89, subdivision 1; 271.21, subdivision 2; 272.115, subdivision 1; 273.0755; 273.13, subdivisions 22, 23, 25, 34; 273.1384, subdivision 2; 273.1387, subdivision 3; 274.01, subdivision 1; 275.025, subdivision 1; 276.04, subdivision 3; 278.01, subdivision 1; 289A.02, subdivision 7; 289A.12, subdivision 14; 289A.31, subdivision 1; 289A.35; 289A.37, subdivision 2; 290.01, subdivisions 4a, 19, 31; 290.0131, subdivision 10; 290.0132, subdivisions 21, 26; 290.0133, subdivision 12; 290.0137; 290.05, subdivision 1; 290.067, subdivisions 1, 2b; 290.0671, subdivision 1; 290.0672, subdivision 1; 290.0681, subdivisions 1, 2; 290.0684, subdivisions 1, 2; 290.0686, subdivision 1; 290.091, subdivision 2; 290.17, subdivisions 2, 4; 290.31, subdivision 1; 290A.03, subdivisions 3, 8, 13, 15; 291.005, subdivision 1; 291.03, subdivisions 9, 11; 297A.61, subdivision 3; 297A.67, subdivisions 6, 34; 297A.70, subdivisions 4, 20; 297A.75, subdivisions 1, 2, 3; 297B.01, subdivision 16; 297E.02, subdivision 3; 298.227; 462D.03, subdivision 2; 462D.06, subdivisions 1, 2; 475.59, subdivision 2; 477A.015; 477A.03, subdivision 2a; Laws 1986, chapter 379, sections 1, subdivision 1; 2, subdivision 1; Laws 2008, chapter 366, article 5, sections 26, as amended; 33, as amended; Laws 2011, First Special Session chapter 7, article 4, section 10, subdivision 3; Laws 2017, First Special Session chapter 1, article 3, section 32; article 4, section 31; article 8, section 3; article 10, section 4; proposing coding for new law in Minnesota Statutes, chapters 16A; 16B; 117; 222; 289A; 290; 416; 459; 469; repealing Minnesota Statutes 2016, sections 10A.322, subdivision 4; 13.4967, subdivision 2; 273.1315; 275.29; 289A.38, subdivisions 7, 8, 9; 290.01, subdivision 29a; 290.0131, subdivisions 7, 11, 12, 13; 290.0132, subdivisions 8, 19, 20; 290.0133, subdivisions 13, 14; 290.06, subdivision 23; 290.0921, subdivisions 1, 2, 3a, 4, 6; 290.10, subdivision 2; 477A.085; Minnesota Statutes 2017 Supplement, sections 327C.01, subdivision 13; 327C.16; Minnesota Rules, part 4503.1400, subpart 4.

Senator Chamberlain moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 20, line 1, delete "December 16, 2016" and insert "March 31, 2018"

Page 48, line 3, delete "\$10" and insert "\$50. If the amount is not a multiple of \$50, the commissioner shall round down to the next lowest multiple of \$50."

Page 49, after line 13, insert:

"Sec. 63. Minnesota Statutes 2016, section 290A.04, subdivision 2, is amended to read:

Subd. 2. **Homeowners; homestead credit refund.** A claimant whose property taxes payable are in excess of the percentage of the household income stated below shall pay an amount equal to the percent of income shown for the appropriate household income level along with the percent to be paid by the claimant of the remaining amount of property taxes payable. The state refund equals the amount of property taxes payable that remain, up to the state refund amount shown below.

91ST DAY]

THURSDAY, MAY 3, 2018

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Household Income	Percent of Income	Percent Paid by Claimant	Maximum State Refund
\$0 to 1,619 <u>1,729</u>	1.0 percent	15 percent	2,580 \$ <u>2,760</u>
1,620 <u>1,730</u> to 3,229 <u>3,449</u>	1.1 percent	15 percent	2,580 \$ <u>2,760</u>
3,230 <u>3,450</u> to 4,889 <u>5,229</u>	1.2 percent	15 percent	2,580 \$ <u>2,760</u>
4,890 <u>5,230</u> to 6,519 <u>6,969</u>	1.3 percent	20 percent	2,580 \$ <u>2,760</u>
6,520 <u>6,970</u> to 8,129 <u>8,689</u>	1.4 percent	20 percent	2,580 \$ <u>2,760</u>
8,130 <u>8,690</u> to 11,389 <u>12,169</u>	1.5 percent	20 percent	2,580 \$ <u>2,760</u>
11,390 <u>12,170</u> to 13,009 <u>13,899</u>	1.6 percent	20 percent	2,580 \$ <u>2,760</u>
13,010 <u>13,900</u> to 14,649 <u>15,659</u>	1.7 percent	20 percent	2,580 \$ <u>2,760</u>
14,650 <u>15,660</u> to 16,269 <u>17,389</u>	1.8 percent	20 percent	2,580 \$ <u>2,760</u>
16,270 <u>17,390</u> to 17,879 <u>19,109</u>	1.9 percent	25 percent	2,580 \$ <u>2,760</u>
17,880 <u>19,110</u> to 22,779 <u>24,349</u>	2.0 percent	25 percent	2,580 \$ <u>2,760</u>
22,780 <u>24,350</u> to 24,399 <u>26,079</u>	2.0 percent	30 percent	2,580 \$ <u>2,760</u>
24,400 <u>26,080</u> to 27,659 <u>29,559</u>	2.0 percent	30 percent	2,580 \$ <u>2,760</u>
27,660 <u>29,560</u> to 39,029 <u>41,709</u>	2.0 percent	35 percent	2,580 \$ <u>2,760</u>
39,030 <u>41,710</u> to 56,919 <u>60,829</u>	2.0 percent	35 percent	2,090 \$ <u>2,230</u>
56,920 <u>60,830</u> to 65,049 <u>69,519</u>	2.0 percent	40 percent	1,830 \$ <u>1,960</u>
65,050 <u>69,520</u> to 73,189 <u>78,219</u>	2.1 percent	40 percent	1,510 \$ <u>1,610</u>
73,190 <u>78,220</u> to 81,319 <u>86,909</u>	2.2 percent	40 percent	1,350 \$ <u>1,440</u>
81,320 <u>86,910</u> to 89,449 <u>95,599</u>	2.3 percent	40 percent	1,180 \$ <u>1,260</u>
89,450 <u>95,600</u> to 94,339 <u>100,819</u>	2.4 percent	45 percent	1,000 \$ <u>1,070</u>

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94,340 <u>100,820</u> to 97,609		830
	2.5 percent	\$ <u>890</u>
	45 percent	
97,610 <u>104,320</u> to 101,559		680
	2.5 percent	\$ <u>730</u>
	50 percent	
101,560 <u>108,540</u> to		500
105,499 <u>112,749</u>	2.5 percent	\$ <u>530</u>
	50 percent	

The payment made to a claimant shall be the amount of the state refund calculated under this subdivision. No payment is allowed if the claimant's household income is ~~\$105,500~~ \$112,750 or more.

Sec. 64. Minnesota Statutes 2016, section 290A.04, subdivision 2a, is amended to read:

Subd. 2a. **Renters.** A claimant whose rent constituting property taxes exceeds the percentage of the household income stated below must pay an amount equal to the percent of income shown for the appropriate household income level along with the percent to be paid by the claimant of the remaining amount of rent constituting property taxes. The state refund equals the amount of rent constituting property taxes that remain, up to the maximum state refund amount shown below.

Household Income	Percent of Income	Percent Paid by Claimant	Maximum State Refund
			2,000
\$0 to 4,909 <u>5,249</u>	1.0 percent	5 percent	\$ <u>2,140</u>
			2,000
4,910 <u>5,250</u> to 6,529 <u>6,979</u>	1.0 percent	10 percent	\$ <u>2,140</u>
			1,950
6,530 <u>6,980</u> to 8,159 <u>8,719</u>	1.1 percent	10 percent	\$ <u>2,080</u>
8,160 <u>8,720</u> to 11,439			1,900
	1.2 percent	10 percent	\$ <u>2,030</u>
11,440 <u>12,230</u> to 14,709			1,850
	1.3 percent	15 percent	\$ <u>1,980</u>
14,710 <u>15,720</u> to 16,339			1,800
	1.4 percent	15 percent	\$ <u>1,920</u>
16,340 <u>17,460</u> to 17,959			1,750
	1.4 percent	20 percent	\$ <u>1,870</u>
17,960 <u>19,190</u> to 21,239			1,700
	1.5 percent	20 percent	\$ <u>1,820</u>
21,240 <u>22,700</u> to 22,869			1,650
	1.6 percent	20 percent	\$ <u>1,760</u>
22,870 <u>24,440</u> to 24,499			1,650
	1.7 percent	25 percent	\$ <u>1,760</u>
24,500 <u>26,180</u> to 27,779			1,650
	1.8 percent	25 percent	\$ <u>1,760</u>
27,780 <u>29,690</u> to 29,399			1,650
	1.9 percent	30 percent	\$ <u>1,760</u>

