

STATE OF MINNESOTA

Journal of the Senate

NINETY-FIRST LEGISLATURE

FOURTH SPECIAL SESSION

FIRST DAY

St. Paul, Minnesota, Friday, September 11, 2020

The Senate met at 12:00 noon and was called to order by the President.

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 Secretary called the roll by legislative district in numerical order as follows:

First District.....	Mark Johnson
Second District.....	Paul J. Utke
Third District.....	Thomas M. Bakk
Fourth District.....	Kent Eken
Fifth District.....	Justin D. Eichorn
Sixth District.....	David J. Tomassoni
Seventh District.....	Erik Simonson
Eighth District.....	Bill Ingebrigtsen
Ninth District.....	Paul E. Gazelka
Tenth District.....	Carrie Ruud
Eleventh District.....	Jason Rarick
Twelfth District.....	Torrey N. Westrom
Thirteenth District.....	Jeff R. Howe
Fourteenth District.....	Jerry Relph
Fifteenth District.....	Andrew Mathews
Sixteenth District.....	Gary H. Dahms
Seventeenth District.....	Andrew R. Lang
Eighteenth District.....	Scott J. Newman
Nineteenth District.....	Nick A. Frentz
Twentieth District.....	Rich Draheim
Twenty-First District.....	Michael P. Goggin
Twenty-Second District.....	Bill Weber

Twenty-Third District.	Julie A. Rosen
Twenty-Fourth District.	John R. Jasinski
Twenty-Fifth District.	David H. Senjem
Twenty-Sixth District.	Carla J. Nelson
Twenty-Seventh District.	Dan Sparks
Twenty-Eighth District.	Jeremy R. Miller
Twenty-Ninth District.	Bruce D. Anderson
Thirtieth District.	Mary Kiffmeyer
Thirty-First District.	Michelle R. Benson
Thirty-Second District.	Mark W. Koran
Thirty-Third District.	David J. Osmek
Thirty-Fourth District.	Warren Limmer
Thirty-Fifth District.	Jim Abeler
Thirty-Sixth District.	John A. Hoffman
Thirty-Seventh District.	Jerry Newton
Thirty-Eighth District.	Roger C. Chamberlain
Thirty-Ninth District.	Karin Housley
Fortieth District.	Chris A. Eaton
Forty-First District.	Carolyn Laine
Forty-Second District.	Jason Isaacson
Forty-Third District.	Charles W. Wiger
Forty-Fourth District.	Paul T. Anderson
Forty-Fifth District.	Ann H. Rest
Forty-Sixth District.	Ron Latz
Forty-Seventh District.	Scott M. Jensen
Forty-Eighth District.	Steve A. Cwodzinski
Forty-Ninth District.	Melisa Franzen
Fiftieth District.	Melissa H. Wiklund
Fifty-First District.	Jim Carlson
Fifty-Second District.	Matt D. Klein
Fifty-Third District.	Susan Kent
Fifty-Fourth District.	Karla Bigham
Fifty-Fifth District.	Eric R. Pratt
Fifty-Sixth District.	Dan D. Hall
Fifty-Seventh District.	Greg D. Clausen
Fifty-Eighth District.	Matt Little
Fifty-Ninth District.	Bobby Joe Champion
Sixtieth District.	Kari Dziedzic
Sixty-First District.	D. Scott Dibble

- Sixty-Second District..... Jeff Hayden
- Sixty-Third District..... Patricia Torres Ray
- Sixty-Fourth District..... Richard J. Cohen
- Sixty-Fifth District..... Sandra L. Pappas
- Sixty-Sixth District..... John Marty
- Sixty-Seventh District..... FOUNG HAWJ

The President declared a quorum present.

