

STATE OF MINNESOTA

Journal of the Senate

NINETY-THIRD LEGISLATURE

EIGHTY-THIRD DAY

St. Paul, Minnesota, Tuesday, February 20, 2024

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Richard Buller.

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 were present:

Abeler	Duckworth	Jasinski	Maye Quade	Rarick
Anderson	Eichorn	Johnson	Miller	Rasmusson
Bahr	Farnsworth	Koran	Mitchell	Rest
Boldon	Fateh	Kreun	Mohamed	Seeberger
Carlson	Frentz	Kunesh	Morrison	Utke
Champion	Green	Kupec	Murphy	Weber
Coleman	Gruenhagen	Lang	Nelson	Wesenberg
Cwodzinski	Gustafson	Latz	Oumou Verbeten	Westlin
Dahms	Hauschild	Lieske	Pappas	Westrom
Dibble	Hawj	Limmer	Pha	Wiklund
Dornink	Hoffman	Lucero	Port	Xiong
Draheim	Housley	Mann	Pratt	
Drazkowski	Howe	Marty	Putnam	

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

Senator Dibble from the Committee on Transportation, to which was referred

S.F. No. 3094: A bill for an act relating to transportation; creating a Plain Language Driver's Manual and Written Examination Working Group; requiring a report; appropriating money.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2022, section 171.13, is amended by adding a subdivision to read:

Subd. 10. Written examination plain language requirements. (a) For purposes of this subdivision, the following terms have the meanings given:

(1) "committee" means the Department of Public Safety, Division of Driver and Vehicle Services Test Maintenance Committee responsible for monitoring, reviewing, and editing the written portion of the driver's knowledge examination on behalf of the Division of Driver and Vehicle Services;

(2) "plain language standards" means the requirements specified in paragraph (b) and the requirements of the Plain Writing Act, Public Law 111-274, and governor's Executive Order 14-07; and

(3) "written examination" means the written portion of the driver's knowledge examination in English and administered under this section.

(b) By February 1, 2025, the commissioner must implement plain language standards and create a new written portion of the knowledge examination to ensure the written examination is a fair assessment of the state's traffic and driving laws. The new written portion of the knowledge examination, to the extent practicable, must be organized to serve the reader's needs and written using clear, simplified language with the following grammatical standards:

(1) "you" and other pronouns address the test-taker directly;

(2) utilize the active voice;

(3) use short, simple sentences and straightforward questions;

(4) avoid complex and compound sentence structures;

(5) utilize commonly used and familiar words;

(6) avoid turning verbs into nouns through nominalization;

(7) minimize the use of abbreviations;

(8) place words carefully to avoid large gaps between the subject, verb, and object in a sentence;

(9) avoid confusing terms such as "either, or" and "neither, nor";

(10) utilize simple verb tenses, including the simple present verb tense where practicable, to explain confusing or complex concepts;

(11) omit double negatives and terms like "except for," "unless," and "indicated otherwise";

(12) avoid hidden terms and use concrete, familiar words to describe confusing or complex concepts or items;

(13) omit excess and unnecessary words;

(14) use the word "must" to express requirements;

(15) put exceptions at the end of a question;

(16) place modifying terms in correct locations; and

(17) any other recommended strategies and techniques designed to offer clear communication to test-takers.

(c) Any revisions or additions to the subjects tested on a knowledge examination must be written utilizing the plain language standards specified in paragraph (b). Revisions made to the written examination must assess whether the applicant understands the traffic laws of Minnesota and test knowledge of the requirements specified in subdivision 1, paragraph (a), clauses (2) and (3).

(d) The committee must convene its first meeting by August 1, 2024. Before publication of the new written examination under plain language requirements, the committee must meet at least four times before January 1, 2025. The commissioner of public safety may enter into an agreement with a third party to propose, draft, and revise the written examination under the requirements of this subdivision.

(e) The commissioner may adopt plain language standards into other Division of Driver and Vehicle Services materials, including the driver's manual under section 171.0705.

Sec. 2. REPORT; PLAIN LANGUAGE IMPLEMENTATION.

By February 1, 2026, the commissioner must submit a report to the chairs, ranking minority members, and legislative staff including but not limited to counsel, fiscal analyst, committee assistant, caucus research, and legislative assistants of the chairs and ranking minority members of the committees having jurisdiction over transportation finance and policy. The report must detail the implementation of plain language standards for the written portion of the driver's knowledge examination required under Minnesota Statutes, section 171.13, subdivision 10, and include:

(1) a comprehensive analysis on the new written portion of the driver's knowledge examination compared to its offerings in languages other than English;

(2) a report on the committee's consideration, adoption, and implementation of plain language standards;

(3) whether the Division of Driver and Vehicle Services anticipates hiring and staffing issues related to the implementation of plain language standards for future written examinations;

(4) total expenditures on implementation of plain language standards;

(5) any recommended additions or modifications to the plain language standards to improve reader comprehension; and

(6) feedback from driver's education programs, employees who administer written examinations, the public, and English as a second language professionals.