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29,400 <u>31,420</u> to 34,299		1,650
<u>36,659</u>	2.0 percent	30 percent
		\$ <u>1,760</u>
34,300 <u>36,660</u> to 39,199		1,650
<u>41,889</u>	2.0 percent	35 percent
		\$ <u>1,760</u>
39,200 <u>41,890</u> to 45,739		1,650
<u>48,879</u>	2.0 percent	40 percent
		\$ <u>1,760</u>
45,740 <u>48,880</u> to 47,369		1,500
<u>50,629</u>	2.0 percent	45 percent
		\$ <u>1,600</u>
47,370 <u>50,630</u> to 49,009		1,350
<u>52,379</u>	2.0 percent	45 percent
		\$ <u>1,440</u>
49,010 <u>52,380</u> to 50,649		1,150
<u>54,129</u>	2.0 percent	45 percent
		\$ <u>1,230</u>
50,650 <u>54,130</u> to 52,269		1,000
<u>55,859</u>	2.0 percent	50 percent
		\$ <u>1,070</u>
52,270 <u>55,860</u> to 53,909		900
<u>57,619</u>	2.0 percent	50 percent
		\$ <u>960</u>
53,910 <u>57,620</u> to 55,539		500
<u>59,359</u>	2.0 percent	50 percent
		\$ <u>530</u>
55,540 <u>59,360</u> to 57,169		200
<u>61,099</u>	2.0 percent	50 percent
		\$ <u>210</u>

The payment made to a claimant is the amount of the state refund calculated under this subdivision. No payment is allowed if the claimant's household income is ~~\$57,170~~ \$61,100 or more.

Sec. 65. Minnesota Statutes 2016, section 290A.04, subdivision 4, is amended to read:

Subd. 4. **Inflation adjustment.** (a) Beginning for property tax refunds payable in calendar year 2002, the commissioner shall annually adjust the dollar amounts of the income thresholds and the maximum refunds under subdivisions 2 and 2a for inflation. The commissioner shall make the inflation adjustments in accordance with section 1(f) of the Internal Revenue Code, except that for purposes of this subdivision the percentage increase shall be determined as provided in this subdivision.

(b) In adjusting the dollar amounts of the income thresholds and the maximum refunds under subdivision 2 for inflation, the percentage increase shall be determined from the year ending on June 30, ~~2013~~ 2018, to the year ending on June 30 of the year preceding that in which the refund is payable.

(c) In adjusting the dollar amounts of the income thresholds and the maximum refunds under subdivision 2a for inflation, the percentage increase shall be determined from the year ending on June 30, ~~2013~~ 2018, to the year ending on June 30 of the year preceding that in which the refund is payable.

(d) The commissioner shall use the appropriate percentage increase to annually adjust the income thresholds and maximum refunds under subdivisions 2 and 2a for inflation without regard to whether or not the income tax brackets are adjusted for inflation in that year. The commissioner shall round

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the thresholds and the maximum amounts, as adjusted to the nearest \$10 amount. If the amount ends in \$5, the commissioner shall round it up to the next \$10 amount.

(e) The commissioner shall annually announce the adjusted refund schedule at the same time provided under section 290.06. The determination of the commissioner under this subdivision is not a rule under the Administrative Procedure Act."

Page 70, line 24, delete "2019" and insert "2018"

Page 116, line 2, before "The" insert "After the allocations are made under paragraph (b), any amount remaining in the general fund, of the money apportioned to the general fund under this section in the current year, shall be refunded by the commissioner of revenue as provided. By May 15 annually, the commissioner shall issue a refund to each producer equal to the amount of tax paid by that producer in the current year under section 298.01, as compared to the total amount of tax paid in the current year under section 298.01 by all producers, provided that a producer shall not be eligible for a refund under this section in an amount greater than the amount of tax paid by that producer in the current year."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Osmek moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 82, after line 17, insert:

"Sec. 7. **CITY OF EXCELSIOR; TAXES AUTHORIZED.**

Subdivision 1. Sales and use tax authorization. Notwithstanding Minnesota Statutes, section 297A.99, subdivisions 1 and 2, or 477A.016, or any other law, ordinance, or city charter, the city of Excelsior may impose, by ordinance, a sales and use tax of up to one-half of one percent for the purposes specified in subdivision 2, subject to voter approval in a general election held before January 1, 2019. Except as otherwise provided in this section, the provisions of Minnesota Statutes, section 297A.99, govern the imposition, administration, collection, and enforcement of the tax authorized under this subdivision.

Subd. 2. Use of sales and use tax revenues. The revenues derived from the tax authorized under subdivision 1 must be used by the city of Excelsior to pay the costs of collecting and administering the tax and to finance the capital and administrative costs of improvements to the commons as indicated in the November 2016 findings of the commons master planning work group. Authorized expenses include, but are not limited to, improvements for walkability and accessibility, enhancement of beach area and facilities, prevention and management of shoreline erosion, redesign of the port and bandshell, improvement of playground equipment, and securing and paying debt service on bonds issued under subdivision 3 or other obligations issued to the improvements listed in this subdivision in the city of Excelsior.

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Subd. 3. **Bonding authority.** (a) The city of Excelsior may issue bonds under Minnesota Statutes, chapter 475, to finance all or a portion of the costs of the projects authorized in subdivision 2. The aggregate principal amount of bonds issued under this subdivision may not exceed \$7,000,000, plus an amount to be applied to the payment of the costs of issuing the bonds. The bonds may be paid from or secured by any funds available to the city of Excelsior, including the tax authorized under subdivision 1. The issuance of bonds under this subdivision is not subject to Minnesota Statutes, sections 275.60 and 275.61.

(b) The bonds are not included in computing any debt limitation applicable to the city of Excelsior, and any levy of taxes under Minnesota Statutes, section 475.61, to pay principal and interest on the bonds is not subject to any levy limitation. A separate election to approve the bonds under Minnesota Statutes, section 475.58, is not required.

Subd. 4. **Termination of taxes.** The tax imposed under subdivision 1 expires at the later of: (1) 25 years after the tax is first imposed; or (2) when the city council determines that \$7,000,000 has been received from the tax to pay for the cost of the projects authorized under subdivision 2, plus an amount sufficient to pay the costs related to issuance of the bonds authorized under subdivision 3, including interest on the bonds. Any funds remaining after payment of all such costs and retirement or redemption of the bonds shall be placed in the general fund of the city. The tax imposed under subdivision 1 may expire at an earlier time if the city so determines by ordinance.

EFFECTIVE DATE. This section is effective the day after compliance by the governing body of the city of Excelsior with Minnesota Statutes, section 645.021, subdivisions 2 and 3."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Jasinski moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 60, after line 2, insert:

"Sec. 4. **[216C.418] COMBINED HEAT AND POWER AND EXPANDER GENERATOR DEVELOPMENT PLAN.**

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

(b) "Eligible combined heat and power system" means a system that:

(1) uses the same energy source for the simultaneous or sequential generation of electrical power, mechanical shaft power, or both, in combination with the generation of steam or other forms of useful thermal energy, including for industrial process applications, which produces at least 20 percent of its total useful energy in the form of thermal energy which is not used to produce electrical or mechanical power, or combination thereof, and at least 20 percent of its total useful energy in the form of electrical or mechanical power, or combination thereof, with a system energy efficiency percentage of at least 60 percent;

(2) has a nameplate output of no less than one megawatt and no more than 15 megawatts;

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(3) is located in Minnesota; and

(4) is placed in service after January 1, 2019, and before January 1, 2026.

(c) "Eligible expander generator system" means a system that:

(1) uses a gaseous flow, pressure drop, or both, for generation of electrical power, mechanical shaft power, or both, or other forms of useful thermal energy, including for industrial process applications, with a system efficiency of at least 60 percent;

(2) has a nameplate output of no less than 250 kilowatts and no more than 15 megawatts;

(3) is located in Minnesota; and

(4) is placed in service after January 1, 2019, and before January 1, 2026.

Subd. 2. **Application for and issuance of certifications.** (a) The commissioner shall develop an application form and process for certifying eligible combined heat and power systems and eligible expander generator systems projects that qualify for a credit against individual income and corporate franchise tax under chapter 290. The commissioner shall make the forms available no later than October 1, 2019. The commissioner may require that applicants provide any information that the commissioner deems appropriate or useful in certifying credits under this section. The application must specify the taxable year in which the taxpayer expects to place the system in service. At a minimum, the application must also require applicants to provide sufficient information for the commissioner to verify that:

(1) the proposed systems meet the requirements of this section;

(2) the amount of the credit that the project is expected to qualify for based on the projected cost of the proposed systems;

(3) construction of the systems is expected to begin no later than one year after the commissioner issues a certification, including a commitment by the applicant to do so if the commissioner issues a certification and documentation attesting to the feasibility of the applicant satisfying that commitment; and

(4) the systems are expected to be placed in service by the taxable year specified in the application.

(b) Taxpayers seeking to qualify for a credit must apply to the commissioner for certification of the proposed system and must obtain the certification before beginning construction.