**STATE OF MINNESOTA
PROCLAMATION FOR SPECIAL SESSION 2020**

WHEREAS: The Ninety-First Legislature adjourned its regular session on May 17, 2020; and

WHEREAS: I called the Legislature into special sessions in June, July, and August 2020, the Legislature adjourned those special sessions, and the Legislature is not currently in session; and

WHEREAS: The COVID-19 pandemic continues to threaten Minnesotans and burden our State's resources; and

WHEREAS: The Minnesota Constitution allows the Governor to call a special session of the Legislature on extraordinary occasions; and

WHEREAS: Minnesota Statutes 2019, section 12.31, subdivision 2(b), provides that, if the Governor determines a need to extend a peacetime emergency beyond 30 days and the Legislature is not sitting in session, the Governor must issue a call immediately convening both houses of the Legislature; and

WHEREAS: An extraordinary occasion, as envisioned by the Minnesota Constitution, has arisen, and it is necessary to extend the COVID-19 Peacetime Emergency originally declared on March 13, 2020.

NOW, THEREFORE, I, TIM WALZ, Governor of Minnesota, by the authority vested in me by Article IV, Section 12 of the Minnesota Constitution and Sections 4.03 and 12.31 of the Minnesota Statutes, summon the members of the Legislature to convene in a Fourth Special Session on Friday, September 11, 2020 at 12:00 p.m. at the State Capitol in Saint Paul, Minnesota.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be affixed at the State Capitol on Wednesday, September 9, 2020.

Tim Walz, Governor

Steve Simon, Secretary of State

MOTIONS AND RESOLUTIONS**Senators Gazelka and Kent introduced --**

Senate Resolution No. 1: A Senate resolution relating to organization and operation of the Senate during the Special Session.

BE IT RESOLVED by the Senate of the State of Minnesota:

The Senate is organized under Minnesota Statutes, sections 3.073 and 3.103.

The Temporary Rules of the Senate for the 91st Legislature are the Rules for the Special Session, except that Rules 3.6, 5, and 9 are not operative other than as provided in this resolution.

The Committee on Rules and Administration is established in the same manner and with the same powers as in the 91st Legislature.

With respect to Rule 30, Reconsideration, a notice of intention to move for reconsideration is not in order, but a motion to reconsider may be made, and when made has priority over other business except a motion to adjourn.

Senator Gazelka moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Housley; Howe; Ingebrigtsen; Jensen; Lang; Rosen; Senjem; and Westrom.

Pursuant to Rule 40, Senator Kent cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Dziedzic, Eaton, Laine, Latz, Newton, Pappas, Rest, Simonson, Sparks, Torres Ray, and Wiklund.

The motion prevailed. So the resolution was adopted.

Senators Gazelka and Kent introduced --

Senate Resolution No. 2: A Senate resolution relating to notifying the House of Representatives and the Governor that the Senate is organized.

BE IT RESOLVED by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the House of Representatives and the Governor that the Senate is now duly organized under the Minnesota Constitution and Minnesota Statutes.

Senator Gazelka moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

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 Executive and Official Communications and Introduction and First Reading of Senate Bills.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

September 11, 2020

Cal R. Ludeman
Secretary of the Senate

Secretary Ludeman,

Pursuant to Rule 8.1, all appointments requiring the advice and consent of the Senate that were referred to committees during the meeting of the 91st Legislature and not finally acted upon by the Senate are returned to the same committees to which they were previously referred. Any appointments returned to a committee not organized pursuant to Senate Resolution No. 1, are instead referred to the Committee on Rules and Administration.

Sincerely,
Jeremy R. Miller
President of the Senate

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Chamberlain; Ruud; Lang; Anderson, B.; and Howe introduced--

S.F. No. 1: A bill for an act relating to crime; providing guidance to courts on sentencing veterans for criminal offenses related to a service-related disorder; proposing coding for new law in Minnesota Statutes, chapter 609.

Senator Gazelka moved that S.F. No. 1 be laid on the table. The motion prevailed.