Sec. 3. **APPROPRIATION.**

(a) \$212,000 in fiscal year 2025 is appropriated from the driver and vehicle services operating account in the special revenue fund to the commissioner of public safety for costs related to: (1) rewriting the written portion of the driver's knowledge examination with the plain language standards required under Minnesota Statutes, section 171.13, subdivision 10; and (2) the report under section 2. This is a onetime appropriation and is available until June 30, 2026.

(b) The commissioner of public safety may use the funds appropriated under this section to enter into an agreement with a third party to participate in revisions to meet the plain language requirements under Minnesota Statutes, section 171.13, subdivision 10, and to provide plain language analysis of materials provided and offered to the public as part of a driver's license application and driver education, including the driver's manual."

Amend the title numbers accordingly

And when so amended the bill do pass and be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Senator Murphy, from the Committee on Rules and Administration, to which was referred

H.F. No. 2757 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2757	2405				

and that the above Senate File be indefinitely postponed.

Pursuant to Rule 45, this report was prepared and submitted by the Secretary of the Senate on behalf of the Committee on Rules and Administration. Report adopted.

SECOND READING OF HOUSE BILLS

H.F. No. 2757 was read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Pappas introduced--

S.F. No. 3986: A bill for an act relating to state government; transferring certain state-owned land in the Cloquet Forestry Center to the University of Minnesota; appropriating money for defeasance of outstanding debt on certain state bond financed property.

Referred to the Committee on State and Local Government and Veterans.

Senator Pappas introduced--

S.F. No. 3987: A bill for an act relating to public safety; creating restorative practices restitution program; eliminating ability of court to order fine in delinquency proceeding or juvenile major water or traffic offender proceeding; making conforming and technical changes; amending Minnesota Statutes 2022, sections 260B.198, subdivision 1; 260B.225, subdivision 9; 260B.235, subdivision 4; Minnesota Statutes 2023 Supplement, section 299A.95, subdivision 5.

Referred to the Committee on Judiciary and Public Safety.

Senator Hauschild introduced--

S.F. No. 3988: A bill for an act relating to game and fish; requiring an open season for wolves; requiring establishment of a Northeast Deer Management Task Force; requiring a report; amending Minnesota Statutes 2022, section 97B.645, subdivision 9.

Referred to the Committee on Environment, Climate, and Legacy.

Senators Hoffman, Mann, Abeler, and Seeberger introduced--

S.F. No. 3989: A bill for an act relating to human services; modifying timelines for medical assistance eligibility determinations for certain hospital patients; providing supplemental payments for certain disability waiver services; providing additional permissible circumstances for the appointment of an emergency guardian; amending Minnesota Statutes 2022, sections 256.01, subdivision 29; 256B.05, by adding a subdivision; 256B.0911, by adding subdivisions; 256B.49, by adding a subdivision; 524.5-311.

Referred to the Committee on Human Services.

Senators Marty, Xiong, Gustafson, and Oumou Verbeten introduced--

S.F. No. 3990: A bill for an act relating to capital investment; appropriating money for the Rice Creek Commons project in Ramsey County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Boldon introduced--

S.F. No. 3991: A bill for an act relating to human services; permitting remote worker training and development services for community first services and supports; amending Minnesota Statutes 2022, section 256B.85, by adding a subdivision.

Referred to the Committee on Human Services.

Senator Boldon introduced--

S.F. No. 3992: A bill for an act relating to health insurance; requiring coverage for amino acid-based elemental formula; amending Minnesota Statutes 2022, section 256B.0625, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Commerce and Consumer Protection.

Senators Boldon and Dibble introduced--

S.F. No. 3993: A bill for an act relating to transportation; amending requirements related to active transportation, including regulation of electric-assisted bicycles and sales, requirements on complete streets, driver's education, and authority to issue certain citations; amending Minnesota Statutes 2022, sections 169.011, by adding subdivisions; 169.06, subdivisions 5, 6; 169.14, subdivision 2; 169.21, subdivisions 3, 6; 169.222, subdivision 6b; 174.75, subdivisions 1, 2, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 169.011, subdivision 27; 171.0705, subdivision 2; 171.13, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Transportation.