Subd. 3. **Certification.** A taxpayer with a qualifying project proposal under this section must certify to the commissioner the placed-in-service date, total installed cost, and nameplate output of the eligible combined heat and power system or eligible expander generator system. In addition, a copy of the certification must be provided to the commissioner of commerce.

Subd. 4. **Report to the legislature.** The Department of Commerce shall report to the chairs and ranking minority members of the senate and house of representatives committees having jurisdiction over taxes by January 15, 2019, on the efficiency of combined heat and power and expander generator

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processing plants including how a tax credit would benefit the development of lower-cost and small-carbon-footprint energy in the state of Minnesota."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Cohen moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 56, delete section 1

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

CALL OF THE SENATE

Senator Cohen imposed a call of the Senate for the balance of the proceedings on H.F. No. 4385. The Sergeant at Arms was instructed to bring in the absent members.

The question was taken on the adoption of the Cohen amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wicklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment was not adopted.

Senator Nelson moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 63, after line 23, insert:

"Sec. 10. [290.0683] MINNESOTA HOUSING TAX CREDIT PROGRAM; STUDY.

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

(b) "Agency" means the Minnesota Housing Finance Agency.

(c) "Minnesota housing tax credit contribution fund" means the fund established in section 462A.40.

(d) "Qualified project" means a project that qualifies for a grant or loan under section 462A.40, subdivision 2.

(e) "Taxpayer" means a taxpayer as defined in section 290.01, subdivision 6, or a taxpayer as defined in section 297I.01, subdivision 16."

Page 75, after line 15, insert:

"Sec. 21. Minnesota Statutes 2016, section 297I.20, is amended by adding a subdivision to read:

Subd. 4. **Minnesota housing tax credit.** An insurance company may claim a credit against the premiums tax imposed under this chapter equal to the amount indicated on the credit certificate statement issued to the company, if a Minnesota housing tax credit is established. If the amount of the credit exceeds the liability for tax under this chapter, the excess is a credit carryover to each of the ten succeeding taxable years. The entire amount of the excess unused credit for the taxable year must be carried first to the earliest of the taxable years to which the credit may be carried and then to each successive year to which the credit may be carried. This credit does not affect the calculation of police and fire aid under section 69.021.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2018.

Sec. 22. **[462A.40] MINNESOTA HOUSING TAX CREDIT CONTRIBUTION FUND.**

Subdivision 1. **Fund created.** If a Minnesota housing tax credit is established, the Minnesota housing tax credit contribution fund is created to be a revolving fund at the agency and administered by the commissioner. Amounts contributed to the fund are appropriated to the commissioner. The commissioner may use the amounts appropriated to direct disbursements from the fund as loans or grants to eligible recipients.

Subd. 2. **Use of funds; grant and loan program.** (a) The commissioner may award grants and loans to be used for multifamily and single family developments for persons and families of low and moderate income. Allowable use of the funds include: gap financing, as defined in section 462A.33, subdivision 1, new construction, acquisition, rehabilitation, demolition or removal of existing structures, construction financing, permanent financing, interest rate reduction, and refinancing.

(b) The commissioner may give preference for grants and loans to comparable proposals that include regulatory changes or waivers that result in identifiable cost avoidance or cost reductions, including but not limited to increased density, flexibility in site development standards, or zoning code requirements.

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(c) To the extent practicable, grants and loans shall be made so that an approximately equal number of housing units are financed in the metropolitan area, as defined in section 473.121, subdivision 2, and in greater Minnesota.

(d) The commissioner shall set aside 35 percent of the financing under this section for single-family homes and 20 percent for cities with a population under 10,000. A project that meets both set asides may count toward both requirements. If by June 1 each year, the commissioner does not receive requests to use all of the financing set aside under this paragraph, the commissioner may use any remaining financing for other projects eligible under this section.

Subd. 3. **Eligible recipients.** (a) The commissioner may award grants or loans to a city, a federally recognized American Indian tribe or subdivision located in Minnesota, a tribal housing corporation, a private developer, a nonprofit organization, a housing and redevelopment authority under sections 469.001 to 469.047, a public housing authority or agency authorized by law to exercise any of the powers granted by sections 469.001 to 469.047, or the owner of the housing, excluding individuals who own the housing and are using it as their domicile.

(b) Eligible recipients must use the funds to serve households that meet the income limits as provided in section 462A.33, subdivision 5.

(c) For the purpose of this subdivision, "city" has the meaning given it in section 462A.03, subdivision 21.

Subd. 4. **Recapture.** A loan or grant awarded under this section is subject to repayment or recapture under the guidelines adopted by the commissioner. Any loan or grant that is repaid or recaptured must be redeposited in the fund.

Subd. 5. **Report.** The commissioner shall report by January 15, 2020, to the chairs and ranking minority members of the legislative policy and finance committees with jurisdiction over housing on whether a tax credit would increase development and availability of affordable housing to persons and families of low and moderate incomes in Minnesota.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2018."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Clausen moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 15, after line 7, insert:

"Sec. 21. Minnesota Statutes 2016, section 290.0131, is amended by adding a subdivision to read:

Subd. 17. **529 plan distributions for K-12 expenses.** The lesser of the following amounts is an addition:

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(1) the total distributions for the taxable year from a qualified plan under section 529 of the Internal Revenue Code, owned by the taxpayer, that are expended for qualified higher education expenses under section 529(c)(7) of the Internal Revenue Code (expenses for tuition for elementary or secondary public, private, or religious school); or

(2) the total amount required to be reported to the taxpayer by any trustee of a qualified tuition plan under section 529 of the Internal Revenue Code as earnings on Internal Revenue Service Form 1099Q for the taxable year.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2017."

Page 32, after line 28, insert:

"Sec. 50. Minnesota Statutes 2017 Supplement, section 290.0684, subdivision 1, is amended to read:

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

(b) "Contribution" means the amount contributed to one or more qualified accounts except that the amount:

(1) is reduced by any withdrawals or distributions, other than transfers or rollovers to another qualified account, from a qualified account during the taxable year; and

(2) excludes the amount of any transfers or rollovers from a qualified account made during the taxable year.

~~(c) "Federal adjusted gross income" has the meaning given under section 62(a) of the Internal Revenue Code.~~

~~(d) "Qualified account" means an account qualifying under section 529 529(e)(3) of the Internal Revenue Code.~~

~~(e) (d) "Qualified higher education expenses" has the meaning given in section 529 of the Internal Revenue Code, except section 529(c)(7) of the Internal Revenue Code does not apply to the definition of qualified higher education expenses.~~

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

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Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment was not adopted.

Senator Rest moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 60, delete section 4 and insert:

"Sec. 4. Minnesota Statutes 2017 Supplement, section 289A.10, subdivision 1, is amended to read:

Subdivision 1. **Return required.** In the case of a decedent who has an interest in property with a situs in Minnesota, the personal representative must submit a Minnesota estate tax return to the commissioner, on a form prescribed by the commissioner, if:

(1) a federal estate tax return is required to be filed; or

(2) the sum of the federal gross estate and federal adjusted taxable gifts, as defined in section 2001(b) of the Internal Revenue Code, made within three years of the date of the decedent's death exceeds ~~\$1,200,000 for estates of decedents dying in 2014; \$1,400,000 for estates of decedents dying in 2015; \$1,600,000 for estates of decedents dying in 2016; \$2,100,000 for estates of decedents dying in 2017; or \$2,400,000 for estates of decedents dying in 2018; \$2,700,000 for estates of decedents dying in 2019; and \$3,000,000 for estates of decedents dying in 2020~~ and thereafter.

The return must contain a computation of the Minnesota estate tax due. The return must be signed by the personal representative.

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

Page 70, delete section 14 and insert:

"Sec. 14. Minnesota Statutes 2017 Supplement, section 291.016, subdivision 3, is amended to read:

Subd. 3. **Subtraction.** (a) For estates of decedents dying after December 31, 2016, A subtraction is allowed in computing the Minnesota taxable estate, equal to the sum of:

(1) the exclusion amount for the year of death under paragraph (b); and

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(2) the lesser of:

(i) the value of qualified small business property under section 291.03, subdivision 9, and the value of qualified farm property under section 291.03, subdivision 10; or

(ii) \$5,000,000 minus the exclusion amount for the year of death under paragraph (b).

(b) The following exclusion amounts apply for the year of death:

(1) \$2,100,000 for decedents dying in 2017; and

(2) \$2,400,000 for decedents dying in 2018; and thereafter.

~~(3) \$2,700,000 for decedents dying in 2019; and~~

~~(4) \$3,000,000 for decedents dying in 2020 and thereafter.~~

(c) The subtraction under this subdivision must not reduce the Minnesota taxable estate to less than zero.