Senator Chamberlain introduced--

S.F. No. 2: A bill for an act relating to taxation; modifying provisions for property taxes, local government aids, individual and corporate franchise taxes, sales and use taxes, lawful gambling taxes, and other miscellaneous taxes and tax provisions; modifying the referendum equalization levy; providing for certain property tax classification; providing local government aid penalty forgiveness; modifying and providing for certain additions and subtractions for the individual income and corporate franchise taxes; making the student loan credit refundable; modifying sales and use tax exemptions; providing provisions related to partnership audits; modifying lawful gambling taxes; modifying the workforce and affordable homeownership development program; making other minor policy, technical, and conforming changes; appropriating money; amending Minnesota Statutes 2018, sections 270C.445, subdivision 6; 272.02, by adding a subdivision; 273.13, subdivision 25; 289A.31, subdivision 1; 289A.37, subdivision 2; 289A.38, subdivisions 8, 9, 10; 289A.42; 289A.60, subdivision 24; 290.0131, subdivision 10; 290.0132, by adding a subdivision; 290.0133, subdivision 12; 290.0682, subdivision 2; 297A.70, subdivision 13; 297E.02, subdivision 6, as amended; 297E.021, subdivision 2; 297F.17, subdivision 6; 297G.16, subdivision 7; 349.15, subdivision 1; 349.151, subdivision 4; 462A.38, as amended; 469.319, subdivision 4; Minnesota Statutes 2019 Supplement, sections 126C.17, subdivision 6; 273.13, subdivision 34; 289A.38, subdivision 7; 290.31, subdivision 1; 290.993; 297A.71, subdivision 52; proposing coding for new law in Minnesota Statutes, chapter 289A.

Referred to the Committee on Rules and Administration.

Senator Ingebrigtsen introduced--

S.F. No. 3: A bill for an act relating to public safety; establishing a 911 telecommunicator working group to establish statewide standards for training and certification; requiring a report.

Referred to the Committee on Rules and Administration.

Senator Ingebrigtsen introduced--

S.F. No. 4: A bill for an act relating to environment; requiring certain recipients of money appropriated from the environment and natural resources trust fund to perform criminal background checks on employees, volunteers, and contractors that work with children; proposing coding for new law in Minnesota Statutes, chapter 116P.

Referred to the Committee on Rules and Administration.

Senator Eichorn introduced--

S.F. No. 5: A bill for an act relating to public safety; requiring the sale of state-owned property and directing that the proceeds be used for the operation of Minnesota Correctional Facility-Togo.

Referred to the Committee on Rules and Administration.

Senator Westrom introduced--

S.F. No. 6: A bill for an act relating to telecommunications; establishing a funding program for distance learning equipment; establishing a grant program for telemedicine equipment purchased to deal with COVID-19; requiring reports; appropriating money.

Referred to the Committee on Rules and Administration.

Senator Utke introduced--

S.F. No. 7: A bill for an act relating to economic development; establishing a forgivable loan program for remote recreational businesses; requiring a report; appropriating money.

Referred to the Committee on Rules and Administration.

Senator Housley introduced--

S.F. No. 8: A bill for an act relating to human services; modifying basic sliding fee child care assistance program funding priorities; directing the commissioner of human services to allocate funding for the basic sliding fee child care program and accompanying costs.

Referred to the Committee on Rules and Administration.

Senator Osmek introduced--

S.F. No. 9: A bill for an act relating to taxation; income and corporate franchise; providing a credit for certain businesses required to operate at reduced capacity.

Referred to the Committee on Rules and Administration.

Senator Utke introduced--

S.F. No. 10: A bill for an act relating to education finance; directing the commissioner of education to adjust pupil units for certain fiscal year 2021 revenue formulas.

Referred to the Committee on Rules and Administration.

Senator Relph introduced--

S.F. No. 11: A bill for an act relating to human services; establishing mental health provider retention grants; appropriating money.

Referred to the Committee on Rules and Administration.

Senator Tomassoni introduced--

S.F. No. 12: A bill for an act relating to state government; requiring equitable geographic distribution of state employee layoffs; amending Minnesota Statutes 2018, section 43A.046.

Referred to the Committee on Rules and Administration.

Senator Tomassoni introduced--

S.F. No. 13: A bill for an act relating to unemployment insurance; authorizing additional unemployment insurance benefits for certain mining employees.

Referred to the Committee on Rules and Administration.