Senator Champion introduced--

S.F. No. 3994: A bill for an act relating to elections; establishing the Minnesota Voting Rights Act; making legislative findings; prohibiting certain actions by political subdivisions or other officials or entities with responsibilities related to election administration that result in voter suppression or vote dilution; establishing a civil cause of action for violations; requiring notice prior to a claim in certain cases; establishing remedies; proposing coding for new law in Minnesota Statutes, chapter 200.

Referred to the Committee on Elections.

Senator Cwodziński introduced--

S.F. No. 3995: A bill for an act relating to education finance; authorizing a grant for the activities of the Minnesota Alliance With Youth Promise Fellow program; appropriating money.

Referred to the Committee on Education Finance.

Senator Cwodziński introduced--

S.F. No. 3996: A bill for an act relating to capital investment; appropriating money for road improvements in the city of Eden Prairie.

Referred to the Committee on Capital Investment.

Senator Cwodzinski introduced--

S.F. No. 3997: A bill for an act relating to education; modifying provisions for sharing educational data designated as directory information; amending Minnesota Statutes 2023 Supplement, section 13.32, subdivision 5.

Referred to the Committee on Education Policy.

Senator Cwodzinski introduced--

S.F. No. 3998: A bill for an act relating to education; clarifying speech and press rights of student journalists in grades 6 through 12; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education Policy.

Senator Gustafson introduced--

S.F. No. 3999: A bill for an act relating to public safety; ensuring that victim-identifying supporting documentation submitted by medical service provider to sexual assault exam payment program is classified private data; providing consistent definition of crime victim in statutes; excluding voluntary donation or gift as a collateral source for crime victim reimbursement; amending Minnesota Statutes 2022, sections 243.05, subdivision 1b; 253B.18, subdivision 5a; 253D.14, subdivision 1; 611A.73, subdivision 4; 629.72, subdivisions 1, 7; 629.725; 629.73, subdivision 1, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 609.35; 611A.039, subdivision 1; 611A.52, subdivision 5.

Referred to the Committee on Judiciary and Public Safety.

Senator Gustafson introduced--

S.F. No. 4000: A bill for an act relating to agriculture; amending the expiration of Food Safety and Defense Task Force provisions; amending Minnesota Statutes 2022, section 28A.21, subdivision 6.

Referred to the Committee on Agriculture, Broadband, and Rural Development.

Senator Kunesh introduced--

S.F. No. 4001: A bill for an act relating to child protection; directing a fiscal analysis of the child welfare system; requiring a report; appropriating money.

Referred to the Committee on Health and Human Services.

Senators Mann and Latz introduced--

S.F. No. 4002: A bill for an act relating to capital investment; appropriating money for an interchange at the intersection of Highway 100 and Vernon Avenue in the city of Edina; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Fateh introduced--

S.F. No. 4003: A bill for an act relating to higher education; making policy and technical changes to certain higher education provisions including student sexual misconduct, student aid, and institutional licensure provisions; requiring reports; requiring rulemaking; amending Minnesota Statutes 2022, sections 135A.031, subdivision 7; 135A.15, subdivisions 1a, 2, 8, by adding a subdivision; 136A.091, subdivision 3; 136A.1241, subdivision 3; 136A.1701, subdivisions 4, 7; 136A.62, by adding subdivisions; 136A.63, subdivision 1; 136A.646; 136A.65, subdivision 4; 136A.675, subdivision 2; 136A.821, subdivision 5, by adding a subdivision; 136A.822, subdivisions 1, 2, 6, 7, 8; 136A.828, subdivision 3; 136A.829, subdivision 3, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 135A.121, subdivision 2; 135A.15, subdivision 1; 135A.161, by adding a subdivision; 135A.162, subdivision 2; 136A.1241, subdivision 5; 136A.1465, subdivisions 1, 2, 3, 4, 5; 136A.62, subdivision 3; 136A.833, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A.

Referred to the Committee on Higher Education.

Senators Anderson and Koran introduced--

S.F. No. 4004: A bill for an act relating to local government; modifying recipients of township association dues; amending Minnesota Statutes 2022, section 366.01, subdivision 3.

Referred to the Committee on State and Local Government and Veterans.

Senators Anderson, Utke, Abeler, Hoffman, and Green introduced--

S.F. No. 4005: A bill for an act relating to judiciary; appropriating money for a grant to Beltrami County for planning and developing a comprehensive mental health services program for individuals under arrest or subject to arrest.

Referred to the Committee on Judiciary and Public Safety.