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

Page 70, delete section 15

Page 75, delete section 20

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Rest moved to amend the Rest amendment to H.F. No. 4385 as follows:

Page 1, after line 18, insert:

"Page 63, after line 23, insert:

"Sec. 10. Minnesota Statutes 2017 Supplement, section 290.0671, subdivision 1, is amended to read:

Subdivision 1. **Credit allowed.** (a) An individual who is a resident of Minnesota is allowed a credit against the tax imposed by this chapter equal to a percentage of earned income. To receive a credit, a taxpayer must be eligible for a credit under section 32 of the Internal Revenue Code, except:

(1) that a taxpayer with no qualifying children who has attained the age of 21, but not attained age 65 before the close of the taxable year and is otherwise eligible for a credit under section 32 of the Internal Revenue Code may also receive a credit; and

(2) a taxpayer who is otherwise eligible for a credit under section 32 of the Internal Revenue Code remains eligible for this credit even if the taxpayer's earned income or adjusted gross income exceeds the income limitation under section 32 of the Internal Revenue Code.

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(b) For individuals with no qualifying children, the credit equals ~~2.10~~ three percent of the first ~~\$6,180~~ \$6,680 of earned income. The credit is reduced by ~~2.04~~ three percent of earned income or adjusted gross income, whichever is greater, in excess of ~~\$8,130~~ \$12,340, but in no case is the credit less than zero.

(c) For individuals with one qualifying child, the credit equals ~~9.35~~ 12.71 percent of the first ~~\$11,120~~ \$8,590 of earned income. The credit is reduced by ~~6.02~~ 5.20 percent of earned income or adjusted gross income, whichever is greater, in excess of ~~\$21,190~~ \$22,220, but in no case is the credit less than zero.

(d) For individuals with two ~~or more~~ qualifying children, the credit equals ~~11~~ 14.94 percent of the first ~~\$18,240~~ \$14,080 of earned income. The credit is reduced by ~~10.82~~ 9.20 percent of earned income or adjusted gross income, whichever is greater, in excess of ~~\$25,130~~ \$26,360, but in no case is the credit less than zero.

(e) For individuals with three or more qualifying children, the credit equals 15.78 percent of the first \$14,870 of earned income. The credit is reduced by 9.07 percent of earned income or adjusted gross income, whichever is greater, in excess of \$26,360, but in no case is the credit less than zero.

~~(e)~~ (f) For a part-year resident, the credit must be allocated based on the percentage calculated under section 290.06, subdivision 2c, paragraph (e).

~~(f)~~ (g) For a person who was a resident for the entire tax year and has earned income not subject to tax under this chapter, including income excluded under section 290.0132, subdivision 10, the credit must be allocated based on the ratio of federal adjusted gross income reduced by the earned income not subject to tax under this chapter over federal adjusted gross income. For purposes of this paragraph, the following clauses are not considered "earned income not subject to tax under this chapter":

- (1) the subtractions for military pay under section 290.0132, subdivisions 11 and 12;
- (2) the exclusion of combat pay under section 112 of the Internal Revenue Code; and
- (3) income derived from an Indian reservation by an enrolled member of the reservation while living on the reservation.

~~(g)~~ (h) For tax years beginning after December 31, ~~2013~~ 2018, the ~~\$8,130~~ \$12,340 in paragraph (b), the ~~\$21,190~~ \$22,220 in paragraph (c), ~~and the \$25,130~~ \$26,360 in paragraph (d), ~~and the \$26,360 in paragraph (e)~~, after being adjusted for inflation under subdivision 7, are each increased by ~~\$5,000~~ \$5,570 for married taxpayers filing joint returns. ~~For tax years beginning after December 31, 2013, the commissioner shall annually adjust the \$5,000 by the percentage determined pursuant to the provisions of section 1(f) of the Internal Revenue Code, except that in section 1(f)(3)(B), the word "2008" shall be substituted for the word "1992." For 2014, the commissioner shall then determine the percent change from the 12 months ending on August 31, 2008, to the 12 months ending on August 31, 2013, and in each subsequent year, from the 12 months ending on August 31, 2008, to the 12 months ending on August 31 of the year preceding the taxable year. The earned income thresholds as adjusted for inflation must be rounded to the nearest \$10. If the amount ends in \$5,~~

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~~the amount is rounded up to the nearest \$10. The determination of the commissioner under this subdivision is not a rule under the Administrative Procedure Act.~~

~~(h)~~ (i) The commissioner shall construct tables showing the amount of the credit at various income levels and make them available to taxpayers. The tables shall follow the schedule contained in this subdivision, except that the commissioner may graduate the transition between income brackets.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2018.

Sec. 11. Minnesota Statutes 2016, section 290.0671, subdivision 7, is amended to read:

Subd. 7. **Inflation adjustment.** The earned income amounts used to calculate the credit and the income thresholds at which the maximum credit begins to be reduced in subdivision 1, and the additional threshold amount for married taxpayers filing joint returns, must be adjusted for inflation. The commissioner shall adjust by the percentage determined pursuant to the provisions of section 1(f) of the Internal Revenue Code, as amended through December 31, 2016, except that in section 1(f)(3)(B) the word "~~2013~~" "2017" shall be substituted for the word "1992." For ~~2015~~ 2019, the commissioner shall then determine the percent change from the 12 months ending on August 31, ~~2013~~ 2017, to the 12 months ending on August 31, ~~2014~~ 2018, and in each subsequent year, from the 12 months ending on August 31, ~~2013~~ 2017, to the 12 months ending on August 31 of the year preceding the taxable year. The earned income thresholds as adjusted for inflation must be rounded to the nearest \$10 amount. If the amount ends in \$5, the amount is rounded up to the nearest \$10 amount. The determination of the commissioner under this subdivision is not a rule under the Administrative Procedure Act.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2018.""

Renumber the sections in sequence

The question was taken on the adoption of the Rest amendment to the Rest amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

Those who voted in the negative were:

Abeler	Draheim	Housley	Koran	Newman
Anderson, B.	Eichorn	Ingebrigtsen	Lang	Osmek
Anderson, P.	Fischbach	Jasinski	Limmer	Pratt
Benson	Gazelka	Jensen	Mathews	Relph
Chamberlain	Goggin	Johnson	Miller	Rosen
Dahms	Hall	Kiffmeyer	Nelson	Ruud

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Senjem

Utke

Weber

Westrom

The motion did not prevail. So the amendment to the amendment was not adopted.

Senator Kent moved to amend the first Rest amendment to H.F. No. 4385 as follows:

Page 2, after line 7, insert:

"Page 82, after line 32, insert:

"Sec. 2. Minnesota Statutes 2016, section 126C.44, is amended to read:

126C.44 SAFE SCHOOLS LEVY REVENUE.

Subdivision 1. **Safe schools revenue.** (a) Each district may make a levy on all taxable property located within the district for the purposes specified in this section. The maximum amount which may be levied for all costs under this section shall be equal to \$36 multiplied by For fiscal year 2020 and later, the initial safe schools revenue for a school district equals \$45 times the district's adjusted pupil units for the school year.

(b) For fiscal year 2020 and later, the cooperative safe schools revenue for a school district that is a member of an intermediate school district equals \$30 times the district's adjusted pupil units for the school year. For fiscal year 2020 and later, the cooperative safe schools revenue for a school district that is a member of a cooperative unit other than an intermediate district that enrolls students equals \$15 times the district's adjusted pupil units for the school year. Revenue raised under this paragraph must be transferred to the intermediate school district or other cooperative unit of which the district is a member and used only for costs associated with safe schools activities authorized under subdivision 3, paragraph (a), clauses (1) to (9). If the district is a member of more than one cooperative unit that enrolls students, the revenue must be allocated among the cooperative units.

(c) For fiscal year 2020 and later, the safe schools revenue for a school district equals the sum of the district's initial safe schools revenue and the district's cooperative safe schools revenue.

Subd. 2. **Safe schools revenue for a charter school.** (a) For fiscal year 2020 and later, safe schools revenue for a charter school equals \$45 times the adjusted pupil units for the school year.

(b) The revenue must be reserved and used only for costs associated with safe schools activities authorized under subdivision 3, paragraph (a), or for building lease expenses not funded by charter school building lease aid that are attributable to facility security enhancements made by the landlord after July 1, 2019.

Subd. 3. **Uses of safe schools revenue.** (a) The proceeds of the levy revenue must be reserved and used for directly funding the following purposes or for reimbursing the cities and counties who contract with the district for the following purposes:

(1) to pay the costs incurred for the salaries, benefits, and transportation costs of peace officers and sheriffs for liaison in services in the district's schools;

(2) to pay the costs for a drug abuse prevention program as defined in section 609.101, subdivision 3, paragraph (e), in the elementary schools;

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(3) to pay the costs for a gang resistance education training curriculum in the district's schools;

(4) to pay the costs for security in the district's schools and on school property;

(5) to pay the costs for other crime prevention, drug abuse, student and staff safety, voluntary opt-in suicide prevention tools, and violence prevention measures taken by the school district;

(6) to pay costs for licensed school counselors, licensed school nurses, licensed school social workers, licensed school psychologists, and licensed alcohol and chemical dependency counselors to help provide early responses to problems;

(7) to pay for facility security enhancements including laminated glass, public announcement systems, emergency communications devices, and equipment and facility modifications related to violence prevention and facility security;

(8) to pay for costs associated with improving the school climate; or

(9) to pay costs for colocating and collaborating with mental health professionals who are not district employees or contractors.

(b) For expenditures under paragraph (a), clause (1), the district must initially attempt to contract for services to be provided by peace officers or sheriffs with the police department of each city or the sheriff's department of the county within the district containing the school receiving the services. If a local police department or a county sheriff's department does not wish to provide the necessary services, the district may contract for these services with any other police or sheriff's department located entirely or partially within the school district's boundaries.

~~(c) A school district that is a member of an intermediate school district may include in its authority under this section the costs associated with safe schools activities authorized under paragraph (a) for intermediate school district programs. This authority must not exceed \$15 times the adjusted pupil units of the member districts. This authority is in addition to any other authority authorized under this section. Revenue raised under this paragraph must be transferred to the intermediate school district.~~

EFFECTIVE DATE. This section is effective for taxes payable in 2019 and later."

Senator Pratt questioned whether the Kent amendment to the Rest amendment was germane.

The President ruled that the amendment to the amendment was germane.

Pursuant to Rule 7.4, Senator Nelson questioned whether the Kent amendment to the Rest amendment was in order. The President ruled the amendment to the amendment was not in order.

Senator Rest appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

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Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

Those who voted in the negative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

So the decision of the President was sustained.

The question was taken on the adoption of the first Rest amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment was not adopted.

Senator Dziedzic moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 20, lines 13, 22, and 29, reinstate the stricken "5.35" and delete "5.1"

Page 33, after line 33, insert:

"Sec. 50. [290.0687] PERSONAL AND DEPENDENT CREDIT.

Subdivision 1. Credit allowed. (a) A resident or part-year resident taxpayer is allowed a credit against the income tax due under section 290.06, subdivision 2c, in an amount equal to the sum of:

(1) \$60, or in the case of a married couple filing a joint return \$120; plus

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(2) \$60 multiplied by the number of dependents of the taxpayer, as defined under sections 151 and 152 of the Internal Revenue Code.

(b) The credit is not allowed to an individual who is eligible to be claimed as a dependent, as defined in sections 151 and 152 of the Internal Revenue Code. The credit may not exceed the liability for tax under this chapter.

Subd. 2. **Credit amount.** (a) The credit under subdivision 1 is reduced in the case of married individuals filing a joint return by one percent for each \$1,000, or fraction thereof, above the threshold, and for all other taxpayers by two percent for each \$1,000, or fraction thereof, above the threshold amount.

(b) The threshold amounts are:

(1) \$180,000 of federal adjusted gross income for married individuals filing a joint return; and

(2) \$90,000 of federal adjusted gross income for all other taxpayers.

(c) The thresholds must be increased by an amount equal to:

(1) the threshold dollar amount, multiplied by:

(2) the cost-of-living adjustment determined under section 1(f) of the Internal Revenue Code, as amended through December 16, 2016, for the calendar year in which the taxable year begins, by substituting "calendar year 2017" for "calendar year 1992" in subparagraph (B) of section 1(f)(3).

(d) The determination of the commissioner pursuant to this subdivision shall not be considered a rule and shall not be subject to the Administrative Procedure Act under chapter 14, including section 14.386.

EFFECTIVE DATE. This section is effective for taxable years beginning after December 31, 2017, and before January 1, 2020."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

Those who voted in the negative were:

Abeler	Anderson, B.	Anderson, P.	Benson	Chamberlain
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Dahms	Hall	Kiffmeyer	Nelson	Ruud
Draheim	Housley	Koran	Newman	Senjem
Eichorn	Ingebrigtsen	Lang	Osmek	Utke
Fischbach	Jasinski	Limmer	Pratt	Weber
Gazelka	Jensen	Mathews	Relph	Westrom
Goggin	Johnson	Miller	Rosen	

The motion did not prevail. So the amendment was not adopted.

Senator Little moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 80, after line 9, insert:

"Sec. 4. Minnesota Statutes 2016, section 297F.05, is amended by adding a subdivision to read:

Subd. 1b. **Annual indexing.** (a) Each year the commissioner shall adjust the tax rates under subdivision 1, including any adjustment made in prior years under this subdivision, by multiplying the mill rates for the current calendar year by an adjustment factor and rounding the result to the nearest mill. The adjustment factor equals the in-lieu sales tax rate that applies to the following calendar year divided by the in-lieu sales tax rate for the current calendar year. For purposes of this subdivision, "in-lieu sales tax rate" means the tax rate established under section 297F.25, subdivision 1. For purposes of the calculations under this subdivision to be made in any year in which an increase in the federal or state excise tax on cigarettes is implemented, the commissioner shall exclude from the calculated average price for the current year an amount equal to any increase in the state or federal excise tax rate.

(b) The commissioner shall publish the resulting rate by November 1 and the rate applies to sales made on or after January 1 of the following year.

(c) The determination of the commissioner under this subdivision is not a rule and is not subject to the Administrative Procedure Act in chapter 14.

EFFECTIVE DATE. This section is effective the day following final enactment and applies beginning with rates calculated for calendar year 2019."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 36, as follows:

Those who voted in the affirmative were:

Bakk	Cwodzinski	Hayden	Latz	Rest
Bigham	Dibble	Hoffman	Little	Simonson
Carlson	Dziedzic	Isaacson	Lourey	Sparks
Champion	Eaton	Kent	Marty	Torres Ray
Clausen	Franzen	Klein	Newton	Wiger
Cohen	Frentz	Laine	Pappas	Wiklund

Those who voted in the negative were:

Abeler	Anderson, B.	Anderson, P.	Benson	Chamberlain
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Dahms	Hall	Koran	Osmek	Utke
Draheim	Housley	Lang	Pratt	Weber
Eichorn	Ingebrigtsen	Limmer	Relph	Westrom
Eken	Jasinski	Mathews	Rosen	
Fischbach	Jensen	Miller	Ruud	
Gazelka	Johnson	Nelson	Senjem	
Goggin	Kiffmeyer	Newman	Tomassoni	

The motion did not prevail. So the amendment was not adopted.

Senator Marty moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 9, after line 5, insert:

"For corporations, resident individuals, and resident estates and trusts who make a valid election under section 965(h) of the Internal Revenue Code, including any successor in interest, net income for the taxable year includes the ratable amount of deferred foreign income on which the taxpayer makes a federal tax payment in that year."

Page 9, line 12, reinstate the stricken language and delete the new language

Page 9, line 13, delete the new language and after the period, insert "The amendments to the Internal Revenue Code of 1986 made by title I, subtitle D, parts I and II, of the act to provide for reconciliation pursuant to titles II and V of the concurrent resolution on the budget for fiscal year 2018, Public Law 115-97, apply and are effective at the same time as they were effective for federal purposes."

Page 11, delete section 13 and insert:

"Sec. 13. Minnesota Statutes 2017 Supplement, section 290.01, subdivision 31, is amended to read:

Subd. 31. **Internal Revenue Code.** Unless specifically defined otherwise, "Internal Revenue Code" means the Internal Revenue Code of 1986, as amended through December 16, 2016, and as amended by title I, subtitle D, parts I and II, of the act to provide for reconciliation pursuant to titles II and V of the concurrent resolution on the budget for fiscal year 2018, Public Law 115-97. Internal Revenue Code also includes any uncodified provision in federal law that relates to provisions of the Internal Revenue Code that are incorporated into Minnesota law. When used in this chapter, the reference to "subtitle A, chapter 1, subchapter N, part 1, of the Internal Revenue Code" is to the Internal Revenue Code as amended through March 18, 2010.

EFFECTIVE DATE. This section is effective the day following final enactment and the changes incorporated by federal changes are effective retroactively at the same time they were effective for federal purposes."

Page 15, delete section 20

Page 17, delete section 27

Page 18, delete section 28 and insert:

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"Sec. 26. Minnesota Statutes 2016, section 290.0132, is amended by adding a subdivision to read:

Subd. 28. **Deferred foreign income of nonresidents.** In the case of a nonresident individual the amount of deferred foreign income recognized because of section 965 of the Internal Revenue Code is a subtraction.

EFFECTIVE DATE. This section is effective retroactively for taxable years beginning after December 31, 2016, and before January 1, 2019."

Page 18, after line 20, insert:

"Sec. 29. Minnesota Statutes 2016, section 290.0133, subdivision 6, is amended to read:

Subd. 6. **Special deductions.** (a) The amount of any special deductions under sections 241 to 247 and ~~965~~ 250 of the Internal Revenue Code is an addition.

(b) The addition under this subdivision is reduced by the amount of the deduction under section 245A of the Internal Revenue Code that represents amounts included in federal taxable income in a prior taxable year under section 965 of the Internal Revenue Code.

EFFECTIVE DATE. Paragraph (a) is effective retroactively for taxable years beginning after December 31, 2016. Paragraph (b) is effective for taxable years beginning after December 31, 2017."

Page 19, delete section 32 and insert:

"Sec. 31. Minnesota Statutes 2016, section 290.0133, is amended by adding a subdivision to read:

Subd. 15. **Deferred foreign income.** (a) The amount of the deduction provided under section 965(c) of the Internal Revenue Code is an addition.

(b) For a taxpayer making a valid election under section 965(h) of the Internal Revenue Code, the addition under paragraph (a) must be applied ratably to the same tax periods in which the taxpayer includes deferred foreign income in Minnesota net income pursuant to section 290.01, subdivision 19.

EFFECTIVE DATE. This section is effective retroactively for taxable years beginning after December 31, 2016."

Page 19, delete sections 33 and 34

Page 35, line 29, delete the new language and insert "and 10"

Page 35, line 30, delete the new language

Page 43, after line 25, insert

"Sec. 55. Minnesota Statutes 2016, section 290.21, is amended by adding a subdivision to read:

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Subd. 9. **Controlled foreign corporations.** For the purposes of this chapter the income of domestic corporations that is included in net income under sections 951, 951A, or 965 of the Internal Revenue Code is dividend income.

EFFECTIVE DATE. This section is effective retroactively beginning for each taxpayer's last taxable year beginning before January 1, 2018."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Franzen moved to amend the Marty amendment to H.F. No. 4385 as follows:

Page 3, after line 9, insert:

"Page 55, after line 27, insert:

"Sec. 66. **STATE AID TO REDUCE SCHOOL DISTRICT TAX LEVIES; STATE AID FOR CHARTER SCHOOLS.**

(a) For fiscal year 2020 and 2021 only, the emergency aid entitlement for a school district or charter school equals \$138,000,000 times the ratio of (1) the district's adjusted pupil units for the previous school year, divided by (2) the total adjusted pupil units for all districts for the previous school year. Aid under this section must be paid in the current year aid payment under Minnesota Statutes, section 127A.45.

(b) In each fiscal year, a school district must use at least 50 percent of the aid under this section to reduce the amount of the district's safe schools levy under Minnesota Statutes, section 126C.44, the long-term facilities maintenance levy under Minnesota Statutes, section 123B.595, or the debt service levy under Minnesota Statutes, section 123B.53.

(c) A charter school may use the aid under this section for any school-related purpose.

EFFECTIVE DATE. This section is effective July 1, 2018."

Pursuant to Rule 7.4, Senator Pratt questioned whether the Franzen amendment to the Marty was in order. The President ruled the amendment to the amendment was not in order.

Senator Franzen appealed the decision of the President.

The question was taken on "Shall the decision of the President be the judgment of the Senate?"

The roll was called, and there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

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Those who voted in the negative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

So the decision of the President was sustained.

The question was taken on the adoption of the Marty amendment.

The roll was called, and there were yeas 31 and nays 35, as follows:

Those who voted in the affirmative were:

Bakk	Dibble	Isaacson	Marty	Torres Ray
Bigham	Dziedzic	Kent	Newton	Wiger
Carlson	Eaton	Klein	Pappas	Wiklund
Champion	Eken	Laine	Rest	
Clausen	Franzen	Latz	Simonson	
Cohen	Frentz	Little	Sparks	
Cwodzinski	Hayden	Lourey	Tomassoni	

Those who voted in the negative were:

Abeler	Eichorn	Ingebrigtsen	Limmer	Relph
Anderson, B.	Fischbach	Jasinski	Mathews	Rosen
Anderson, P.	Gazelka	Jensen	Miller	Ruud
Benson	Goggin	Johnson	Nelson	Senjem
Chamberlain	Hall	Kiffmeyer	Newman	Utke
Dahms	Hoffman	Koran	Osmek	Weber
Draheim	Housley	Lang	Pratt	Westrom

The motion did not prevail. So the amendment was not adopted.

Senator Rest moved to amend H.F. No. 4385, the unofficial engrossment, as follows:

Page 18, delete section 28 and insert:

"Sec. 28. Minnesota Statutes 2016, section 290.0132, is amended by adding a subdivision to read:

Subd. 29. **Deferred foreign income of nonresidents.** For a nonresident individual the amount of deferred foreign income recognized because of section 965 of the Internal Revenue Code is a subtraction.

EFFECTIVE DATE. This section is effective retroactively for taxable years beginning after December 31, 2016, and before January 1, 2019."

Page 18, after line 20, insert:

"Sec. 31. Minnesota Statutes 2016, section 290.0133, subdivision 6, is amended to read:

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Subd. 6. **Special deductions.** (a) The amount of any special deductions under sections 241 to 247 of the Internal Revenue Code and 965 the amount of foreign derived intangible income deducted under section 250 of the Internal Revenue Code is an addition.

(b) The addition under this subdivision is reduced by the amount of the deduction under section 245A of the Internal Revenue Code that represents amounts included in federal taxable income in a prior taxable year under section 965 of the Internal Revenue Code.

EFFECTIVE DATE. This section is effective retroactively for taxable years beginning after December 31, 2016."

Page 19, delete section 32

Page 21, line 19, delete "and" and delete "to 29" and insert ", and 28"

Page 21, line 24, delete "and" and delete "to 29" and insert ", and 28"

Page 36, line 10, delete the new language and insert "to 28"

Page 43, after line 25, insert:

"Sec. 58. Minnesota Statutes 2016, section 290.21, is amended by adding a subdivision to read:

Subd. 9. **Deferred foreign income.** The income of domestic corporations that is included in net income under section 965 of the Internal Revenue Code is dividend income.

EFFECTIVE DATE. This section is effective retroactively for each taxpayer's last taxable year beginning before January 1, 2018."

Page 57, after line 5, insert:

"Sec. 2. Minnesota Statutes 2016, section 16A.152, is amended by adding a subdivision to read:

Subd. 2b. **Transfer of certain tax revenues.** If the state of Minnesota receives tax revenue resulting from the treatment of deferred foreign income under Public Law 115-97, title 1, subtitle D, parts I and II, the commissioner of revenue shall certify to the commissioner of management and budget the amount of the revenue received each fiscal year. The commissioner of management and budget shall then transfer the amount certified under this subdivision to the budget reserve account established under subdivision 1a.

EFFECTIVE DATE. This section is effective for revenue received for taxable years beginning after December 31, 2016."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

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Those who voted in the affirmative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

Those who voted in the negative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

The motion did not prevail. So the amendment was not adopted.

H.F. No. 4385 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

Abeler	Eichorn	Jasinski	Mathews	Rosen
Anderson, B.	Fischbach	Jensen	Miller	Ruud
Anderson, P.	Gazelka	Johnson	Nelson	Senjem
Benson	Goggin	Kiffmeyer	Newman	Utke
Chamberlain	Hall	Koran	Osmek	Weber
Dahms	Housley	Lang	Pratt	Westrom
Draheim	Ingebrigtsen	Limmer	Relph	

Those who voted in the negative were:

Bakk	Dibble	Hoffman	Lourey	Tomassoni
Bigham	Dziedzic	Isaacson	Marty	Torres Ray
Carlson	Eaton	Kent	Newton	Wiger
Champion	Eken	Klein	Pappas	Wiklund
Clausen	Franzen	Laine	Rest	
Cohen	Frentz	Latz	Simonson	
Cwodzinski	Hayden	Little	Sparks	

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

SPECIAL ORDER

H.F. No. 2899: A bill for an act relating to insurance; requiring notification of the statutory prohibition against payment of rebates or deductibles by residential contractors; amending Minnesota Statutes 2016, section 325E.66, subdivision 1.

Senator Housley moved to amend H.F. No. 2899, as amended pursuant to Rule 45, adopted by the Senate April 19, 2018, as follows:

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(The text of the amended House File is identical to S.F. No. 3188.)

Page 1, after line 22, insert:

"Sec. 2. [3251.08] VIDEO GAMES; PROBABILITY RATES; DISCLOSURE.

Subdivision 1. **Disclosure.** Video game publishers that distribute video games that contain a system of further purchasing of (1) a randomized reward or rewards, or (2) a consumable virtual item that can be redeemed and directly or indirectly converted to a randomized reward or rewards; shall prominently disclose and publish to the consumer the probability rates of receiving each type of randomized reward or rewards at the time of purchase and at the time any mechanism to receive a randomized reward or rewards is activated so as to meaningfully inform the consumer's decision prior to the purchase or activation of any mechanism to receive a randomized reward or rewards.

Subd. 2. **Definitions.** (a) For purposes of this section, the terms have the meanings given.

(b) "Video game" means an object or device that stores recorded data or instructions, receives data or instructions generated by a person who uses it, and, by processing the data or instructions, creates an interactive game capable of being played, viewed, or experienced on or through a computer, gaming system, console, or other technology.

(c) "Video game publisher" means an entity that publishes video games that have either been created internally or through a separate entity.

Subd. 3. **Enforcement.** The attorney general shall enforce this section under section 8.31.

EFFECTIVE DATE. This section is effective July 1, 2018."

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

H.F. No. 2899 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 62 and nays 2, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Housley	Lourey	Ruud
Anderson, B.	Draheim	Ingebrigtsen	Marty	Senjem
Anderson, P.	Dziedzic	Isaacson	Mathews	Simonson
Bakk	Eaton	Jasinski	Miller	Sparks
Benson	Eichorn	Johnson	Nelson	Tomassoni
Bigham	Eken	Kent	Newman	Torres Ray
Carlson	Fischbach	Kiffmeyer	Newton	Utke
Chamberlain	Franzen	Klein	Osmek	Weber
Champion	Frentz	Koran	Pappas	Wiger
Clausen	Gazelka	Laine	Pratt	Wiklund
Cohen	Goggin	Lang	Relph	
Cwodzinski	Hall	Limmer	Rest	
Dahms	Hoffman	Little	Rosen	

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Those who voted in the negative were:

Hayden Westrom

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

SPECIAL ORDER

S.F. No. 2991: A bill for an act relating to commerce; regulating real estate appraisals; creating an advisory board; prescribing its duties; amending Minnesota Statutes 2016, section 13D.08, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 82B.

Senator Bakk moved to amend S.F. No. 2991 as follows:

Page 1, after line 10, insert:

"Sec. 2. Minnesota Statutes 2016, section 82.62, is amended by adding a subdivision to read:

Subd. 6a. **Commissioner discretion to reinstate license.** For individuals who were licensed as a broker prior to 1990, the commissioner may enter into an order to reinstate a license revoked or suspended for a failure to renew under subdivision 6, without necessity for reexamination or additional experience requirements, provided the individual submits payment for all prior past due renewal fees and demonstrates compliance with all continuing education requirements under section 82.61."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 2991 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hoffman	Little	Rosen
Anderson, B.	Draheim	Housley	Lourey	Ruud
Anderson, P.	Dziedzic	Ingebrigtsen	Marty	Senjem
Bakk	Eaton	Isaacson	Mathews	Simonson
Benson	Eichorn	Jasinski	Miller	Sparks
Bigham	Eken	Jensen	Nelson	Tomassoni
Carlson	Fischbach	Johnson	Newman	Torres Ray
Chamberlain	Franzen	Kent	Newton	Utke
Champion	Frentz	Kiffmeyer	Osmek	Weber
Clausen	Gazelka	Klein	Pappas	Westrom
Cohen	Goggin	Koran	Pratt	Wiger
Cwodzinski	Hall	Laine	Relph	Wicklund
Dahms	Hayden	Lang	Rest	

Those who voted in the negative were:

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[91ST DAY]

Limmer

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

SPECIAL ORDER

S.F. No. 614: A bill for an act relating to health licensing; modifying the Minnesota Athletic Trainers Act; amending Minnesota Statutes 2016, sections 148.7802, subdivisions 2, 3, 6, 9; 148.7803; 148.7804; 148.7805, subdivisions 1, 3; 148.7806; 148.7808, subdivision 1; 148.7809, subdivisions 1, 2, 4; 148.7810, subdivisions 1, 3; 148.7811; 148.7812, subdivisions 1, 2, 4; 148.7813, subdivision 5; 148.7815; repealing Minnesota Statutes 2016, sections 148.7808, subdivisions 3, 4, 5; 148.7812, subdivisions 3, 5.

Senator Abeler moved to amend S.F. No. 614 as follows:

Page 10, after line 7, insert:

"Sec. 22. Minnesota Statutes 2016, section 148.915, is amended to read:

148.915 RECIPROCITY.

(a) The board may grant a license to an applicant who meets the following requirements:

(1) submits to the board a notarized application for licensure as a licensed psychologist by reciprocity;

(2) at the time of application, is licensed, certified, or registered to practice psychology in another state or jurisdiction, and has been for at least ~~five~~ two consecutive years immediately preceding the date of application;

(3) has a doctoral degree in psychology, which formed the basis for current licensure in another state or jurisdiction;

(4) is of good moral character and has no pending complaints or active disciplinary or corrective actions in any jurisdiction; and

(5) passes the Professional Responsibility Examination administered by the board and pays the fee associated with sitting for the examination.

(b) If by the laws of any state or the rulings or decisions of the appropriate officers or boards thereof, any burden, obligation, requirement, disqualification, or disability is put upon licensed psychologists licensed and in good standing in this state, affecting the right of these licensed psychologists to be registered or licensed in that state, then the same or like burden, obligation, requirement, disqualification, or disability may be put upon the licensure in this state of licensed psychologists licensed in that state.

Sec. 23. Minnesota Statutes 2017 Supplement, section 148.925, subdivision 5, is amended to read:

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Subd. 5. **Supervisory consultation for an applicant for licensure as a licensed psychologist.** Supervision of an applicant for licensure as a licensed psychologist ~~shall include at least two~~ must total 100 hours and must include two hours per week of regularly scheduled in-person consultations per week. For full-time ~~employment~~ experience, one hour ~~of which shall~~ must be with the primary supervisor on an individual basis. The remaining hour may be with a designated supervisor. The board may approve an exception to the weekly supervision requirement for a week when the supervisor was ill or otherwise unable to provide supervision. The board may prorate the two hours per week of supervision for individuals preparing for licensure on a part-time basis. Supervised psychological employment does not qualify for licensure when the supervisory consultation is not adequate as described in subdivision 1, or in the board rules. The board shall not require a supervisee to have more than two hours of supervision per week for the purpose of obtaining a license, unless the supervisee is making up missed hours as permitted by the board.

Sec. 24. Minnesota Statutes 2017 Supplement, section 148.925, subdivision 6, is amended to read:

Subd. 6. ~~Supervisee duties~~ **Services provided by individuals preparing for licensure.** ~~Applicants~~ Individuals preparing for licensure as a licensed psychologist during their postdegree supervised psychological ~~employment~~ experience may perform ~~as part of their training~~ any of the services specified in section 148.89, ~~subdivision 5, but only under qualified supervision~~ if the services are performed as part of their training."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

S.F. No. 614 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 65 and nays 0, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hoffman	Limmer	Rest
Anderson, B.	Draheim	Housley	Little	Rosen
Anderson, P.	Dziedzic	Ingebrigtsen	Lourey	Ruud
Bakk	Eaton	Isaacson	Marty	Senjem
Benson	Eichorn	Jasinski	Mathews	Simonson
Bigham	Eken	Jensen	Miller	Sparks
Carlson	Fischbach	Johnson	Nelson	Tomassoni
Chamberlain	Franzen	Kent	Newman	Torres Ray
Champion	Frentz	Kiffmeyer	Newton	Utke
Clausen	Gazelka	Klein	Osmek	Weber
Cohen	Goggin	Koran	Pappas	Westrom
Cwodzinski	Hall	Laine	Pratt	Wiger
Dahms	Hayden	Lang	Relph	Wiklund

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

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SPECIAL ORDER

S.F. No. 3019: A bill for an act relating to health; making changes to tribal vital record keeping; amending Minnesota Statutes 2016, section 144.225, subdivisions 2, 2a, 7.

S.F. No. 3019 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

Abeler	Dibble	Hoffman	Little	Rosen
Anderson, B.	Draheim	Housley	Lourey	Ruud
Anderson, P.	Dziedzic	Ingebrigtsen	Marty	Senjem
Bakk	Eaton	Isaacson	Mathews	Simonson
Benson	Eichorn	Jasinski	Miller	Sparks
Bigham	Eken	Jensen	Nelson	Tomassoni
Carlson	Fischbach	Johnson	Newman	Torres Ray
Chamberlain	Franzen	Kent	Newton	Utke
Champion	Frentz	Klein	Osmek	Weber
Clausen	Gazelka	Koran	Pappas	Westrom
Cohen	Goggin	Laine	Pratt	Wiger
Cwodzinski	Hall	Lang	Relph	Wiklund
Dahms	Hayden	Limmer	Rest	

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Senator Latz was excused from the Session of today from 10:00 to 10:15 a.m. and at 5:10 p.m. Senator Hawj was excused from the Session of today at 1:15 p.m. Senator Jensen was excused from the Session of today from 5:10 to 5:15 p.m. Senator Kiffmeyer was excused from the Session of today from 5:20 to 5:25 p.m.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn until 11:30 a.m., Monday, May 7, 2018. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate

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Minnesota House of Representatives

Representative Paul Thissen (DFL) District: 61B

Resigned April 20, 2018 following his appointment to the Minnesota Supreme Court. No special election will be held for the seat.

([letter of resignation](#))



317 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
Saint Paul, Minnesota 55155
651-296-5375

Email: rep.paul.thissen@house.mn
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Legislative Assistant: Urszula Gryska 651-296-5492

Committee Assignments

[Education Finance](#)

[Job Growth and Energy Affordability Policy and Finance](#)

[Legacy Funding Finance](#)

Biographical Information

Home: Minneapolis * 4427 Fremont Ave. S., 55419 ; 612-824-6697

Occupation: Attorney

Business: Minneapolis; 4200 IDS Center, 80 S. Eighth St., 55402

Education: A.B., Harvard University; J.D., University of Chicago

Elected: 2002

Term: 8th

* Prefers interim mail at this address.

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ARTICLE III, SECTION 1

The powers of government shall be divided into three distinct departments: legislative, executive and judicial. No person or persons belonging to or constituting one of these departments shall exercise any of the powers properly belonging to either of the others except in the instances expressly provided in this constitution.

1898	Art. III, § 1	The powers of the government shall be divided into three distinct Departments, the Legislative, Executive and Judicial; and no person or persons belonging to or constituting one of these Departments shall exercise any of the powers properly belonging to either of the others, except in the instances expressly provided in this Constitution.
1974	Art. III, § 1	The powers of the government shall be divided into three distinct departments, the legislative, executive, and judicial; and No person or persons belonging to or constituting one of these departments shall exercise any of the powers properly belonging to either of the others, except in the instances expressly provided in this constitution.

ARTICLE IV, SECTION 5

No senator or representative shall hold any other office under the authority of the United States or the state of Minnesota, except that of postmaster or of notary public. If elected or appointed to another office, a legislator may resign from the legislature by tendering his resignation to the governor.

1898	Art. IV, § 9	No Senator or Representative shall, during the time for which he is elected, hold any office under the authority of the United States, of the State of Minnesota, except that of Postmaster; and no Senator or Representative shall hold an office under the State, which had been created, of the emoluments of which had been increased during the Session of the Legislature of which he was a member, until one year after the expiration of his term of office in the Legislature.
1968	Art. IV, § 9	No Senator or Representative shall, during the time for which he is elected, hold any office under the authority of the United States, or the State of Minnesota, except that of Postmaster or of notary public. <u>If elected or appointed to another office, a legislator may resign from the legislature by tendering his resignation to the governor.</u> ; and no Senator or Representative shall hold an office under the State, which had been created, of the emoluments of which had been increased during the Session of the Legislature of which he was a member, until one year after the expiration of his term of office in the Legislature.
1974	Art. IV, § 5	[Renumbered]

ARTICLE IV, SECTION 6

Senators and representatives shall be qualified voters of the state, and shall have resided one year in the state and six months immediately preceding the election in the district from which elected. Each house shall be the judge of the election returns and eligibility of its own members. The legislature shall prescribe by law the manner for taking evidence in cases of contested seats in either house.

1898	Art. IV, § 3	Each House shall be the judge of the election returns and eligibility of its own members; a majority of each shall constitute a quorum to transact business, but a smaller number may adjourn from day to day, and compel attendance of absent members in such manner and under such penalties as may be provided.
	Art. IV, § 25	Senators and Representatives shall be qualified voters of the State and shall have resided one year in the State, and six months immediately preceding the election in the District from which they are elected.
	Art. IV, § 3	[I have not been able to track down the amendments to these sections]
	Art. IV, § 25	
1974	Art. IV, § 6	[Remembered and Sections 25 and 3 are combined] Senators and representatives shall be qualified voters of the state, and shall have resided one year in the state and six months immediately preceding the election in the district from which they are elected. Each house shall be the judge of the election returns and eligibility of its own members. The legislature shall prescribe by law the manner <u>in which</u> for taking evidence in cases of contested seats in either house shall be taken .

ARTICLE IV, SECTION 15

Each house shall elect its presiding officer and other officers as may be provided by law. Both houses shall keep journals of their proceedings, and from time to time publish the same, and the yeas and nays, when taken on any question, shall be entered in the journals.

1898	Art. IV, § 5	The House of Representatives shall elect its presiding officer, and the Senate and House of Representatives shall elect such other officers as may be provided by law; they shall keep Journals of their proceedings, and from time to time publish the same, and the yeas and nays when taken on any questions shall be entered on such Journals.
1972	Art. IV, § 5	The House of Representatives Each house shall elect its presiding officer and the Senate and House of Representatives shall elect such other officers as may be provided by law; they shall keep journals of their proceedings, and from time to time publish the same, and the yeas and nays, when taken on any question, shall be entered on such journals.
1974	Art. IV, § 15	[Renumbered] Each house shall elect its presiding officer and other officers as may be provided by law; They Both houses shall keep journals of their proceedings, and from time to time publish the same, and the yeas and nays, when taken on any question, shall be entered on such <u>in the</u> journals.

ARTICLE V, SECTION 1

The executive department consists of a governor, lieutenant governor, secretary of state, auditor, and attorney general, who shall be chosen by the electors of the state. The governor and lieutenant governor shall be chosen jointly by a single vote applying to both offices in a manner prescribed by law.

1898	Art. V, § 1	The Executive Department shall consist of a Governor, Lieutenant Governor, Secretary of State, Auditor, Treasurer and Attorney General who shall be chosen by the electors of the State.
1972	Art. V, § 1	The executive department shall consist of a governor, lieutenant governor, secretary of state, auditor, and attorney general, who shall be chosen by the electors of the state. <u>The governor and lieutenant governor shall be chosen jointly by a single vote applying to both offices in a manner prescribed by law.</u>
1974	Art. V, § 1	The executive department shall consist consists of a governor, lieutenant governor, secretary of state, auditor, and attorney general, who shall be chosen by the electors of the state. The governor and lieutenant governor shall be chosen jointly by a single vote applying to both offices in a manner prescribed by law.

ARTICLE V, SECTION 5

In case a vacancy occurs from any cause whatever in the office of governor, the lieutenant governor shall be governor during such vacancy. The compensation of the lieutenant governor shall be prescribed by law. The last elected presiding officer of the senate shall become lieutenant governor in case a vacancy occurs in that office. In case the governor is unable to discharge the powers and duties of his office, the same devolves on the lieutenant governor. The legislature may provide by law for the case of the removal, death, resignation, or inability both of the governor and lieutenant governor to discharge the duties of governor and may provide by law for continuity of government in periods of emergency resulting from disasters caused by enemy attack in this state, including but not limited to, succession to the powers and duties of public office and change of the seat of government.

1898	Art. V, § 6	The Lieutenant Governor shall be ex-officio President of the Senate, and in case a vacancy should occur, from any cause whatever, in the office of Governor, he shall be Governor during such vacancy. The compensation of the Lieutenant Governor shall be double the compensation of State Senator. Before the close of each session of the Senate, they shall elect a President pro tempore, who shall be Lieutenant Governor in case a vacancy should occur in that office.
1960	Art. V, § 6	The Lieutenant Governor shall be ex-officio President of the Senate, and in case a vacancy should occur, from any cause whatever, in the office of Governor, he shall be Governor during such vacancy. The compensation of the Lieutenant Governor shall be double the compensation of State Senator. Before the close of each session of the Senate, they shall elect a President pro tempore, who shall be Lieutenant Governor in case a vacancy should occur in that office. <u>In case the Governor shall be unable to discharge the powers and duties of his office, the same shall devolve on the Lieutenant Governor. The Legislature may by law provide for the case of the removal, death, resignation, or inability of both the Governor and Lieutenant Governor to discharge the duties of Governor and may provide by law for continuity in government in periods of emergency resulting from disasters caused by enemy attack in this state, including but not limited to, succession to the powers and duties of public office and change of the seat of government.</u>
1972	Art. V, § 6	The Lieutenant Governor shall be ex-officio President of the Senate, and In case a vacancy should occur, from any cause whatever, in the office of Governor, he the Lieutenant Governor shall be Governor during such vacancy. The compensation of the Lieutenant Governor shall be double the compensation of State Senator of the Lieutenant Governor shall be prescribed by law. Before the close of each session of the Senate, they shall elect a President pro tempore, who shall be The last elected presiding officer of the Senate shall become Lieutenant Governor in case a vacancy should occur in that office. In case the Governor shall be unable to discharge the powers and duties of his office, the same shall devolve on the Lieutenant Governor. The Legislature may by law provide for the case of the removal, death, resignation, or inability of both the Governor and Lieutenant Governor to discharge the duties of Governor and may provide by law for continuity in government in periods of emergency resulting from disasters caused by enemy attack in this state, including but not limited to, succession to the powers and duties of public office and change of the seat of government.
1974	Art. V, § 5	[Renumbered] In case a vacancy should occur occurs, from any cause whatever, in the office of Governor, the Lieutenant Governor shall be Governor during such vacancy. The compensation of the Lieutenant Governor shall be prescribed by law. The last elected presiding officer of the Senate shall become Lieutenant Governor in case a vacancy should occur occurs in that office. In case the Governor shall be is unable to discharge the powers and duties of his office, the same shall devolve devolves on the Lieutenant Governor. The Legislature may by law provide by law for the case of the removal, death, resignation, or inability of both the Governor and Lieutenant Governor to discharge the duties of Governor and may provide by law for continuity of government in periods of emergency resulting from disasters caused by enemy attack in this state, including but not limited to, succession to the powers and duties of public office and change of the seat of government.

ARTICLE XIII, SECTION 4

[DELETED]

1898	Art. XIII, § 4	On the trial of an impeachment against the Governor, the Lieutenant Governor shall not act as a member of the Court.
1974		[DELETED]