Senator Dibble introduced--

S.F. No. 14: A bill for an act relating to health; modifying electronic monitoring requirements; modifying Board of Executives for Long-Term Service and Supports fees; establishing private enforcement of certain rights; establishing a private cause of action for retaliation in certain long-term care settings; modifying infection control requirements in certain long-term care settings; modifying hospice and assisted living bills of rights; establishing consumer protections for clients receiving assisted living services; prohibiting termination of assisted living services during a peacetime emergency; establishing procedures for transfer of clients receiving certain long-term care services during a peacetime emergency; requiring the commissioner of health to establish a state plan to control SARS-CoV-2 infections in certain long-term care settings; establishing the Long-Term Care COVID-19 Task Force; changing provisions for nursing homes, home care, and assisted living; requiring a report; appropriating money; amending Minnesota Statutes 2018, sections 144.56, by adding subdivisions; 144.652, by adding a subdivision; 144A.04, by adding subdivisions; 144A.751, subdivision 1; 144G.03, by adding subdivisions; Minnesota Statutes 2019 Supplement, sections 144.6502, subdivision 3, by adding a subdivision; 144.6512, by adding subdivisions; 144A.291, subdivision 2; 144A.4798, subdivision 3, by adding subdivisions; 144G.07, by adding subdivisions; 144G.08, subdivisions 7, 9, 23, by adding a subdivision; 144G.09, subdivision 3; 144G.10, subdivision 1, by adding a subdivision; 144G.42, subdivision 9, by adding subdivisions; 144G.45, subdivisions 2, 5; 144G.91, by adding a subdivision; 144G.92, subdivision 5, by adding a subdivision; Laws 2019, chapter 60, article 1, section 46; article 5, section 2; proposing coding for new law in Minnesota Statutes, chapters 144A; 144G.

Referred to the Committee on Rules and Administration.

RECESS

Senator Limmer 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

Senator Gazelka introduced --

Senate Concurrent Resolution No. 1: A Senate concurrent resolution relating to Minnesota's peacetime emergency; terminating the peacetime emergency pursuant to the authority granted under Minnesota Statutes, section 12.31, subdivision 2, paragraph (b).

WHEREAS, Governor Walz signed Executive Order 20-01, a declaration of a peacetime emergency on March 13, 2020; and

WHEREAS, the Executive Council of the State extended that peacetime emergency for up to 30 days, on March 16, 2020; and

WHEREAS, on May 13, 2020, by Executive Order 20-55, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Order 20-35, until June 12, 2020; and

WHEREAS, on June 12, 2020, by Executive Order 20-75, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Orders 20-35 and 20-55 until July 13, 2020; and

WHEREAS, on July 13, 2020, by Executive Order 20-78, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Orders 20-35, 20-55, and 20-75 until August 12, 2020; and

WHEREAS, on August 12, 2020, by Executive Order 20-83, Governor Walz extended the peacetime public emergency declared under Executive Order 20-01 and extended in Executive Orders 20-35, 20-55, 20-75, and 20-78 until September 11, 2020; NOW, THEREFORE,

BE IT RESOLVED by the Senate of the State of Minnesota, the House of Representatives concurring: that the legislature exercises its authority under Minnesota Statutes, section 12.31, subdivision 2, paragraph (b), terminating the peacetime emergency declared under Executive Order 20-01, and extended under subsequent executive orders, on the day following the adoption of this resolution by the House of Representatives of the State of Minnesota.

BE IT FURTHER RESOLVED that the Secretary of the Senate is directed to prepare an enrolled copy of this resolution, to be authenticated by his signature and those of the Speaker of the House of Representatives, the Chair of the Senate Rules and Administration Committee, and the Chief Clerk of the House of Representatives, and transmit it to the Governor of the State of Minnesota.

Senator Gazelka moved the adoption of the foregoing resolution.

The question was taken on the adoption of the resolution.

The roll was called, and there were yeas 36 and nays 31, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Housley; Howe; Ingebrigtsen; Lang; Senjem; and Westrom.