Senator Latz introduced--

S.F. No. 4006: A bill for an act relating to corrections; modifying data sharing with prosecutor for petition for sentence adjustment; modifying correctional officer use of deadly force; clarifying use of electronic filing of detainer; authorizing Department of Corrections to disclose to victim the city and zip code of offender's residency or relocation after release from incarceration; discontinuing report to the legislature of disqualifying medical conditions related to challenge incarceration program; modifying membership of health care peer review committee; clarifying use of jail inspection data; providing medical director designee when medical director unavailable; providing for private victim input to Supervised Release Board; modifying date of probation report; providing a local advisory board for input into development of comprehensive community supervision and probation services plans submitted for state funding; amending Minnesota Statutes 2022, sections 13.84, subdivision 6; 241.021, subdivision 4b; 241.75, subdivision 2; 243.52, subdivision 2; 611A.06, subdivision 3a; Minnesota Statutes 2023 Supplement, sections 241.021, subdivision 1; 244.05,

subdivision 5; 244.17, subdivision 3; 244.21, subdivision 2; 401.01, subdivision 2; 609.133, subdivision 4; 629.292, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

Senators Hauschild, Gustafson, Kupec, and Seeberger introduced--

S.F. No. 4007: A bill for an act relating to taxation; property tax refunds; requiring a study on property tax refund reforms.

Referred to the Committee on Taxes.

Senators Hauschild and Seeberger introduced--

S.F. No. 4008: A bill for an act relating to transportation; establishing certain exemptions from taxes and fees on motor vehicles for volunteer firefighters; amending Minnesota Statutes 2023 Supplement, section 168.012, subdivision 13.

Referred to the Committee on Transportation.

Senator Hauschild introduced--

S.F. No. 4009: A bill for an act relating to economic development; modifying the Canadian border counties economic relief program appropriation; amending Laws 2023, chapter 53, article 20, section 2, subdivision 2.

Referred to the Committee on Jobs and Economic Development.

Senator Hoffman introduced--

S.F. No. 4010: A bill for an act relating to funerals; excluding travel protection agreements to certain provisions; amending Minnesota Statutes 2022, sections 149A.02, subdivisions 3b, 23, by adding a subdivision; 149A.97, subdivision 2.

Referred to the Committee on Health and Human Services.

Senator Putnam introduced--

S.F. No. 4011: A bill for an act relating to agriculture; amending the definition of sustainable aviation fuel; amending Minnesota Statutes 2023 Supplement, section 41A.30, subdivision 1.

Referred to the Committee on Agriculture, Broadband, and Rural Development.

Senators Mann and Boldon introduced--

S.F. No. 4012: A bill for an act relating to health care; providing an alternative mechanism for prompt payment of emergency room and ambulance charges incurred by patients enrolled in very high deductible health plans; amending Minnesota Statutes 2022, sections 60A.23, subdivision 8; 62Q.01, by adding a subdivision; 62Q.025, by adding a subdivision.

Referred to the Committee on Health and Human Services.

Senators Mann, Morrison, and Boldon introduced--

S.F. No. 4013: A bill for an act relating to health care; increasing grant amounts and making other adjustments to the dual training competency grant program; modifying the temporary permit requirements for respiratory therapist licensure; extending the time a temporary permit issued by the Board of Nursing is valid; extending the mental health grants for health care professionals program; appropriating money; amending Minnesota Statutes 2022, sections 147C.15, subdivision 3; 148.212, subdivision 1; Minnesota Statutes 2023 Supplement, section 136A.246, subdivision 8; Laws 2022, chapter 99, article 1, section 46, subdivision 3, as amended.

Referred to the Committee on Health and Human Services.

Senators Morrison, Housley, Frentz, Hawj, and Miller introduced--

S.F. No. 4014: A bill for an act relating to economic development; appropriating money for a grant to Minnesota Sports and Events.

Referred to the Committee on Jobs and Economic Development.

Senators Mohamed, Port, Oumou Verbeten, Boldon, and Champion introduced--

S.F. No. 4015: A bill for an act relating to human rights; establishing the Minnesota Fair Chance Access to Housing Act; imposing penalties; proposing coding for new law in Minnesota Statutes, chapter 363A.

Referred to the Committee on Housing and Homelessness Prevention.

Senators Kupec, Rasmusson, Mitchell, Boldon, and Coleman introduced--

S.F. No. 4016: A bill for an act relating to child care licensing; modifying employment qualifications and the definition of education for child care centers; amending Minnesota Statutes 2023 Supplement, section 245A.02, subdivision 6b.

Referred to the Committee on Health and Human Services.

Senator Gruenhagen introduced--

S.F. No. 4017: A bill for an act relating to health; providing for interscholastic athletic team designation based on the sex of the participants; creating private causes of action; prohibiting certain health care providers from engaging in conduct relating to gender reassignment surgery and gender transition; authorizing attorney general enforcement of violations; prohibiting medical assistance coverage for gender transition services for minors; prohibiting limitations on custody and parenting time based on denial of gender transition services; requiring designation of intercollegiate athletic teams and sports based on the sex of the participants; amending Minnesota Statutes 2022, section 518.17, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 121A; 145.

Referred to the Committee on Health and Human Services.

Senators Mohamed and Kunesh introduced--

S.F. No. 4018: A bill for an act relating to human services; appropriating money for shelter and support grants.

Referred to the Committee on Health and Human Services.

Senators Mohamed, Oumou Verbeten, and McEwen introduced--

S.F. No. 4019: A bill for an act relating to labor; providing an increase to minimum wages; amending Minnesota Statutes 2022, section 177.24, subdivision 1.

Referred to the Committee on Labor.

Senators Mohamed and Dibble introduced--

S.F. No. 4020: A bill for an act relating to housing; appropriating money for affordable housing in the city of Minneapolis.

Referred to the Committee on Housing and Homelessness Prevention.

Senator Mohamed introduced--

S.F. No. 4021: A bill for an act relating to employment; appropriating money for grants to programs to provide employment support services to persons with mental illness.

Referred to the Committee on Jobs and Economic Development.

Senators Mohamed, Port, and Boldon introduced--

S.F. No. 4022: A bill for an act relating to state government; proposing an amendment to the Minnesota Constitution, article XI; increasing the sales tax rate by three-eighths of one percent and dedicating the receipts for housing purposes; creating a homeownership opportunity fund, a rental opportunity fund, and a household and community stability fund; creating fund councils; providing appointments; requiring reports; proposing coding for new law in Minnesota Statutes, chapters 256K; 462A.

Referred to the Committee on Housing and Homelessness Prevention.

MOTIONS AND RESOLUTIONS

Senator Putnam moved that the name of Senator Drazkowski be added as a co-author to S.F. No. 1242. The motion prevailed.

Senator Lucero moved that the name of Senator Rasmusson be added as a co-author to S.F. No. 3303. The motion prevailed.

Senator Boldon moved that the name of Senator Seeberger be added as a co-author to S.F. No. 3344. The motion prevailed.

Senator McEwen moved that the name of Senator Boldon be added as a co-author to S.F. No. 3352. The motion prevailed.

Senator Gustafson moved that the name of Senator Boldon be added as a co-author to S.F. No. 3369. The motion prevailed.

Senator Rarick moved that the name of Senator Johnson be added as a co-author to S.F. No. 3435. The motion prevailed.

Senator Gustafson moved that the name of Senator Boldon be added as a co-author to S.F. No. 3452. The motion prevailed.

Senator Boldon moved that the name of Senator Nelson be added as a co-author to S.F. No. 3461. The motion prevailed.

Senator Gustafson moved that the name of Senator Putnam be added as a co-author to S.F. No. 3528. The motion prevailed.

Senator Mitchell moved that the name of Senator Boldon be added as a co-author to S.F. No. 3616. The motion prevailed.

Senator Frentz moved that the name of Senator Seeberger be added as a co-author to S.F. No. 3761. The motion prevailed.

Senator Pappas moved that the name of Senator Gruenhagen be added as a co-author to S.F. No. 3779. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Mohamed be added as a co-author to S.F. No. 3780. The motion prevailed.

Senator Morrison moved that the name of Senator Kupec be added as a co-author to S.F. No. 3870. The motion prevailed.

Senator Farnsworth moved that the name of Senator Dziejczak be added as a co-author to S.F. No. 3881. The motion prevailed.

Senator Mitchell moved that the name of Senator Bahr be added as a co-author to S.F. No. 3953. The motion prevailed.

Senator Abeler moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 3984. The motion prevailed.

Senator Kupec moved that S.F. No. 1773 be withdrawn from the Committee on State and Local Government and Veterans and re-referred to the Committee on Health and Human Services. The motion prevailed.

Senator Latz moved that S.F. No. 3711 be withdrawn from the Committee on Agriculture, Broadband, and Rural Development and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

Senator Kupec moved that S.F. No. 3940 be withdrawn from the Committee on Energy, Utilities, Environment, and Climate and re-referred to the Committee on Environment, Climate, and Legacy. The motion prevailed.

MEMBERS EXCUSED

Senators Dziejic, Klein, Mathews, and McEwen were excused from the Session of today.

ADJOURNMENT

Senator Murphy moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 22, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate

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