Those who voted in the negative were:

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

Pursuant to Rule 40, Senator Kent cast the negative vote on behalf of the following Senators: Carlson, Clausen, Dziedzic, Eaton, Laine, Latz, Newton, Pappas, Rest, Simonson, Sparks, Torres Ray, and Wiklund.

The motion prevailed. So the resolution was adopted.

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 Messages From the House and Introduction and First Reading of Senate Bills.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform you that the House of Representatives of the State of Minnesota is now duly organized for the 2020 Fourth Special Session pursuant to law.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted September 11, 2020

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Cwodzinski introduced--

S.F. No. 15: A bill for an act relating to state government; establishing appointment confirmation through senate inaction; amending Minnesota Statutes 2018, section 15.066, by adding a subdivision.

Referred to the Committee on Rules and Administration.

Senators Weber and Dahms introduced--

S.F. No. 16: A bill for an act relating to agriculture; establishing a temporary renewable fuel reimbursement program for producers affected by COVID-19; appropriating money.

Referred to the Committee on Rules and Administration.

Senator Eichorn introduced--

S.F. No. 17: A bill for an act relating to corrections; prohibiting the commissioner of corrections from closing or reducing staffing for the Togo Challenge Incarceration Program; amending Minnesota Statutes 2018, section 244.172, by adding a subdivision.

Referred to the Committee on Rules and Administration.

Senator Eichorn introduced--

S.F. No. 18: A bill for an act relating to corrections; extending the sunset of the Itasca County Jail facility.

Referred to the Committee on Rules and Administration.

Senator Nelson introduced--

S.F. No. 19: A bill for an act relating to economic development; modifying the small business relief grants program; amending Laws 2020, First Special Session chapter 1, section 4.

Referred to the Committee on Rules and Administration.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Eichorn moved that the name of Senator Limmer be added as a co-author to S.F. No. 5. The motion prevailed.

Senator Anderson, B. introduced --

Senate Resolution No. 3: A Senate resolution congratulating Ryan Johnson for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senator Anderson, B. introduced --

Senate Resolution No. 4: A Senate resolution congratulating Hunter Simard of Clearwater, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senator Chamberlain introduced --

Senate Resolution No. 5: A Senate resolution congratulating Aiden Sherer of Lino Lakes, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senator Chamberlain introduced --

Senate Resolution No. 6: A Senate resolution congratulating Peter Mundale of Blaine, Minnesota, for earning the rank of Eagle Scout.

Referred to the Committee on Rules and Administration.

Senator Gazelka moved that S.F. No. 1 be taken from the table. The motion prevailed.

S.F. No. 1: A bill for an act relating to crime; providing guidance to courts on sentencing veterans for criminal offenses related to a service-related disorder; proposing coding for new law in Minnesota Statutes, chapter 609.

SUSPENSION OF RULES

Senator Gazelka moved that an urgency be declared within the meaning of Article IV, Section 19, of the Constitution of Minnesota, with respect to S.F. No. 1 and that the rules of the Senate be so far suspended as to give S.F. No. 1 its second and third reading and place it on its final passage. The motion prevailed.

S.F. No. 1 was read the second time.

S.F. No. 1 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 67 and nays 0, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Goggin; Hall; Housley; Howe; Ingebrigtsen; Lang; and Westrom.

Pursuant to Rule 40, Senator Kent cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Dziedzic, Eaton, Laine, Latz, Newton, Pappas, Rest, Simonson, Sparks, Torres Ray, and Wiklund.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Cwodzinski moved that the name of Senator Marty be added as a co-author to S.F. No. 15. The motion prevailed.

CONFIRMATION

Senator Gazelka moved that the appointment of the Commissioner of the Bureau of Mediation Services be withdrawn from the Committee on Rules and Administration. The motion prevailed.

Senator Gazelka moved that the Senate do now consent to and confirm the appointment of:

**BUREAU OF MEDIATION SERVICES
COMMISSIONER**

Janet Johnson, 1579 Briardale Rd., Fridley, Anoka County, effective January 7, 2019, for a term expiring on January 2, 2023.

The motion prevailed. So the appointment was confirmed.

CONFIRMATION

Senator Gazelka moved that the appointment of the Commissioner of the Department of Commerce be withdrawn from the Committee on Rules and Administration. The motion prevailed.

Senator Gazelka moved that the Senate do now consent to and confirm the appointment of:

**DEPARTMENT OF COMMERCE
COMMISSIONER**

Stephen Kelley, 85 - 7th Pl. E., Ste. 280, Saint Paul, Ramsey County, effective January 7, 2019, for a term expiring on January 2, 2023.

The question was taken on the adoption of the Gazelka motion to consent to and confirm the appointment of Stephen Kelley.

The roll was called, and there were yeas 31 and nays 33, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Kent cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Dziedzic, Eaton, Laine, Latz, Newton, Pappas, Rest, Simonson, Sparks, Torres Ray, and Wiklund.

Those who voted in the negative were:

Anderson, B.	Gazelka	Jensen	Nelson	Ruud
Bakk	Goggin	Johnson	Newman	Tomassoni
Benson	Hall	Kiffmeyer	Osmek	Utke
Chamberlain	Housley	Koran	Pratt	Weber
Dahms	Howe	Lang	Rarick	Westrom
Draheim	Ingebrigtsen	Mathews	Relph	
Eichorn	Jasinski	Miller	Rosen	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Draheim, Goggin, Hall, Housley, Howe, Ingebrigtsen, Johnson, Lang, Rosen, Utke, Weber, and Westrom.

The motion did not prevail. So the Senate refused to consent and the appointment was not confirmed.

CONFIRMATION

Senator Gazelka moved that the appointment of a commissioner of the Public Utilities Commission be withdrawn from the Committee on Rules and Administration. The motion prevailed.

Senator Gazelka moved that the Senate do now consent to and confirm the appointment of:

PUBLIC UTILITIES COMMISSION COMMISSIONER

Joseph Sullivan, 109 Sienna Cir., Mankato, Blue Earth County, effective April 6, 2020, for a term expiring on January 5, 2026.

The question was taken on the adoption of the Gazelka motion to consent to and confirm the appointment of Joseph Sullivan.

The roll was called, and there were yeas 63 and nays 3, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, P.; Draheim; Goggin; Hall; Housley; Ingebrigtsen; Jensen; Johnson; Lang; Newman; Rosen; and Weber.

Pursuant to Rule 40, Senator Kent cast the affirmative vote on behalf of the following Senators: Carlson, Clausen, Dziedzic, Eaton, Frentz, Laine, Latz, Newton, Pappas, Rest, Simonson, Sparks, Torres Ray, and Wiklund.

Those who voted in the negative were:

Howe Utke Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Howe, Utke, and Westrom.

The motion prevailed. So the appointment was confirmed.

MOTIONS AND RESOLUTIONS - CONTINUED

Senator Weber moved that the name of Senator Westrom be added as a co-author to S.F. No. 16. The motion prevailed.

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Messages From the House.

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to inform you that the House of Representatives of the State of Minnesota is about to adjourn the 2020 Fourth Special Session sine die.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted September 11, 2020

MOTIONS AND RESOLUTIONS - CONTINUED

Senators Gazelka and Kent introduced --

Senate Resolution No. 7: A Senate resolution relating to adjournment of the Special Session.

BE IT RESOLVED by the Senate of the State of Minnesota:

The Secretary of the Senate shall notify the Governor and the House of Representatives that the Senate is about to adjourn the Special Session sine die.

The Secretary of the Senate may correct and approve the Journal of the Senate for the Special Session.

Senator Gazelka moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

MEMBERS EXCUSED

Senator Limmer was excused from the Session of today at 2:00 p.m. Senator Abeler was excused from the Session of today from 2:00 to 4:00 p.m. Senator Anderson, P. was excused from the Session from 2:10 to 4:00 p.m.

ADJOURNMENT

Senator Gazelka moved that the Senate do now adjourn the Special Session sine die. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate