

STATE OF MINNESOTA

# Journal of the Senate

NINETY-THIRD LEGISLATURE

---

EIGHTY-FIFTH DAY

St. Paul, Minnesota, Monday, February 26, 2024

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

## CALL OF THE SENATE

Senator Kupec 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. Joseph Johnson.

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

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 communications were received.

May 31, 2023

The Honorable Bobby Joe Champion  
President of the Senate

Dear Senator Champion:

The following appointment is hereby respectfully submitted to the Senate for confirmation as required by law:

DEPARTMENT OF EMPLOYMENT AND ECONOMIC DEVELOPMENT  
COMMISSIONER

Matt Varilek, 332 Minnesota St., Ste. E200, Saint Paul, in the county of Ramsey, effective June 20, 2023, for a term expiring on January 4, 2027.

(Referred to the Committee on Jobs and Economic Development.)

Sincerely,  
Tim Walz, Governor

February 26, 2024

The Honorable Melissa Hortman  
Speaker of the House of Representatives

The Honorable Bobby Joe Champion  
President of the Senate

I have the honor to inform you that the following enrolled Act of the 2024 Session of the State Legislature has been received from the Office of the Governor and is deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

S.F. No.	H.F. No.	Session Laws Chapter No.	Time and Date Approved 2024	Date Filed 2024
	2757	76	10:33 a.m. February 26	February 26

Sincerely,  
Steve Simon  
Secretary of State

### REPORTS OF COMMITTEES

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

**Senator Frenz from the Committee on Energy, Utilities, Environment, and Climate, to which was referred**

**S.F. No. 3120:** A bill for an act relating to energy; requiring a study of advanced nuclear reactors; appropriating money.

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

Page 2, line 3, delete "and"

Page 2, line 4, delete the period and insert a semicolon

Page 2, after line 4, insert:

"(7) Minnesota's eligible energy technology standard under Minnesota Statutes, section 216B.1691, subdivision 2a; and

(8) Minnesota's carbon-free standard under Minnesota Statutes, section 216B.1691, subdivision 2g."

Page 2, after line 7, insert:

"(d) The study must evaluate the technologies and methods most likely to minimize the environmental impacts of nuclear waste and the costs of managing nuclear waste."

Page 2, line 10, delete "2024" and insert "2025"

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

**Senator Latz from the Committee on Judiciary and Public Safety, to which was re-referred**

**S.F. No. 3534:** A bill for an act relating to education; providing for public safety; modifying the grounds for the use of reasonable force in schools; defining duties and establishing minimum training requirements for school resource officers; requiring development of a school resource officer model policy; appropriating money; amending Minnesota Statutes 2022, sections 121A.582, by adding a subdivision; 123B.02, by adding a subdivision; 124E.03, by adding a subdivision; 609.06, subdivision 1; 609.379, subdivision 1; Minnesota Statutes 2023 Supplement, sections 121A.58, subdivisions 1, 2a; 121A.582, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 626.

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

Page 5, line 21, after "officer's" insert "contractual" and after "duties" insert "with a school district or charter school"

Page 5, line 31, delete "mandated" and insert "described"

Page 6, after line 3, insert:

"(d) Nothing in this subdivision limits any other duty or responsibility imposed on peace officers; limits the expectation that peace officers will exercise professional judgment and discretion to protect the health, safety, and general welfare of the public when carrying out their duties; or creates a duty for school resource officers to protect students, staff, or others on school grounds that is different from the duty to protect the public as a whole."

Page 6, lines 5 and 10, delete "June" and insert "September"

Page 7, line 15, delete the second "and"

Page 7, line 16, delete the period and insert "; and"

Page 7, after line 16, insert:

"(14) the topics identified in section 626.8469, subdivision 1, as they pertain to juveniles or students."

Page 7, line 23, delete everything after "(a)" and insert "By December 31, 2024, the Board of Peace Officer Standards and Training shall develop a model school resource officer policy. In developing the policy, the board must convene a group consisting of representatives from the Department of Public Safety's School Safety Center, the Minnesota School Boards Association, the Minnesota Association of Secondary School Principals, Education Minnesota, the Minnesota Sheriffs' Association, the Minnesota Chiefs of Police Association, the Minnesota Police and Peace Officers Association, the Minnesota Juvenile Officers Association, the National Association of School Resource Officers, Solutions Not Suspensions, the Minnesota Youth Council, the Minnesota Council on Disability, and one community organization supporting the rights of students receiving special education services. The group must meet at least three times to discuss the topics identified in paragraph (b), address any related issues, and provide advice and direction regarding development of the model policy."

Page 7, delete lines 24 to 30

Page 8, line 1, after "contract" insert ", including but not limited to the use of plain clothes, modified uniforms, and other changes to school resource officer attire in order to foster a positive school climate, facilitate the establishment of positive relationships with students, and promote open communication"

Page 8, delete lines 2 to 6 and insert:

"(2) considerations for the proper use of force on school grounds, including:

(i) the prohibitions on choke holds and other restraints established in section 609.06, subdivision 3;

(ii) the prohibition on using force or the authority of the peace officer's office solely to enforce school rules or policies or participating in the enforcement of discipline for violations of school rules;

(iii) the use of de-escalation techniques and other alternatives to higher levels of force that are appropriate with juveniles and students in a school setting;

(iv) response tactics and strategies that minimize the use and duration of prone restraint, as defined in section 121A.58, and other physical holds of students; and

(v) the duty to render reasonably prompt care, consistent with the officer's training, to a person who an officer physically holds or restrains;"

Page 8, line 18, delete "December" and insert "September"

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

**Senator Wiklund from the Committee on Health and Human Services, to which was referred**

**S.F. No. 3691:** A bill for an act relating to health-related licensing; modifying and recodifying social worker provisional licensure; amending Minnesota Statutes 2022, sections 148D.061, subdivisions 1, 8; 148D.062, subdivisions 1, 2, 3, 4; 148D.063, subdivisions 1, 2; repealing Minnesota Statutes 2022, section 148D.061, subdivision 9.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on State and Local Government and Veterans. Report adopted.

**Senator Wiklund from the Committee on Health and Human Services, to which was referred**

**S.F. No. 3546:** A bill for an act relating to health-related occupations; clarifying licensed traditional midwife authority to obtain, possess, and administer certain drugs, supplies, and devices; amending Minnesota Statutes 2022, sections 147D.09; 151.37, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

**Senator Hawj from the Committee on Environment, Climate, and Legacy, to which was referred**

**S.F. No. 3559:** A bill for an act relating to natural resources; modifying provisions for watersheds, soil and water conservation districts, and wetland management; modifying wetland banking program and conservation easement programs; clarifying jurisdiction for riparian protection and water quality; eliminating grants to control beaver damage; modifying authority and duties of Board of Water and Soil Resources; requiring rulemaking; appropriating money; amending Minnesota Statutes 2022, sections 103B.101, subdivision 13; 103C.005; 103C.221; 103C.331, subdivisions 3, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, by adding subdivisions; 103D.011, subdivision 10; 103D.201, subdivision 2; 103D.205, subdivision 4; 103D.251, subdivisions 5, 6; 103D.255; 103D.261, subdivisions 1, 2; 103D.271, subdivision 7; 103D.301, subdivisions 1, 3; 103D.305, subdivisions 2, 5; 103D.311, subdivision 4; 103D.315, subdivisions 9, 10; 103D.321, subdivision 1; 103D.331, subdivision 2; 103D.335, subdivision 11; 103D.341, subdivision 1; 103D.345, subdivision 4; 103D.355, subdivision 1; 103D.401; 103D.405, subdivision 1; 103D.535, subdivision 3; 103D.701; 103D.705, subdivision 1, by adding a subdivision; 103D.711; 103D.715, subdivision 1; 103D.729, subdivisions 1, 2; 103D.731; 103D.745, subdivision 3; 103D.805; 103D.811, subdivision 3; 103D.901, subdivision 2; 103F.48, subdivision 1; 103F.511, by adding subdivisions; 103F.515; 103F.535, subdivision 5; 103G.005, subdivisions 14d, 17b; 103G.222, subdivision 1; 103G.2241, subdivisions 1, 2, 6, 9; 103G.2242, subdivisions 2, 2a, 3; Minnesota Statutes 2023 Supplement, sections 103B.101, subdivision 9; 103G.005, subdivision 19; proposing coding for new law in Minnesota Statutes, chapters 103D; 103F; repealing Minnesota Statutes 2022, sections 103A.206; 103D.315, subdivision 4; 103D.405, subdivisions 2, 3, 4, 5, 6; 103D.411; 103D.601; 103D.605, subdivisions 1, 2, 3, 4; 103D.611; 103F.511, subdivision 8b; 103F.950; Minnesota Statutes 2023 Supplement, section 103D.605, subdivision 5; Minnesota Rules, parts 8400.3000; 8400.3030; 8400.3110; 8400.3210;

8400.3260; 8400.3300; 8400.3400; 8400.3460; 8400.3600; 8400.3610; 8400.3630; 8400.3700; 8400.3730; 8400.3800; 8400.3830; 8400.3930.

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

Page 2, delete section 1

Page 5, line 17, before the comma, insert "to achieve the purposes of this chapter and fulfill other statutory responsibilities,"

Page 7, line 29, strike "state" and insert "public"

Page 8, line 10, strike "state" and insert "public"

Page 9, line 27, strike "to act as engineer"

Page 10, line 30, strike "commissioner" and reinstate the stricken "director"

Page 11, line 2, strike ", the" and delete "commissioner"

Page 13, line 26, delete "withdrawal of territory" and insert "enlargement"

Page 14, line 2, delete "commissioner" and insert "director"

Page 15, line 16, delete "commissioner" and insert "director"

Page 16, line 21, delete the second "a" and insert "each"

Page 18, line 13, strike "the commissioner," and reinstate the stricken "the director"

Page 19, line 23, delete everything after "(b)"

Page 19, line 24, delete everything before "The"

Page 24, line 5, delete the new language and reinstate the stricken language

Page 24, lines 12 and 13, delete the new language and reinstate the stricken language

Page 25, line 2, reinstate the stricken language

Page 25, line 3, reinstate the stricken language and delete the new language

Page 25, lines 7, 9, 10, 15, and 16, reinstate the stricken "engineer's" and delete "technical"

Page 25, lines 21 to 28, delete the new language and reinstate the stricken language

Page 26, lines 11 to 14, delete the new language and reinstate the stricken language

Page 26, line 18, reinstate the stricken "engineer's" and delete "technical"

Page 26, line 29, before "103B.231" insert "103D.401, or" and delete the second "or"

Page 26, line 30, delete "103D.401"

Page 28, line 15, strike "with ample security," and insert "as required by section 574.26"

Page 29, after line 4, insert:

"Sec. 58. Minnesota Statutes 2022, section 103E.729, subdivision 9, is amended to read:

Subd. 9. **Sunset.** This section expires on July 31, ~~2024~~ 2029."

Page 37, line 1, before "DISTRICT" insert "SOIL AND WATER CONSERVATION"

Page 37, lines 3, 11, 13, and 14, delete "board"

Page 40, delete lines 1 to 3 and insert:

"(c) Notwithstanding paragraph (a), wetlands includes deepwater aquatic habitats that are not public waters or public waters wetlands. For purposes of this paragraph, "deepwater aquatic habitats" has the meaning given in *Corps of Engineers Wetlands Delineation Manual*, United States Army Corps of Engineers (January 1987)."

Page 41, line 15, reinstate the stricken language

Page 41, line 16, before "the" insert "subdivision 1, clause (1),"

Page 43, line 16, after "responsible" insert "for the wetland replacement"

Page 44, delete lines 20 to 28 and insert:

"(1) impacts to wetlands on agricultural land labeled prior converted cropland and impacts to wetlands resulting from drainage maintenance activities authorized by the United States Department of Agriculture, Natural Resources Conservation Service on areas labeled farmed wetland, farmed wetland pasture, and wetland. The prior converted cropland, farmed wetland, farmed wetland pasture, or wetland must be labeled on a valid final certified wetland determination issued by the Natural Resources Conservation Service in accordance with Code of Federal Regulations, title 7, section 12, as amended. It is the responsibility of the owner or operator of the land to provide a copy of the final certified wetland determination to, and allow the Natural Resources Conservation Service to share related information with, the local government unit and the board for purposes of verification."

Page 46, line 13, delete "and" and insert "including"

Page 47, line 5, delete "that is" and insert "when wetland impacts are"

Page 49, line 30, after "(b)" insert "For wetland boundary determinations," and reinstate the stricken "the"

Page 49, line 32, after the period, insert "For wetland type determinations,"

Page 50, line 2, after the semicolon, insert "*Classification of Wetlands and Deepwater Habitats of the United States*, United States Fish and Wildlife Service (August 2013 edition); or"

Page 50, line 3, delete "; or" and strike "Classification"

Page 50, line 4, strike the old language and delete the new language

Page 50, line 5, delete the new language and strike everything before the period and insert "and including updates, supplementary guidance, and replacements, if any, for any of these publications"

Page 52, delete section 84

Page 52, delete lines 14 and 15

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the comma, insert "drainage repair,"

Page 1, line 7, delete "appropriating money;"

Amend the title numbers accordingly

And when so amended the bill do pass. Amendments adopted. Report adopted.

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

**S.F. No. 3798:** A bill for an act relating to transportation; designating the Michael Gau Memorial Bridge on U.S. Highway 169 over Hennepin County State-Aid Highway 9 in the city of Plymouth; amending Minnesota Statutes 2022, section 161.14, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

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

**S.F. No. 3881:** A bill for an act relating to transportation; designating a portion of marked U.S. Highway 169 between Taconite and Virginia as "Senator David J. Tomassoni Memorial Cross Range Expressway"; amending Minnesota Statutes 2022, section 161.14, by adding a subdivision.

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

Page 1, line 10, delete everything after "from" and insert "Itasca County State-Aid Highway 69 in the city of Marble to Saint Louis County State-Aid Highway 7 in the city of Mountain Iron is"

Amend the title as follows:

Page 1, line 3, delete "Taconite and Virginia" and insert "Marble and Mountain Iron"

And when so amended the bill do pass. Amendments adopted. Report adopted.



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

**S.F. No. 3766:** A bill for an act relating to transportation; designating the bridge on marked U.S. Highway 212 over the Minnesota River in the city of Granite Falls as "Mayor Dave Smiglewski Memorial Bridge"; amending Minnesota Statutes 2022, section 161.14, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.

**Senator Hoffman from the Committee on Human Services, to which was referred**

**S.F. No. 3936:** A bill for an act relating to human services; implementing transfer of duties from the Department of Human Services to the Department of Direct Care and Treatment; establishing general executive board duties, powers, rulemaking authority, and contracting for administrative services; making conforming changes; amending Minnesota Statutes 2022, sections 13.46, subdivisions 1, 10; 43A.241; 243.166, subdivision 7; 245.073; 245.462, subdivisions 22, 24; 245.464, subdivision 3; 245.466, subdivision 1; 245.474, subdivisions 1, 3; 245.4862, subdivision 7; 245.4871, subdivision 33; 245.696, subdivision 1; 245.697, subdivisions 1, 2a; 245.91, subdivision 2; 245.94, subdivision 1; 245D.10, subdivision 3a; 246.0141; 246.018, subdivisions 1, 2, 3, 4; 246.12; 246.129; 246.13, subdivisions 1, 2, 3, 4; 246.14; 246.141; 246.15, subdivisions 1, 3; 246.151, subdivisions 1, 2; 246.16; 246.18, subdivisions 1, 4, 4a, 5, 6; 246.23; 246.234; 246.24; 246.27; 246.325; 246.33, subdivisions 1, 2, 3, 4, 5, 6; 246.34, subdivisions 1, 2, 3; 246.35; 246.36; 246.41, subdivisions 1, 2, 3; 246.50, subdivisions 1, 5, 6, 7, 8, 11; 246.51, subdivisions 1a, 1b, 2; 246.511; 246.52; 246.53, subdivisions 1, 2, 4; 246.531, subdivisions 1, 2; 246.54, subdivision 1; 246.55; 246.56, subdivisions 1, 2, 3; 246.57, subdivision 4; 246.64, subdivisions 1, 2, 3; 246.71, subdivision 2; 246.716, subdivision 2; 246.72; 246.721; 246B.01, subdivisions 2, 2b; 246B.03, subdivision 1; 246B.04, subdivision 1, by adding a subdivision; 246B.06, subdivisions 1, 2, 3, 4; 251.012, subdivision 3; 251.041; 251.042; 251.043; 251.17; 252.021; 252.50, subdivisions 4, 5, 10; 253.015, subdivision 1; 253.017, subdivision 2; 253.13; 253.20; 253.21; 253.22; 253.23; 253.24; 253.26; 253B.02, subdivisions 4b, 4c, by adding a subdivision; 253B.03, subdivisions 1, 6a; 253B.09, subdivision 3a; 253B.17, subdivision 1, by adding a subdivision; 253B.18, subdivisions 4a, 4b, 4c, 5, 5a, 13, 14; 253B.19, subdivision 1; 253B.20, subdivision 2; 253B.212, subdivision 2; 253B.22, subdivisions 1, 3, 4; 253D.02, subdivisions 2, 3, 4, 16, by adding subdivisions; 253D.10, subdivision 2; 253D.11, subdivision 2; 253D.27, subdivision 1; 253D.29, subdivisions 1, 2, 3; 253D.30, subdivision 5; 254B.01, by adding a subdivision; 254B.05, subdivision 4; 254B.151, subdivision 2; 256.01, subdivision 2; 256.045, subdivisions 1, 5, 6, 7, by adding subdivisions; 256B.693, subdivision 1; 256B.77, subdivision 22; 256G.01, subdivisions 1, 3; 256G.02, by adding a subdivision; 256G.03, subdivision 2; 256G.04, subdivision 2; 256G.09, subdivisions 2, 3; 256G.10; 256G.11; 256G.12; 299C.093; 352.91, subdivisions 2a, 3c, 3d, 3e, 4a; 524.3-801; Minnesota Statutes 2023 Supplement, sections 245.4661, subdivisions 2, 6; 246.0135; 246C.02; 246C.03, subdivision 2; 246C.04; 246C.05; 252.50, subdivision 2; 253B.10, subdivision 1; 253D.02, subdivision 8; 256.045, subdivision 3; 352.91, subdivision 3f; proposing coding for new law in Minnesota Statutes, chapters 198; 245; 245A; 246; 246C; 253; repealing Minnesota Statutes 2022, sections 246.01; 246.013; 246.014; 246.15, subdivision 2; 246.23, subdivision 1; 246.60; 251.013; 252.50, subdivisions 1, 9, 11; 252.51; 256B.693, subdivision 2.

Reports the same back with the recommendation that the bill do pass. Report adopted.

**Senator Port from the Committee on Housing and Homelessness Prevention, to which was referred**

**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.

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

Page 1, after line 8, insert:

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

(b) "Applicant" means an individual who submits a rental application to rent or lease a rental unit.

(c) "Arrest record" means information that indicates that an individual has been questioned, apprehended, taken into custody or detention, held for investigation, arrested, charged, indicted, or tried for any felony, misdemeanor, or other offense by a law enforcement agency.

(d) "Background check report" means a report by a law enforcement agency, court, consumer reporting agency, or tenant screening agency regarding an applicant's criminal and credit history.

(e) "Conditional offer" means a written offer to rent or lease a rental unit made by the landlord to an applicant that is contingent on a subsequent inquiry into the applicant's criminal record.

(f) "Criminal record" means information transmitted orally, in writing, or by any other means, and obtained from any source, including but not limited to the individual to whom the information pertains, a government agency, or a background check report, regarding any of the following:

(1) a conviction;

(2) an arrest record;

(3) a sealed, dismissed, or vacated conviction;

(4) an expunged, voided, or invalidated conviction;

(5) a conviction rendered inoperative by judicial action or by statute;

(6) a determination or adjudication in the juvenile justice system;

(7) a matter considered in or processed through the juvenile justice system;

(8) participation in or completion of a diversion program; and

(9) a deferral of a diversion program.

(g) "Deposit" means a payment requested by a landlord during the application for a rental unit to reserve a rental unit for an applicant.

(h) "Landlord" means:

(1) the owner, lessor, or sublessor of a rental unit or the property of which it is a part; or

(2) a person authorized to exercise any aspect of the management of the premises, including a person who directly or indirectly acts as a rental agent, or receives rent, other than as a bona fide purchaser, and has no obligation to deliver the rent payments to another person.

(i) "Law enforcement agency" means the police department of a city, township, or village, the sheriff's department of a county, the department of state police, or any other governmental law enforcement agency of this state.

(j) "Rental unit" means a structure or part of a structure used as a home, residence, or sleeping unit by a single person or household unit, or any grounds, or other facilities or area promised for the use of a residential tenant. Rental unit includes but is not limited to apartment units, boarding houses, rooming houses, mobile home spaces, and single- and two-family dwellings."

Page 3, line 28, delete "less" and insert "fewer" and delete "....." and insert "four" and delete "and are" and insert ", at least one of which is" and after "occupied" insert a comma

Page 4, line 1, after "for" insert "a" and delete "less than ..... number of" and insert "up to two"

Page 4, line 2, after "for" insert "a" and delete "..... but less than ..... number of" and insert "two but fewer than six"

Page 4, line 4, after "for" insert "a" and delete "more than ..... but less than ..... number of" and insert "six or more"

Page 4, delete subdivision 9

Renumber the subdivisions in sequence

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

**Senator Port from the Committee on Housing and Homelessness Prevention, to which was referred**

**S.F. No. 3979:** A bill for an act relating to housing; clarifying tenant's rights to contact emergency services; amending Minnesota Statutes 2022, section 504B.205, subdivisions 2, 3, 6.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Judiciary and Public Safety. Report adopted.

**Senator Port from the Committee on Housing and Homelessness Prevention, to which was referred**

**S.F. No. 3489:** A bill for an act relating to real property; modifying requirements for contract for deeds between investor sellers and purchasers of residential real property; modifying recording provisions; requiring disclosures; providing a right to cancel; authorizing civil remedies; amending

Minnesota Statutes 2022, sections 272.12; 507.235, subdivisions 1a, 5; 513.73, subdivision 3; 559.21, subdivisions 2a, 4, by adding subdivisions; 559.211, subdivision 1; 559.213; proposing coding for new law as Minnesota Statutes, chapter 559A; repealing Minnesota Statutes 2022, sections 559.201; 559.202.

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

Page 4, line 20, strike "property subject to a family farm security loan"

Page 4, line 21, strike "or"

Page 12, line 8, delete "reasonable attorneys' fees and costs" and insert "court filing fees, reasonable attorneys' fees, and costs of service"

Page 12, line 11, delete "reasonable attorneys' fees and" and insert "court filing fees, reasonable attorneys' fees, and costs of service."

Page 12, delete line 12

Page 12, line 29, after the third "payment" insert "of principal, interest, or both"

Page 12, line 31, delete "loan" and insert "contract"

Page 13, line 1, delete everything after "means" and insert "the act of an investor seller executing a contract for deed on or after August 1, 2024, if previously the investor had frequently or repeatedly executed contracts for deed and subsequently terminated those contracts under section 559.21."

Page 13, delete lines 2 to 18

Page 13, line 19, delete everything after "Contract for deed" and insert "has the meaning given in section 507.235, subdivision 1a."

Page 13, delete lines 20 to 26

Page 13, delete subdivision 5

Page 14, delete line 3

Page 14, line 4, delete "(i)" and insert "(1)" and delete "containing"

Page 14, line 5, delete everything before "as"

Page 14, line 7, delete "(ii)" and insert "(2)"

Page 14, line 9, delete "(iii)" and insert "(3)"

Page 14, line 10, delete "(iv)" and insert "(4)"

Page 14, line 11, delete "(v)" and insert "(5)"

Page 14, line 12, delete "(vi)" and insert "(6)"

Page 14, line 13, delete "(2)" and insert "(7)"

Page 14, line 15, delete "containing no more than two family dwelling units"

Page 14, line 19, delete "(3)" and insert "(8)"

Page 14, line 21, delete "(4)" and insert "(9)"

Page 15, lines 4, delete "enters into" and insert "executes"

Page 15, lines 5, delete "enter into" and insert "execute"

Page 15, line 13, after "settlor" insert "or beneficiary"

Page 15, line 14, delete everything after "include"

Page 15, line 15, delete "or"

Page 15, line 24, after "seller." insert "A person examining title to the property may rely on either statement."

Page 16, line 31, delete "PAYMENT(S)" and insert "PAYMENT"

Page 16, line 32, delete "one or more lump-sum balloon payments." and insert "a lump-sum balloon payment or several balloon payments."

Page 16, line 33, delete "will" and insert "may"

Page 19, lines 23 and 25, delete "10-day" and insert "10 calendar day"

Page 20, line 13, delete "enter into" and insert "execute" and after "mortgage" insert "with a due-on-sale clause"

Page 21, line 2, delete "enter into" and insert "execute"

Page 21, line 14, before "An" insert "(a)" and delete "engaging in"

Page 21, line 15, after the period, insert "There shall be a rebuttable presumption that the investor seller has violated this subdivision if, on or after August 1, 2024, the investor seller executes a contract for deed and, within the previous 48 months, the investor seller either:"

Page 21, after line 15, insert:

"(1) had completed two or more termination proceedings under section 559.21 on the same residential real property being sold by the contract for deed; or

(2) had completed four or more termination proceedings under section 559.21 on contracts for deed for any residential real property, where terminated contracts comprise 20 percent or more of all contracts executed by the investor seller during that period.

(b) Nothing contained in this subdivision or in section 559A.01, subdivision 3, shall invalidate, impair, affect, or give rise to any cause of action with respect to any contract for deed or termination proceeding under section 559.21 used as a predicate to establish the presumption under paragraph (a).

(c) For the purposes of this subdivision, a person who sold residential real property on a contract for deed is deemed to be the same person as the investor seller where the person who sold on a contract for deed:

(1) is owned or controlled, in whole or in part, by the investor seller;

(2) owns or controls, in whole or in part, the investor seller;

(3) is under common ownership or control, in whole or in part, with the investor seller;

(4) is a spouse, parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew, or cousin of the investor seller, or of the natural person who owns or controls, in whole or in part, the investor seller; or

(5) is an entity owned or controlled, in whole or in part, by a person who is a spouse, parent, child, sibling, grandparent, grandchild, uncle, aunt, niece, nephew, or cousin of the investor seller, or of the natural person who owns or controls, in whole or in part, the investor seller."

Page 21, line 16, delete "cancels" and insert "terminates"

Page 21, line 19, delete "cancellation" and insert "termination"

Page 22, line 23, delete everything after "responsibilities" and insert "of a successor in interest"

Page 22, line 24, delete "by" and insert "to"

Page 22, line 25, delete "recipient of the" and insert "successor in interest"

Page 22, line 26, delete "conveyance or encumbrance"

Page 22, line 28, delete "the recipient"

Page 22, line 29, delete "of the conveyance or encumbrance" and insert "a successor in interest to the investor seller"

Page 23, line 2, delete "recipient of the conveyance or encumbrance" and insert "successor in interest"

Page 23, line 32, delete "taken under subdivision 2 or 3 shall not" and insert "under subdivision 2 or 3 is personal to the purchaser only, does not"

Page 23, line 33 after "deed" insert ", and may not be assigned except to a successor in interest"

Renumber the subdivisions in sequence

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

**Senator Port from the Committee on Housing and Homelessness Prevention, to which was referred**

**S.F. No. 2448:** A bill for an act relating to housing; providing tenants with a right to repair violations in a residential rental unit; proposing coding for new law in Minnesota Statutes, chapter 504B.

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

Delete everything after the enacting clause and insert:

"Section 1. **[504B.386] TENANT RIGHT TO REPAIR TO REMEDY VIOLATIONS.**

Subdivision 1. **Right to repair.** In lieu of a rent escrow action under section 504B.385, a tenant may pay for the repairs in a residential rental unit after notice and an opportunity to repair has been provided to the landlord as provided in this section. The tenant may subtract the cost of the repairs from the tenant's future rent or receive a reimbursement as provided in this section.

Subd. 2. **Noticed required.** (a) Prior to contracting for repairs and paying for a repair to the residential rental unit, the tenant must:

(1) provide a written notice to the landlord at the address where the tenant sends rent;

(2) either call or send an email communication to the landlord, if the telephone number or email is known; and

(3) notify the landlord of the repair that is needed and of the tenant's intent to deduct the cost of the repair from the tenant's rent.

(b) Except as provided under paragraph (c), the tenant must provide the notice required under this subdivision at least 14 days before making any repairs.

(c) For a violation as defined in section 504B.001, subdivision 14, clause (1), the residential tenant must include a copy of the written notice of the code violation as provided in section 504B.185, subdivision 2, if an inspection has occurred. The tenant must inform the landlord of the tenant's intent to use the tenant's future rent to pay for the repairs when the notice is provided.

(d) For a violation as defined in section 504B.001, subdivision 14, clause (2) or (3), the tenant must include in the written notice to the landlord information specifying the violation.

Subd. 3. **Tenant contracting repairs; bids; notice.** (a) If the landlord has not provided the tenant with a scheduled repair date or the violation is not corrected within 14 days of the tenant providing written notice under subdivision 2, the tenant may contract for repairs. A tenant may contract for repairs under the same process in this section for necessary repairs in a common area of a residential building if the repair is necessary for the safety and operation of the building for tenants.

(b) A tenant contracting for repairs under this section must obtain bids from two different contractors or servicers that routinely repair or specialize in making the type of repair that is needed and must choose the contractor or servicer with the lower bid. The tenant must notify the landlord of each bid received within 24 hours of receiving a bid and must notify the landlord of any scheduled repairs within 24 hours of scheduling the repair date.

Subd. 4. **Deduction; reimbursement.** (a) The tenant must provide a payment receipt to the landlord before subtracting the amount paid for repairs from the rent. The tenant may reduce the rent for each rental payment owed until the total amount of the repair has been paid. Any deductions made by a tenant under this section is limited to an amount equal to rent payment for two months within a 12-month period.

(b) As an alternative to a tenant's deduction of rent, a landlord may directly reimburse the tenant for the cost of repairs listed on a payment receipt.

(c) A landlord must reimburse a tenant for any outstanding payments made by a tenant under this section if the lease terminates before the tenant is able to deduct costs from future rent.

(d) Notwithstanding a tenant's payment for repairs that are deducted from rent under this subdivision, nothing in this subdivision relieves a landlord from the requirements of United States Code, title 26, section 6041, paragraph (a).

Subd. 5. **Liability; rights to property.** (a) A contractor or servicer who enters the premises to make repairs under this section is liable to the landlord for any damage to property.

(b) Any new appliance acquired pursuant to this section is the property of the landlord.

Subd. 6. **Exemption.** This section does not apply to emergency repairs under section 504B.381."

Amend the title as follows:

Page 1, line 3, after the semicolon, insert "requiring a notice; permitting a tenant to make deductions from rent;"

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

**Senator Port from the Committee on Housing and Homelessness Prevention, to which was referred**

**S.F. No. 3492:** A bill for an act relating to housing; amending provisions relating to residential housing leases; amending landlord and tenant rights and obligations; amending residential tenant screening agency obligations; amending provisions relating to residential housing evictions; amending provisions relating to actions commenced by tenants; creating new rights and obligations for landlords and tenants; making clarifying, technical, and conforming changes to landlord and tenant provisions; amending Minnesota Statutes 2022, sections 504B.001, subdivisions 4, 5, 11, 14, by adding subdivisions; 504B.101; 504B.111; 504B.115, subdivision 1; 504B.116; 504B.118; 504B.131; 504B.141; 504B.145; 504B.151, subdivision 1; 504B.155; 504B.161, subdivisions 2, 4, 5, by adding subdivisions; 504B.173, subdivision 1; 504B.175, subdivision 1, by adding a subdivision; 504B.177;



504B.178, subdivisions 1, 3, 7, 9, 10, by adding a subdivision; 504B.181, subdivision 1, by adding a subdivision; 504B.185, subdivision 2, by adding a subdivision; 504B.195, subdivisions 1, 5, by adding a subdivision; 504B.204; 504B.205, subdivision 5; 504B.231; 504B.241, subdivisions 1, 4, 5, by adding a subdivision; 504B.245; 504B.261; 504B.265, subdivisions 1, 2, by adding a subdivision; 504B.271; 504B.275; 504B.285, subdivisions 1, 2; 504B.315; 504B.345, by adding a subdivision; 504B.365, subdivisions 1, 3, 5, by adding a subdivision; 504B.371, subdivision 2; 504B.385, subdivisions 1, 4, 5, 6, 9, 11; 504B.391; 504B.395, subdivisions 1, 4, 6; 504B.415; 504B.421; 504B.425; 504B.431; 504B.441; 504B.451; 504B.471; Minnesota Statutes 2023 Supplement, sections 504B.135; 504B.161, subdivision 1; 504B.171, subdivision 1; 504B.291, subdivision 1; 504B.321, subdivision 5, by adding a subdivision; 504B.331; 504B.335; 504B.345, subdivision 1; 504B.371, subdivision 3; 504B.375, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 504B; repealing Minnesota Statutes 2022, sections 504B.121; 504B.161, subdivision 6; 504B.173, subdivisions 2, 3, 4; 504B.175, subdivisions 2, 3, 4; 504B.178, subdivisions 8, 11; 504B.181, subdivision 5; 504B.195, subdivisions 2, 3, 4; 504B.265, subdivision 4; 504B.285, subdivisions 3, 4; 504B.355; 504B.385, subdivisions 2, 7, 10; 504B.445, subdivision 8; Minnesota Statutes 2023 Supplement, section 504B.178, subdivision 4.

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 504B.001, subdivision 5, is amended to read:

Subd. 5. **Housing-related neighborhood organization.** "Housing-related neighborhood organization" means a nonprofit corporation incorporated under chapter 317A that:

~~(1) designates in its articles of incorporation or bylaws a specific geographic community to which its activities are limited; and~~

~~(2) is formed in part for the purposes of promoting community safety, crime prevention, and housing quality in a nondiscriminatory manner.~~

For purposes of this chapter, an action taken by a neighborhood organization with the written permission of a residential tenant means, with respect to a building with multiple dwelling units, an action taken by the neighborhood organization with the written permission of one of the residential tenants ~~of a majority of the occupied units.~~

Sec. 2. Minnesota Statutes 2022, section 504B.001, subdivision 11, is amended to read:

Subd. 11. **Residential building.** "Residential building" means:

(1) a building used in whole or in part as a dwelling, including single-family homes, multiple-family units such as apartments, and structures containing both dwelling units and units used for nondwelling purposes, and includes a:

(i) a manufactured home park; or

(ii) nursing homes under chapter 144A;

(iii) assisted living under chapter 144G;

- (iv) residences with services under chapter 245D;
- (v) buildings receiving group residential housing chapter 256I; and
- (vi) a sober house under chapter 254B; or

(2) an unoccupied building which was previously used in whole or in part as a dwelling and which constitutes a nuisance under section 561.01.

Sec. 3. Minnesota Statutes 2022, section 504B.001, subdivision 14, is amended to read:

Subd. 14. **Violation.** "Violation" means:

(1) a violation of any state, county or city health, safety, housing, building, fire prevention, or housing maintenance code applicable to the building;

~~(2) a violation of any of the covenants set forth in section 504B.161, subdivision 1, clause (1) or (2), or in section 504B.171, subdivision 1 this chapter; or~~

(3) a violation of any federal, state, county, or city laws protecting tenants from discrimination;

(4) a violation of any applicable tenant rights and landlord obligations for public and subsidized tenancies under local, state, or federal law; or

~~(5) a violation of an oral or written agreement, lease, or contract for the rental of a dwelling in a building.~~

Sec. 4. Minnesota Statutes 2022, section 504B.001, is amended by adding a subdivision to read:

Subd. 16. **Dwelling.** "Dwelling" means any rental unit in a residential building that is intended to be used for occupancy by residential tenants.

Sec. 5. Minnesota Statutes 2022, section 504B.001, is amended by adding a subdivision to read:

Subd. 17. **Rental unit.** "Rental unit" means any building or structure, or portion thereof, which is wholly or partly used or intended to be occupied by tenants.

Sec. 6. Minnesota Statutes 2022, section 504B.101, is amended to read:

**504B.101 DISTRESS FOR RENT.**

The remedy of distress for rent is abolished. The requirements of this section may not be waived or modified by the parties to a residential lease. Any provision, whether oral or written, of a lease or other agreement by which any provision of this section is waived by a tenant is contrary to public policy and void. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section.

Sec. 7. Minnesota Statutes 2022, section 504B.111, is amended to read:

**504B.111 WRITTEN LEASE REQUIRED; PENALTY.**

(a) A landlord of a residential building with 12 or more residential units must have a written lease for each unit rented to a residential tenant. The written lease must identify the specific unit the residential tenant will occupy before the residential tenant signs the lease. Notwithstanding any other state law or city ordinance to the contrary, a landlord may ask for the tenant's full name and date of birth on the lease and application. A landlord who fails to provide a lease, as required under this section, is guilty of a petty misdemeanor.

(b) The tenant shall recover from the landlord treble actual and consequential damages or \$500, whichever is greater, and reasonable attorney fees, for a violation of this section.

Sec. 8. Minnesota Statutes 2022, section 504B.115, subdivision 1, is amended to read:

Subdivision 1. **Copy of written lease to tenant.** Where there is a written lease, a landlord must give a copy to a tenant occupying a dwelling unit whose signature appears on the lease agreement. The landlord may obtain a signed and dated receipt, either as a separate document or an acknowledgment included in the lease agreement itself, from the tenant acknowledging that the tenant has received a copy of the lease. This signed receipt or acknowledgment is prima facie evidence that the tenant has received a copy of the lease. The landlord must provide the copy of the lease agreement with 14 days of the tenant's written request. The tenant shall recover from the landlord treble actual and consequential damages or \$250, whichever is greater, and reasonable attorney fees, for a violation of this section.

Sec. 9. Minnesota Statutes 2022, section 504B.116, is amended to read:

**504B.116 PRORATED RENT REQUIRED.**

(a) When a lease term for a residential unit ends on a date before the last day of the final month, the amount of rent to be paid for the final month owed for the final month of rent must be prorated at the average daily rate for that month so that the tenant only pays for the actual number of days that occupancy is allowed. This provision applies to all leases, including leases requiring the last month of rent to be paid in advance. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$500, whichever is greater, and reasonable attorney fees, for a violation of this section.

(b) For purposes of this section, prorated rent must be calculated using the actual number of calendar days for the calendar month in which the lease expires.

Sec. 10. Minnesota Statutes 2022, section 504B.118, is amended to read:

**504B.118 RECEIPT FOR RENT PAID IN CASH.**

A landlord receiving rent or other payments from a tenant in cash must provide a written receipt for payment immediately upon receipt if the payment is made in person, or within three business days if payment in cash is not made in person. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$250, whichever is greater, and reasonable attorney fees, for a violation of this section.

Sec. 11. Minnesota Statutes 2022, section 504B.131, is amended to read:

**504B.131 RENT LIABILITY; UNINHABITABLE BUILDINGS.**

A tenant or occupant of a building that is destroyed or becomes uninhabitable or unfit for occupancy through no fault or neglect of the tenant or occupant may vacate and surrender such a building. A tenant or occupant may expressly agree otherwise except as prohibited by section 504B.161. The landlord shall offer the tenant a similar rental unit, if available, for the remainder of the tenancy at the same rent. The tenant may accept the new rental unit or may choose to vacate and end the tenancy without liability for any remaining rent under the lease. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section. This section shall be liberally construed for the protection of tenants.

Sec. 12. Minnesota Statutes 2022, section 504B.141, is amended to read:

**504B.141 URBAN REAL ESTATE; HOLDING OVER.**

When a tenant of urban real estate, or any interest therein, holds over and retains possession after expiration of the lease without the landlord's express agreement, no tenancy for any period other than the shortest interval between the times of payment of rent under the terms of the expired lease shall be implied. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$250, whichever is greater, and reasonable attorney fees, for a violation of this section.

Sec. 13. Minnesota Statutes 2022, section 504B.145, is amended to read:

**504B.145 RESTRICTION ON AUTOMATIC RENEWALS OF LEASES.**

Subdivision 1. **Automatic renewal.** Notwithstanding the provisions of any residential lease, In order to enforce any automatic renewal clause of a lease of an original term of two months or more which states, in effect, that the term shall be deemed renewed for a specified additional period of time of two months or more unless the tenant gives notice to the landlord of an intention to quit the premises at the expiration of the term due to expire, the landlord must give notice to the tenant as provided in this section. The notice must be in writing and direct the tenant's attention to the automatic renewal provision of the lease. the notice must be served personally or mailed by certified mail at least 15 days, but not more than 30 days prior to the time that the tenant is required to furnish notice of an intention to quit.

Subd. 2. **Penalty.** If the landlord does not comply with the notice requirements of this statute, the tenant may choose to terminate the lease on the last day of the lease without further notice unless a new agreement is reached by the parties.

Subd. 3. **Waiver prohibited.** Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$500, whichever is greater, and reasonable attorney fees, for a violation of this section. This section shall be liberally construed for the protection of tenants.

Sec. 14. Minnesota Statutes 2022, section 504B.151, subdivision 1, is amended to read:

Subdivision 1. **Limitation on lease and notice to tenant.** (a) Once a landlord has received notice of a contract for deed cancellation under section 559.21 or notice of a mortgage foreclosure sale under chapter 580 or 582, or summons and complaint under chapter 581, the landlord may only enter into (i) a periodic residential lease agreement with a term of not more than two months or the time remaining in the contract cancellation period or the mortgagor's redemption period, whichever is less or (ii) a fixed term residential tenancy not extending beyond the cancellation period or the landlord's period of redemption until:

- (1) the contract for deed has been reinstated or paid in full;
- (2) the mortgage default has been cured and the mortgage reinstated;
- (3) the mortgage has been satisfied;
- (4) the property has been redeemed from a foreclosure sale; or
- (5) a receiver has been appointed.

(b) Before entering into a lease under this section and accepting any rent or security deposit from a tenant, the landlord must notify the prospective tenant in writing that the landlord has received notice of a contract for deed cancellation or notice of a mortgage foreclosure sale as appropriate, and the date on which the contract cancellation period or the mortgagor's redemption period ends.

(c) This section does not apply to a manufactured home park as defined in section 327C.015, subdivision 8.

(d) ~~A landlord who violates the requirements in this subdivision is liable to the lessee for a civil penalty of \$500. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section, unless the landlord falls under the exception in subdivision 2. The remedy provided under this paragraph is in addition to and shall not limit other rights or remedies available to landlords and tenants.~~

Sec. 15. Minnesota Statutes 2022, section 504B.161, subdivision 4, is amended to read:

Subd. 4. **Covenants are in addition.** The covenants contained in this section are in addition to any covenants or conditions imposed by law or ordinance or by the terms of the lease or license and do not limit other rights or remedies which may be available to the residential tenant and landlord.

Sec. 16. Minnesota Statutes 2022, section 504B.161, is amended by adding a subdivision to read:

Subd. 7. **Remedies.** If a landlord is in violation of this section, the tenant shall be entitled to:

(1) treble actual and consequential damages, based on rent abatement for impairment of use and enjoyment of the property for the period of the violation under section 541.05, subdivision 1, and consequential damages, or \$500, whichever is greater;

(2) in the case of a residential building or residential unit that has been condemned for city or county housing code or rental licensing violations, treble actual and consequential damages, based on the total rent for the period of the violation under section 541.05, subdivision 1, and consequential damages, or \$500, whichever is greater;

(3) in the case of violation of subdivision 2, treble actual and consequential damages, based on adequate consideration for services performed by the tenant for the period of the violation under section 541.05, subdivision 1, and consequential damages, or \$500, whichever is greater;

(4) treble actual and consequential damages or \$500, whichever is greater, and reasonable attorney fees, for a violation of this section;

(5) correction of violations by the landlord;

(6) at the tenant's option, tenant correction of violations and reasonable compensation from the landlord;

(7) at the tenant's option, full rescission of the lease and recovery of any damage deposit, less any amount retained under section 504B.178;

(8) costs, disbursements, and reasonable attorney fees related to enforcement of this section;  
and

(9) at the tenant's option, collection of awards under this subdivision as a credit against current and future rents from the landlord.

Sec. 17. Minnesota Statutes 2022, section 504B.161, is amended by adding a subdivision to read:

Subd. 8. **Enforcement.** A residential tenant may enforce the provisions of this section in actions under sections 504B.281 to 504B.371, 504B.381, 504B.385, and 504B.395 to 504B.471, and other civil actions.

Sec. 18. **[504B.163] RETALIATION PROHIBITED.**

Subdivision 1. **No retaliation.** (a) A landlord may not retaliate against a tenant for asserting any right a tenant has related to the tenancy or otherwise.

(b) For purposes of this section, a third party asserting rights on behalf of a tenant is considered the same as if that tenant directly asserted their rights.

Subd. 2. **Rights protected.** For the purposes of subdivision 1, asserting rights includes but is not limited to:

(1) complaining about a violation of the lease or the law to the landlord;

(2) calling for police or emergency assistance;

(3) the tenant's good faith attempt to secure or enforce rights under a lease or contract, oral or written, under the laws of the state or any of its governmental subdivisions, or of the United States;

(4) the tenant's good faith report to a governmental authority of the plaintiff's violation of a health, safety, housing, or building code or ordinance;

(5) organizing, participating in organizing, protesting, demonstrating, or becoming a member of a housing-related neighborhood organization or similar organization;

(6) suing the landlord or testifying in a court proceeding, an administrative hearing, or a legislative hearing, or any public space against the landlord; or

(7) exercising any right or remedy provided by law.

Subd. 3. **Prohibited conduct.** For the purposes of subdivision 1, retaliatory conduct includes but is not limited to:

(1) filing an eviction;

(2) increasing the rent due;

(3) terminating or nonrenewing a tenancy;

(4) increasing a tenant's obligations under a lease;

(5) decreasing services to a tenant;

(6) altering an existing rental agreement;

(7) imposing any penalty on a tenant; or

(8) threatening retaliatory conduct.

Subd. 4. **Presumption of retaliation.** (a) The landlord has the burden of proving a substantial nonretaliatory purpose, wholly unrelated to and unmotivated by the tenant's protected activity, if the conduct prohibited under subdivision 3 occurs within one year after the tenant asserts a right.

(b) If the conduct prohibited under subdivision 3 occurs more than one year after the tenant asserted a right, the tenant must make a prima facie case, by a preponderance of the evidence, that:

(1) the tenant asserted a right;

(2) the landlord, through act or omission, committed retaliatory conduct; and

(3) the conduct prohibited under subdivision 3 was intended to penalize the tenant for asserting the right.

Then, the burden shifts to the landlord to prove a substantial nonretaliatory purpose, wholly unrelated to and unmotivated by the tenant's protected activity. If the landlord meets their burden, the tenant must be afforded a fair opportunity to prove that the landlord's stated nonretaliatory purpose is in fact pretext.

Subd. 5. **Right to explanation.** If a tenant alleges that any action a landlord has taken is retaliatory, the landlord must provide a reason to the tenant in writing explaining the landlord's

reason for taking that action within one week of the tenant's written request for an explanation. Failure to do so creates a presumption of retaliation regardless of when the action was taken.

Subd. 6. **Penalty.** If a landlord violates subdivision 1 of this statute, the tenant is entitled to a civil penalty of up to three month's rent for each violation along with actual damages, or \$1,000, whichever is greater, court costs, reasonable attorney fees, and equitable relief including injunction against enforcement of the retaliatory notice. A residential tenant may follow the procedures in sections 504B.381, 504B.385, and 504B.395 to 504B.471, or commence a civil action, to enforce the provisions of this section. The penalty may be awarded if the tenant proves retaliation in any other case, including eviction cases.

Subd. 7. **Right to cure material breach.** Notwithstanding sections 504B.281 to 504B.371, in any eviction proceeding where the landlord asserts a material breach of the lease and the tenant has asserted retaliation as a defense, if the court finds that the landlord's action was not retaliatory, the court shall issue an order in favor of the landlord for costs. The court shall order the tenant to come into compliance with the lease within 30 days. If the tenant fails to come into lease compliance within 30 days, the landlord may, upon a showing to the court that three days' written notice was given to the resident, move the court for a writ of recovery to recover possession.

Subd. 8. **No waiver.** The tenant rights under this section may not be waived or modified, by contract or otherwise.

Subd. 9. **Liberal construction.** This section shall be liberally construed for the protection of tenants.

Subd. 10. **Additional remedies.** The purpose of this section is to provide additional remedies and are in addition to and do not limit other rights or remedies which may be available to the tenant and landlord.

Sec. 19. Minnesota Statutes 2022, section 504B.173, subdivision 1, is amended to read:

Subdivision 1. **Limitations.** A landlord may not:

~~(1) charge an applicant a screening or application fee when the landlord knows or should have known that no rental unit is available at that time or will be available within a reasonable future time; in order to apply to enter or to enter into a rental agreement for a residential dwelling unit. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section.~~

~~(2) collect or hold an applicant screening fee without giving the applicant a written receipt for the fee, which may be incorporated into the application form, upon request of the applicant; or~~

~~(3) use, cash, or deposit an applicant screening fee until all prior applicants have either been screened and rejected, or offered the unit and declined to enter into a rental agreement.~~

Sec. 20. Minnesota Statutes 2022, section 504B.175, subdivision 1, is amended to read:



Subdivision 1. **Definition.** For the purpose of this section, "prelease deposit" means payment given to a landlord from a prospective tenant of a residential dwelling unit before the prospective tenant and the landlord have entered into a rental agreement. ~~"Prelease deposit" does not include the payment of a reasonable applicant screening fee used to conduct a background check on the prospective tenant.~~

Sec. 21. Minnesota Statutes 2022, section 504B.175, is amended by adding a subdivision to read:

Subd. 2a. **Prohibition.** Prelease deposits are prohibited. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section, and at the tenant's option, full rescission of the lease and recovery of any damage deposit less any amount retained under section 504B.178.

Sec. 22. Minnesota Statutes 2022, section 504B.177, is amended to read:

**504B.177 LATE FEES.**

(a) A landlord of a residential building may not charge a late fee if the rent is paid after the due date, unless the tenant and landlord have agreed in writing that a late fee may be imposed. The agreement must specify when the late fee will be imposed. In no case may the late fee exceed eight percent of the overdue rent payment. Any late fee charged or collected is not considered to be either interest or liquidated damages. For purposes of this paragraph, the "due date" does not include a date, earlier than the date contained in the written or oral lease by which, if the rent is paid, the tenant earns a discount.

(b) Notwithstanding paragraph (a), if a federal statute, regulation, or handbook permitting late fees for a tenancy subsidized under a federal program conflicts with paragraph (a), then the landlord may publish and implement a late payment fee schedule that complies with the federal statute, regulation, or handbook.

(c) Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section. This section shall be liberally construed for the protection of tenants.

Sec. 23. Minnesota Statutes 2022, section 504B.178, subdivision 7, is amended to read:

Subd. 7. **Bad faith retention.** The bad faith retention by a landlord of a deposit, the interest thereon, or any portion thereof, in violation of this section shall subject the landlord to punitive damages not to exceed ~~\$500~~ \$750 for each deposit in addition to the damages provided in subdivision 4 and reasonable attorney fees. If the landlord has failed to comply with the provisions of ~~subdivision subdivisions 3 or and 5~~, retention of a deposit shall be presumed to be in bad faith unless the landlord returns the deposit within two weeks after the commencement of any action for the recovery of the deposit.

Sec. 24. Minnesota Statutes 2022, section 504B.178, subdivision 10, is amended to read:

Subd. 10. **Waiver.** Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. This section shall be liberally construed for the protection of tenants.

Sec. 25. Minnesota Statutes 2022, section 504B.181, is amended by adding a subdivision to read:

Subd. 7. **Waiver prohibited.** Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$500, whichever is greater, and reasonable attorney fees, for a violation of this section. This section shall be liberally construed for the protection of tenants.

Sec. 26. Minnesota Statutes 2022, section 504B.185, is amended by adding a subdivision to read:

Subd. 3. **Remedies.** Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section. This section shall be liberally construed for the protection of tenants.

Sec. 27. Minnesota Statutes 2022, section 504B.195, is amended by adding a subdivision to read:

Subd. 2a. **Damages.** The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section.

Sec. 28. Minnesota Statutes 2022, section 504B.195, subdivision 5, is amended to read:

Subd. 5. **Remedies additional.** The remedies provided in this section are in addition to and shall not limit other rights or remedies available to landlords and tenants. Any provision, whether oral or written, of any lease or other agreement, whereby any provision of this section is waived by a tenant, is contrary to public policy and void. A violation of this section violates section 504B.161. This section shall be liberally construed for the protection of tenants.

Sec. 29. Minnesota Statutes 2022, section 504B.204, is amended to read:

**504B.204 ACTION FOR RENTAL OF CONDEMNED RESIDENTIAL PREMISES.**

(a) A landlord, agent, or person acting under the landlord's direction or control may not accept rent or a security deposit for residential rental property from a tenant after the leased premises have been condemned or declared unfit for human habitation by the applicable state or local authority, if the tenancy commenced after the premises were condemned or declared unfit for human habitation. If a landlord, agent, or a person acting under the landlord's direction or control violates this section, the landlord is liable to the tenant for actual damages and an amount equal to three times the amount of all money collected from the tenant after date of condemnation or declaration, plus costs and attorney fees. A violation of this section violates section 504B.161. This section shall be liberally construed for the protection of tenants.

(b) The remedies provided in this section are in addition to and shall not limit other rights or remedies available to landlords and tenants. Any provision, whether oral or written, of any lease or other agreement, whereby any provision of this section is waived by a tenant, is contrary to public policy and void.

Sec. 30. Minnesota Statutes 2022, section 504B.205, subdivision 5, is amended to read:

Subd. 5. **Residential tenant remedies.** A residential tenant may bring a civil action for a violation of this section and recover from the landlord \$250 or actual damages, whichever is greater, and reasonable attorney's fees. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section. A violation of this section violates section 504B.161. This section shall be liberally construed for the protection of tenants.

Sec. 31. Minnesota Statutes 2022, section 504B.231, is amended to read:

**504B.231 DAMAGES FOR OUSTER.**

(a) If a landlord, an agent, or other person acting under the landlord's direction or control ~~unlawfully and in bad faith~~ removes, excludes, or forcibly keeps out a tenant from residential premises, the tenant ~~may~~ shall recover from the landlord actual and consequential damages, the greater of treble actual and consequential damages or \$500, ~~whichever is greater, \$1,000, and reasonable attorney's attorney fees,~~ and at the tenant's option, full rescission of the lease and recovery of any damage deposit less any amount retained under section 504B.178. A landlord may not charge or collect rent for a month where the landlord has violated this section. A violation of this section by the landlord is a violation of section 504B.161.

(b) The remedies provided in this section are in addition to and shall not limit other rights or remedies available to landlords and tenants. Any provision, whether oral or written, of any lease or other agreement, whereby any provision of this section is waived by a tenant, is contrary to public policy and void. The provisions of this section also apply to occupants and owners of residential real property which is the subject of a mortgage foreclosure or contract for deed cancellation and as to which the period for redemption or reinstatement of the contract has expired. This section shall be liberally construed for the protection of tenants.

Sec. 32. Minnesota Statutes 2022, section 504B.245, is amended to read:

**504B.245 TENANT REPORT; REMEDIES.**

(a) The tenant shall recover from a landlord or tenant screening agency treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of section 504B.241.

(b) The attorney general may require tenant screening agencies to demonstrate compliance with section 504B.241. A tenant screening agency shall demonstrate compliance with section 504B.241 within one week of a request by the attorney general. The remedies provided in section 8.31 apply to a violation of section 504B.241. A residential tenant screening service or landlord in compliance with the provisions of the Fair Credit Reporting Act, United States Code, title 15, section 1681, et seq., is considered to be in compliance with section 504B.241.

(c) A violation of this section is a violation of section 325F.69.

(d) This section shall be liberally construed for the protection of tenants.

Sec. 33. Minnesota Statutes 2022, section 504B.261, is amended to read:

**504B.261 PETS IN SUBSIDIZED DISABILITY ACCESSIBLE RENTAL HOUSING UNITS.**

In a multiunit residential building, a tenant of a disability accessible unit, in which the tenant or the unit receives a subsidy that directly reduces or eliminates the tenant's rent responsibility, must be allowed to have two birds or one spayed or neutered dog or one spayed or neutered cat. A renter under this section may not keep or have visits from an animal that constitutes a threat to the health or safety of other individuals, or causes a noise nuisance or noise disturbance to other renters. The landlord may require the renter to pay an additional damage deposit in an amount reasonable to cover damage likely to be caused by the animal. The deposit is refundable at any time the renter leaves the unit of housing to the extent it exceeds the amount of damage actually caused by the animal. The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, and at the tenant's option, full rescission of the lease and recovery of any damage deposit less any amount retained under section 504B.178, for a violation of this section. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. This section shall be liberally construed for the protection of tenants.

Sec. 34. Minnesota Statutes 2022, section 504B.265, is amended by adding a subdivision to read:

Subd. 5. Remedies. The personal representative of the tenant's estate shall recover from the landlord treble actual and constructive damages or \$500, whichever is greater, and reasonable attorney fees, for a violation of this section. This section shall be liberally construed for the protection of tenants.

Sec. 35. Minnesota Statutes 2022, section 504B.271, subdivision 2, is amended to read:

Subd. 2. ~~Landlord's punitive Damages.~~ If a landlord, an agent, or other person acting under the landlord's direction or control, in possession of a tenant's personal property, fails to allow the tenant to retake possession of the property within 24 hours after written demand by the tenant or the tenant's duly authorized representative or within 48 hours, exclusive of weekends and holidays, after written demand by the tenant or a duly authorized representative when the landlord, the landlord's agent or person acting under the landlord's direction or control has removed and stored the personal property in accordance with subdivision 1 in a location other than the premises, the tenant shall recover from the landlord ~~punitive damages in an amount not to exceed twice the actual damages or \$1,000, whichever is greater,~~ in addition to actual damages, treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney's attorney fees.

In determining the amount of punitive damages the court shall consider (1) the nature and value of the property; (2) the effect the deprivation of the property has had on the tenant; (3) if the landlord, an agent, or other person acting under the landlord's direction or control unlawfully took possession

of the tenant's property; and (4) if the landlord, an agent, or other person under the landlord's direction or control acted in bad faith in failing to allow the tenant to retake possession of the property.

The provisions of this subdivision do not apply to personal property which has been sold or otherwise disposed of by the landlord in accordance with subdivision 1, or to landlords who are housing authorities, created, or authorized to be created by sections 469.001 to 469.047, and their agents and employees, in possession of a tenant's personal property, except that housing authorities must allow the tenant to retake possession of the property in accordance with this subdivision.

Sec. 36. **[504B.276] LIMITATION ON CLAIM PRECLUSION.**

A failure by a tenant to litigate an available claim or defense in any proceeding under sections 504B.281 to 504B.471 does not preclude the tenant from raising or litigating that claim or a claim arising out of the same transaction or occurrence in a separate proceeding.

Sec. 37. Minnesota Statutes 2022, section 504B.285, subdivision 2, is amended to read:

Subd. 2. **Retaliation defense.** It is a defense to an action for recovery of premises ~~following the alleged termination of a tenancy by notice to quit for the defendant to prove by a fair preponderance of the evidence that:~~ that the action is retaliatory in violation of section 504B.163.

~~(1) the alleged termination was intended in whole or part as a penalty for the defendant's good faith attempt to secure or enforce rights under a lease or contract, oral or written, under the laws of the state or any of its governmental subdivisions, or of the United States; or~~

~~(2) the alleged termination was intended in whole or part as a penalty for the defendant's good faith report to a governmental authority of the plaintiff's violation of a health, safety, housing, or building code or ordinance.~~

~~If the notice to quit was served within 90 days of the date of an act of the tenant coming within the terms of clause (1) or (2) the burden of proving that the notice to quit was not served in whole or part for a retaliatory purpose shall rest with the plaintiff.~~

Sec. 38. Minnesota Statutes 2022, section 504B.285, is amended by adding a subdivision to read:

Subd. 3a. **Damages.** The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of subdivisions 2 and 3.

Sec. 39. Minnesota Statutes 2022, section 504B.315, is amended to read:

**504B.315 RESTRICTIONS ON EVICTION DUE TO FAMILIAL STATUS.**

(a) As used in this section, "familial status" has the meaning given it in section 363A.03, subdivision 18.

(b) No residential tenant of residential premises may be evicted, denied a continuing tenancy, or denied a renewal of a lease on the basis of familial status commenced during the tenancy unless one year has elapsed from the commencement of the familial status and the landlord has given the

tenant six months prior notice in writing, except in case of nonpayment of rent, damage to the premises, disturbance of other tenants, or other material breach of the lease.

(c) The tenant shall recover from the landlord treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section. The remedy provided under this section is in addition to and shall not limit other rights or remedies available to tenants. Any provision, whether oral or written, of any lease or other agreement, whereby any provision of this section is waived by a tenant, is contrary to public policy and void. This section shall be liberally construed for the protection of tenants.

Sec. 40. Minnesota Statutes 2023 Supplement, section 504B.321, subdivision 5, is amended to read:

Subd. 5. **Defective filing or service.** The court must dismiss and expunge the record of any action if the person bringing the action fails to comply with this section. The tenant shall recover from the landlord treble actual and consequential damages or \$250, whichever is greater, and reasonable attorney fees, for a violation of this section. Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. This section shall be liberally construed for the protection of tenants.

Sec. 41. Minnesota Statutes 2023 Supplement, section 504B.331, is amended to read:

**504B.331 SUMMONS; HOW SERVED.**

(a) The summons and complaint must be served at least seven days before the date of the court appearance specified in section 504B.321, in the manner provided for service of a summons in a civil action in district court.

(b) If the defendant cannot be found in the county, the summons and complaint may be served at least seven days before the date of the court appearance by:

(1) leaving a copy at the defendant's last usual place of abode with a person of suitable age and discretion residing there; or

(2) if the defendant had no place of abode, by leaving a copy at the property described in the complaint with a person of suitable age and discretion occupying the premises.

(c) Failure of the sheriff to serve the defendant is prima facie proof that the defendant cannot be found in the county.

(d) Where the defendant cannot be found in the county, service of the summons and complaint may be made upon the defendant by posting the summons in a conspicuous place on the property for not less than one week if:

(1) the property described in the complaint is:

(i) nonresidential and no person actually occupies the property; or

(ii) residential and service has been attempted at least twice on different days, with at least one of the attempts having been made between the hours of 6:00 p.m. and 10:00 p.m.; and

(2) the plaintiff or the plaintiff's attorney has signed and filed with the court an affidavit stating that:

(i) the defendant cannot be found, or that the plaintiff or the plaintiff's attorney believes that the defendant is not in the state;

(ii) a copy of the summons has been mailed to the defendant at the defendant's last known address if any is known to the plaintiff; or

(iii) the plaintiff or plaintiff's attorney has communicated to the defendant that an eviction hearing has been scheduled, including the date, time, and place of the hearing specified in the summons, by at least one form of written communication the plaintiff regularly uses to communicate with the defendant that have a date and time stamp.

(e) If the defendant or the defendant's attorney does not appear in court on the date of the appearance, the trial shall proceed.

(f) A plaintiff and its agents must strictly comply with this section. The tenant shall recover from the landlord treble damages or \$250, whichever is greater and reasonable attorney fees for a violation of this section. The court must dismiss and expunge the record of any action if the person bringing the action fails to comply with this section and may not waive the filing fee for the plaintiff to file another action.

(g) Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. This section shall be liberally construed for the protection of tenants.

Sec. 42. Minnesota Statutes 2023 Supplement, section 504B.335, is amended to read:

**504B.335 ANSWER; TRIAL.**

(a) ~~At the court appearance specified in the summons,~~ The defendant may answer the complaint orally or in writing. The defendant may assert common law defenses and violations of this chapter as defenses and counterclaims. When scheduling a trial date, the court must select a date that allows for a fair, thorough, and timely adjudication of the merits of the case, including the complexity of the matter, the need for the parties to obtain discovery, the need for the parties to ensure the presence of witnesses, the opportunity for the defendant to seek legal counsel and raise affirmative defenses, and any extenuating factors enumerated under section 504B.171.

(b) Either party may demand a trial by jury.

(c) The proceedings in the action are the same as in other civil actions, except as provided in sections 504B.281 to 504B.371.

(d) The court, in scheduling appearances and hearings under this section, shall give priority to any eviction brought under section 504B.171, or on the basis that the residential tenant engages in behavior that seriously endangers the safety of other residents, or intentionally and seriously damages the property of the landlord or a tenant.

(e) The court may not require the defendant to pay any amount of money into court, post a bond, make a payment directly to a landlord, or by any other means post security for any purpose prior to

final disposition of an action, except if the final disposition of the action may be delayed for more than ten days, the court may order the defendant to provide security in a form and amount that the court approves, based on the totality of the circumstances, provided that the amount of security may not include any amounts allegedly owed prior to the date of filing of the action and may not exceed the amount of the monthly or periodic rent that accrues during the pendency of the action. Nothing in this paragraph shall affect an appeal bond under section 504B.371, subdivision 3.

Sec. 43. Minnesota Statutes 2022, section 504B.365, subdivision 5, is amended to read:

Subd. 5. ~~Penalty; waiver not allowed~~ **Remedies.** Unless the premises has been abandoned, a plaintiff, an agent, or other person acting under the plaintiff's direction or control who enters the premises and removes the defendant's personal property in violation of this section is guilty of an unlawful ouster under section 504B.231 and is subject to penalty under section 504B.225. The defendant shall recover from the plaintiff treble actual and consequential damages or \$1,000, whichever is greater, and reasonable attorney fees, for a violation of this section by the plaintiff. This section may not be waived or modified by lease or other agreement.

Sec. 44. Minnesota Statutes 2023 Supplement, section 504B.375, subdivision 1, is amended to read:

Subdivision 1. **Unlawful exclusion or removal.** (a) This section applies to actual or constructive removal or exclusion of a residential tenant which may include the termination of utilities or the removal of doors, windows, or locks. A residential tenant to whom this section applies may recover possession of the premises as described in paragraphs (b) to (e).

(b) The residential tenant shall present a verified petition to the district court of the judicial district of the county in which the premises are located that:

(1) describes the premises and the landlord;

(2) specifically states the facts and grounds that demonstrate that the exclusion or removal was unlawful, including a statement that no writ of recovery of the premises and order to vacate has been issued under section 504B.345 in favor of the landlord and against the residential tenant and executed in accordance with section 504B.365; and

(3) asks for possession.

The tenant may assert other claims under this chapter and request relocation of the tenant at cost to the landlord, damages, full rescission of the lease, and recovery of any damage deposit less any amount retained under section 504B.178.

(c) If it clearly appears from the specific grounds and facts stated in the verified petition or by separate affidavit of the residential tenant or the residential tenant's attorney or agent that the exclusion or removal was unlawful, the court shall immediately order that the residential tenant have possession of the premises.

(d) The residential tenant shall furnish security, if any, that the court finds is appropriate under the circumstances for payment of all costs and damages the landlord may sustain if the order is



subsequently found to have been obtained wrongfully. In determining the appropriateness of security, the court shall consider the residential tenant's ability to afford monetary security.

(e) The court shall direct the order to the sheriff of the county in which the premises are located and the sheriff shall execute the order immediately by making a demand for possession on the landlord, if found, or the landlord's agent or other person in charge of the premises. If the landlord fails to comply with the demand, the officer shall take whatever assistance may be necessary and immediately place the residential tenant in possession of the premises. If the landlord, the landlord's agent, or other person in control of the premises cannot be found and if there is no person in charge, the officer shall immediately enter into and place the residential tenant in possession of the premises. The officer shall also serve the order and verified petition or affidavit immediately upon the landlord or agent, in the same manner as a summons is required to be served in a civil action in district court.

(f) The court administrator may charge a filing fee in the amount set for complaints and counterclaims in conciliation court, subject to the filing of an inability to pay affidavit.

(g) Any attempted waiver of this section by a landlord and tenant, by contract or otherwise, shall be void and unenforceable. This section shall be liberally construed for the protection of tenants.

Sec. 45. Minnesota Statutes 2022, section 504B.385, subdivision 11, is amended to read:

Subd. 11. **Retaliation; waiver not allowed.** Section 504B.441 applies to proceedings under this section. The residential tenant rights under this section may not be waived or modified and are in addition to and do not limit other rights or remedies which may be available to the residential tenant and landlord, except as provided in subdivision 1. This section shall be liberally construed for the protection of tenants.

Sec. 46. Minnesota Statutes 2022, section 504B.391, is amended to read:

#### **504B.391 VIOLATIONS OF BUILDING REPAIR ORDERS.**

Subdivision 1. **Noncompliance; fines and damages.** If the court finds that a landlord has willfully failed to comply with a court order to remedy a violation, the court shall fine the landlord and award damages to the tenant according to the following schedule:

(1) \$250 fine and \$250 in damages for the first failure to comply;

(2) \$500 fine and \$500 in damages for the second failure to comply with an order regarding the same violation; and

(3) ~~\$750~~ \$1,000 fine and \$1,000 in damages for the third and each subsequent failure to comply with an order regarding the same violation.

Subd. 2. **Criminal penalty.** A landlord who willfully fails to comply with a court order to remedy a violation is guilty of a misdemeanor. A landlord who willfully fails to comply with a court order to remedy a violation is guilty of a gross misdemeanor if it is the third or subsequent time that the landlord has willfully failed to comply with an order to remedy a violation within a three-year period.

Sec. 47. Minnesota Statutes 2022, section 504B.441, is amended to read:

**504B.441 RESIDENTIAL TENANT MAY NOT BE PENALIZED FOR COMPLAINT.**

A residential tenant may not be evicted, nor may the residential tenant's obligations under a lease be increased or the services decreased, if the eviction or increase of obligations or decrease of services is ~~intended as a penalty for the residential tenant's or housing-related neighborhood organization's complaint of a violation. The burden of proving otherwise is on the landlord if the eviction or increase of obligations or decrease of services occurs within 90 days after filing the complaint, unless the court finds that the complaint was not made in good faith. After 90 days the burden of proof is on the residential tenant.~~ retaliatory in violation of section 504B.163.

Sec. 48. Minnesota Statutes 2022, section 504B.471, is amended to read:

**504B.471 PURPOSE TO PROVIDE ADDITIONAL REMEDIES.**

The purpose of ~~section~~ sections 504B.381, 504B.385, and sections 504B.395 to 504B.471 is to provide additional remedies and nothing contained in those sections alters the ultimate financial liability of the landlord or residential tenant for repairs or maintenance of the building. These sections shall be liberally construed for the protection of tenants.

Sec. 49. **REPEALER.**

Minnesota Statutes 2022, sections 504B.173, subdivisions 2, 3, and 4; 504B.175, subdivisions 2, 3, and 4; 504B.195, subdivisions 2, 3, and 4; and 504B.285, subdivisions 3 and 4, are repealed."

Amend the title accordingly

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

**Senator McEwen from the Committee on Labor, to which was referred**

**S.F. No. 3721:** A bill for an act relating to labor; prohibiting restrictive employment covenants in certain service contracts; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Page 1, line 19, delete everything after the period

Page 1, delete line 20 and insert:

"(c) When a provision in an existing contract violates this section, the service provider must provide notice to their employees of this law."

Page 2, delete subdivision 3

Page 2, delete line 10 and insert:

"**EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to contracts and agreements entered into on or after that date."

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

**Senator McEwen from the Committee on Labor, to which was referred**

**S.F. No. 3890:** A bill for an act relating to labor and industry; making policy and technical changes to the apprenticeship program; amending Minnesota Statutes 2022, sections 13.7905, by adding a subdivision; 178.011, subdivision 9; 178.012, subdivision 1; 178.035, subdivisions 2, 4, 6, 7; 178.036, subdivisions 3, 4, 5, 6, 7; 178.044, subdivision 3; 178.07, subdivisions 1, 3; 178.09, subdivision 2; 178.091, subdivisions 2, 4, by adding subdivisions; 178.10; Minnesota Statutes 2023 Supplement, section 178.01; proposing coding for new law in Minnesota Statutes, chapter 178; repealing Minnesota Statutes 2022, section 178.036, subdivision 10; Minnesota Rules, part 5200.0400.

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

Page 3, line 30, reinstate "training cycle" and delete "year"

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

**Senator McEwen from the Committee on Labor, to which was referred**

**S.F. No. 3496:** A bill for an act relating to labor; providing compensation for minors appearing in Internet content creation; amending Minnesota Statutes 2022, sections 181A.03, by adding subdivisions; 181A.07, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 181A.

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

Page 1, line 17, delete "in exchange for" and insert "that generates"

Page 1, line 21, delete "video"

Page 1, line 22, delete "in exchange for" and insert "that generates"

Page 2, line 2, delete everything after the period

Page 2, delete line 3

Page 2, line 8, delete "181A.117" and insert "181A.13"

Page 2, lines 12 and 15, delete "video"

Page 2, line 17, delete "per video segment"

Page 2, line 19, delete "video" and delete "\$0.10" and insert "\$0.01"

Page 2, line 20, delete "video"

Page 3, lines 9, 13, and 17, delete "video"

Page 4, after line 13, insert:

"Subd. 5. **Content deletion requests.** (a) A person 13 years of age or older who was featured as a minor child in content of a content creator may request the permanent deletion of the content from an online platform. An online platform must have an easily accessible form available online for submission of the deletion request.

(b) An online platform that receives a deletion request shall remove and permanently delete the content for which the request was made within seven days after the request was submitted.

(c) Any contract between a content creator and an online platform that would reasonably be anticipated to feature a minor child must include notification to the social media platform of the rights under this subdivision.

Subd. 6. **Minimum age exemption.** A minor compensated under this section is exempt from the minimum age provisions of section 181A.04, subdivision 1."

Amend the title numbers accordingly

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

**Senator Hawj from the Committee on Environment, Climate, and Legacy, to which was referred**

**S.F. No. 3561:** A bill for an act relating to solid waste; establishing Packaging Waste and Cost Reduction Act; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 115A.

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

Delete everything after the enacting clause and insert:

Section 1. **[115A.144] SHORT TITLE.**

Sections 115A.144 to 115A.1462 may be cited as the "Packaging Waste and Cost Reduction Act."

Sec. 2. **[115A.1441] DEFINITIONS.**

Subdivision 1. **Scope.** For the purposes of sections 115A.144 to 115A.1462, the terms in this section have the meanings given.

Subd. 2. **Advisory board.** "Advisory board" or "board" means the Producer Responsibility Advisory Board established under section 115A.1444.

Subd. 3. **Brand.** "Brand" means a name, symbol, word, or mark that identifies a product and attributes the product and its components, including packaging, to the brand owner.

Subd. 4. **Brand owner.** "Brand owner" means a person that owns or licenses a brand or that otherwise has rights to market a product under the brand, whether or not the brand's trademark is registered.

Subd. 5. **Collection rate.** "Collection rate" means the amount of a covered material by covered materials type collected by service providers and transported for reuse, recycling, or composting divided by the total amount of the type of a covered material by covered materials type sold or distributed into the state by the relevant unit of measurement established in section 115A.1451.

Subd. 6. **Compostable material.** "Compostable material" means a covered material that:

(1) meets, and is labeled to reflect that it meets, the American Society for Testing and Materials Standard Specification for Labeling of Plastics Designed to be Aerobically Composted in Municipal or Industrial Facilities (D6400) or its successor;

(2) meets, and is labeled to reflect that it meets, the American Society for Testing and Materials Standard Specification for Labeling of End Items that Incorporate Plastics and Polymers as Coatings or Additives with Paper and Other Substrates Designed to be Aerobically Composted in Municipal or Industrial Facilities (D6868) or its successor;

(3) is comprised of only wood without any coatings or additives; or

(4) is comprised of only paper without any coatings or additives.

Subd. 7. **Composting.** "Composting" means the controlled microbial degradation of source-separated compostable materials to yield a humus-like product.

Subd. 8. **Composting rate.** "Composting rate" means the amount of compostable covered material that is managed through composting, divided by the total amount of compostable covered material sold or distributed into the state by the relevant unit of measurement established in section 115A.1451.

Subd. 9. **Covered material.** "Covered material" means packaging and paper products introduced into the state.

Subd. 10. **Covered materials type.** "Covered materials type" means a singular and specific type of covered material that can be categorized based on distinguishing chemical or physical properties, including properties that allow for a covered materials type to be aggregated into a commonly defined discrete commodity category for purposes of reuse, recycling, or composting, and based on similar uses in the form of a product or package.

Subd. 11. **Environmental impact.** "Environmental impact" means the environmental impact of a covered material from extraction and processing of the raw materials composing the material through manufacturing; distribution; use; recovery for reuse, recycling, or composting; and final disposal.

Subd. 12. **Food packaging.** "Food packaging" has the meaning given in section 325F.075.

Subd. 13. **Independent auditor.** "Independent auditor" means an independent and actively licensed certified public accountant that is:

- (1) retained by a producer responsibility organization;
- (2) not otherwise employed by or affiliated with a producer responsibility organization; and
- (3) qualified to conduct an audit under state law.

Subd. 14. **Infrastructure investment.** "Infrastructure investment" means an investment by a producer responsibility organization that funds:

- (1) equipment or facilities in which covered materials are prepared for reuse, recycling, or composting;
- (2) equipment or facilities used for reuse, recycling, or composting of covered materials; or
- (3) the expansion or strengthening of demand for and use of covered materials by responsible markets in the state or region.

Subd. 15. **Introduce.** "Introduce" means to sell, offer for sale, distribute, or use to ship a product within or into this state.

Subd. 16. **Living wage.** "Living wage" means the minimum hourly wage necessary to allow a person working 40 hours per week to afford basic needs.

Subd. 17. **Needs assessment.** "Needs assessment" means an assessment conducted according to section 115A.1450. Except where the context requires otherwise, needs assessment means the most recently completed needs assessment.

Subd. 18. **Nondisclosure agreement.** "Nondisclosure agreement" means an agreement that requires the parties to the agreement to treat private and nonpublic data submitted to facilitate completion of a needs assessment according to the definitions and requirements established in section 115A.06, subdivision 13.

Subd. 19. **Packaging.** "Packaging" has the meaning given in section 115A.03 and includes food packaging.

Subd. 20. **Paper product.** "Paper product" means a product made primarily from wood pulp or other cellulosic fibers, except that paper product does not include bound books or products that recycling or composting facilities will not accept because of the unsafe or unsanitary nature of the paper product.

Subd. 21. **Postconsumer recycled content.** "Postconsumer recycled content" means the portion of a product composed of postconsumer material, expressed as a percentage of the total weight of the product.

Subd. 22. **Producer.** (a) "Producer" means the following person responsible for compliance with requirements under this act for a covered material sold, offered for sale, or distributed in or into this state:

- (1) for items sold in or with packaging at a physical retail location in this state:

(i) if the item is sold in or with packaging under the brand of the item manufacturer or is sold in packaging that lacks identification of a brand, the producer is the person that manufactures the item;

(ii) if there is no person to which item (i) applies, the producer is the person that is licensed to manufacture and sell or offer for sale to consumers in this state an item with packaging under the brand or trademark of another manufacturer or person;

(iii) if there is no person to which item (i) or (ii) applies, the producer is the brand owner of the item;

(iv) if there is no person described in item (i), (ii), or (iii) within the United States, the producer is the person who is the importer of record for the item into the United States for use in a commercial enterprise that sells, offers for sale, or distributes the item in this state; or

(v) if there is no person described in items (i) to (iv), the producer is the person that first distributes the item in or into this state;

(2) for items sold or distributed in packaging in or into this state via e-commerce, remote sale, or distribution:

(i) for packaging used to directly protect or contain the item, the producer of the packaging is the same as the producer identified under clause (1); and

(ii) for packaging used to ship the item to a consumer, the producer of the packaging is the person that packages the item to be shipped to the consumer;

(3) for packaging that is a covered material and is not included in clauses (1) and (2), the producer of the packaging is the person that first distributes the item in or into this state;

(4) for paper products that are magazines, catalogs, telephone directories, or similar publications, the producer is the publisher;

(5) for paper products not described in clause (4):

(i) if the paper product is sold under the manufacturer's own brand, the producer is the person that manufactures the paper product;

(ii) if there is no person to which item (i) applies, the producer is the person that is the owner or licensee of a brand or trademark under which the paper product is used in a commercial enterprise, sold, offered for sale, or distributed in or into this state, whether or not the trademark is registered in this state;

(iii) if there is no person to which item (i) or (ii) applies, the producer is the brand owner of the paper product;

(iv) if there is no person described in item (i), (ii), or (iii) within the United States, the producer is the person that imports the paper product into the United States for use in a commercial enterprise that sells, offers for sale, or distributes the paper product in this state; or

(v) if there is no person described in items (i) to (iv), the producer is the person that first distributes the paper product in or into this state; and

(6) a person is the producer of a covered material sold, offered for sale, or distributed in or into this state, as defined in clauses (1) to (5), except:

(i) where another person has mutually signed an agreement with a producer as defined in clauses (1) to (5) that contractually assigns responsibility to the person as the producer, and the person has joined a registered producer responsibility organization as the responsible producer for that covered material under this act. In the event that another person is assigned responsibility as the producer under this subdivision, the producer under clauses (1) to (5) must provide written certification of that contractual agreement to the producer responsibility organization; and

(ii) if the producer described in clauses (1) to (5) is a business operated wholly or in part as a franchise, the producer is the franchisor if that franchisor has franchisees that have a commercial presence within the state.

(b) "Producer" does not include:

(1) government agencies, municipalities, or other political subdivisions of the state;

(2) registered 501(c)(3) charitable organizations and 501(c)(4) social welfare organizations; or

(3) de minimis producers.

Subd. 23. **Producer responsibility organization.** "Producer responsibility organization" means a nonprofit corporation that is tax exempt under chapter 501(c)(3) of the federal Internal Revenue Code and that is created by a group of producers to implement activities under this act.

Subd. 24. **Recycling.** "Recycling" has the meaning given in section 115A.03 except that recycling does not include reuse or composting.

Subd. 25. **Recycling rate.** "Recycling rate" means the amount of covered material, in aggregate or by individual covered materials type, managed through recycling in a calendar year divided by the total amount of covered materials sold or distributed into the state by the relevant unit of measurement established in section 115A.1451.

Subd. 26. **Responsible market.** "Responsible market" means a materials market that:

(1) reuses, recycles, composts, or otherwise recovers materials and disposes of contaminants in a manner that protects the environment and minimizes risks to public health and worker health and safety;

(2) complies with all applicable federal, state, and local statutes and rules governing environmental, health, safety, and financial responsibility;

(3) possesses all requisite licenses and permits required by government agencies;

(4) if the market operates in the state, manages waste according to the waste management goal and priority order of waste management practices stated in section 115A.02; and



(5) minimizes adverse impacts to environmental justice areas.

Subd. 27. **Reusable.** "Reusable" means capable of reuse.

Subd. 28. **Reuse.** "Reuse" means the return of a covered material to the marketplace and the refilling or continued use of the covered material in the marketplace for its original intended purpose without a change in form when the covered material is:

(1) intentionally designed and marketed to be used multiple times;

(2) designed for durability and maintenance to extend its useful life and reduce demand for new production;

(3) supported by adequate logistics and infrastructure at a retail location, by a service provider, or on behalf of or by a producer, that provides convenient access for return for the purpose of refilling or continued use; and

(4) compliant with all applicable state and local statutes and rules governing health and safety.

Subd. 29. **Reuse rate.** "Reuse rate" means the share of units of a covered material sold or distributed into the state in a calendar year that are deemed reusable by the commissioner according to section 115A.1451.

Subd. 30. **Service provider.** "Service provider" means an entity that collects, transfers, sorts, processes, or otherwise prepares covered materials for reuse, recycling, or composting. A political subdivision that provides or that contracts or otherwise arranges with another party to provide reuse, collection, recycling, or composting services for covered materials within its jurisdiction may be a service provider regardless of whether it provided similar services before the approval of the applicable stewardship plan.

Subd. 31. **Third-party certification.** "Third-party certification" means certification by an accredited independent organization that a standard or process required by this act, or a stewardship plan approved under this act, has been achieved.

Subd. 32. **This act.** "This act" means sections 115A.144 to 115A.1462.

Subd. 33. **Toxic substance.** "Toxic substance" means hazardous waste, a problem material, a chemical or chemical class regulated under section 115A.965, 116.943, 325F.075, or 325F.172 to 325F.179, or a chemical of high concern identified under section 116.9402.

Subd. 34. **Waste reduction or source reduction.** "Waste reduction" or "source reduction" has the meaning given in section 115A.03, except that waste reduction or source reduction does not include reuse.

### Sec. 3. [115A.1442] ESTABLISHMENT OF PROGRAM.

Producers must implement and finance a statewide program for packaging and paper products in accordance with this act that encourages packaging redesign to reduce the environmental impacts and human health impacts and that reduces generation of covered materials waste through waste reduction, reuse, recycling, and composting and by providing for negotiation and execution of

agreements to collect, transport, and process used covered materials for reuse, recycling, and composting.

Sec. 4. **[115A.1443] REGISTRATION OF PRODUCER RESPONSIBILITY ORGANIZATIONS.**

Subdivision 1. **Annual registration.** (a) By January 1, 2025, and annually thereafter, producers must appoint a producer responsibility organization and the organization must register with the commissioner by submitting the following:

(1) contact information for a person responsible for implementing an approved stewardship plan;

(2) a list of all member producers that will operate under the stewardship plan administered by the producer responsibility organization and, for each producer, a list of all brands of the producer's covered materials introduced in this state;

(3) copies of written agreements with each producer stating that each producer agrees to operate under an approved stewardship plan administered by the producer responsibility organization;

(4) a list of current board members and the executive director if different than the person responsible for implementing approved stewardship plans; and

(5) payment of the annual fee required under subdivision 2.

(b) If more than a single producer responsibility organization is established, the producers and producer responsibility organizations must establish a coordinating body and process to prevent redundancy of service contracts among service providers and to ensure the efficient delivery of waste management services. The stewardship plans of all producer responsibility organizations must be integrated into a single stewardship plan that covers all requirements of this act and encompasses all producers when submitted to the commissioner for approval. The annual reports of all producer responsibility organizations must be integrated into a single annual report that covers all requirements of this act and encompasses all producers when submitted to the commissioner.

Subd. 2. **Registration fee.** (a) As part of its annual registration with the commissioner, a producer responsibility organization must submit to the commissioner an annual fee for the following year, as determined by the commissioner. Beginning October 1, 2028, and annually thereafter, the commissioner must notify registered producer responsibility organizations in writing of the amount of the fee for the following year. If there is more than one registered producer responsibility organization, the coordinating body described in subdivision 1, paragraph (b), must equitably apportion payment of the annual fee between all registered producer responsibility organizations. The annual fee must be set at an amount anticipated to in the aggregate meet but not exceed the commissioner's estimate of the costs required to perform the commissioner's duties as described in section 115A.1445 and to otherwise administer, implement, and enforce this act.

(b) The commissioner must reconcile the fees paid by a producer responsibility organization under this subdivision with the actual costs incurred by the agency on an annual basis, by means of credits or refunds to or additional payments required of a producer responsibility organization, as applicable.

**Subd. 3. Initial producer responsibility organization registration; implementation fee.** (a) Notwithstanding the other provisions of this section, the commissioner may not allow registration of more than one producer responsibility organization under this section before the first stewardship plan approved by the commissioner expires. If more than one producer responsibility organization applies to register under this section before the first stewardship plan is approved by the commissioner, the commissioner must select the producer responsibility organization that will represent producers until the first stewardship plan expires and must return the registration fee paid by applicants who are not selected. When selecting a producer responsibility organization, the commissioner must consider whether the producer responsibility organization:

(1) has a governing board consisting of producers that represent a diversity of covered materials sold, offered for sale, or distributed in the state; and

(2) demonstrates adequate financial responsibility and financial controls to ensure proper management of funds.

(b) By October 1, 2025, and annually until the first stewardship plan is approved, the commissioner must provide written notice to the initial producer responsibility organization registered under this section of the commissioner's estimate of the cost of conducting the initial needs assessment and the commissioner's costs to administer this act during the period prior to plan approval. The producer responsibility organization must remit payment in full for these costs to the commissioner within 45 days of receipt of this notice. The producer responsibility organization may charge each member producer to cover the cost of its implementation fee according to each producer's unit-, weight-, volume-, or sales-based market share or by another method it determines to be an equitable determination of each producer's payment obligation.

**Subd. 4. Requirement for additional producer responsibility organizations.** The commissioner may allow registration of more than one producer responsibility organization if:

(1) producers of a covered materials type or a specific covered material appoint a producer responsibility organization; or

(2) producers organize under additional producer responsibility organizations that meet the criteria established in subdivision 3, paragraph (a).

**Sec. 5. [115A.1444] ESTABLISHMENT OF PRODUCER RESPONSIBILITY ADVISORY BOARD.**

Subdivision 1. **Establishment.** The Producer Responsibility Advisory Board is established to review all programs conducted by producer responsibility organizations under this act and to advise the commissioner and producer responsibility organizations regarding the implementation of this act.

**Subd. 2. Membership.** (a) The membership of the advisory board consists of persons appointed by the commissioner by January 1, 2025, as follows:

(1) two members representing manufacturers of covered materials or a statewide or national trade association representing those manufacturers;

- (2) two members representing recycling facilities that manage covered materials;
  - (3) one member representing a waste hauler or a statewide association representing waste haulers;
  - (4) one member representing retailers of covered materials or a statewide trade association representing those retailers;
  - (5) one member representing a statewide nonprofit environmental organization;
  - (6) one member representing a community-based nonprofit environmental justice organization;
  - (7) one member representing a waste facility that receives covered materials and transfers them to another facility for reuse, recycling, or composting;
  - (8) one member representing a waste facility that receives source-separated compostable materials for composting or a statewide trade association that represents such facilities;
  - (9) two members representing an entity that develops or offers for sale covered materials that are designed for reuse and maintained through a reuse system or infrastructure or a statewide or national trade association that represents such entities;
  - (10) three members representing organizations of political subdivisions;
  - (11) two members representing other stakeholders or additional members of interests represented under clauses (1) to (10) as determined by the commissioner; and
  - (12) one member representing the commissioner.
- (b) In making appointments under paragraph (a), the commissioner:
- (1) may not appoint members who are state legislators or registered lobbyists;
  - (2) may not appoint members who are employees of a producer required to be members of a producer responsibility organization in this state under this act; and
  - (3) must endeavor to appoint members from all regions of the state.

Subd. 3. **Terms; removal.** A member of the advisory board appointed under subdivision 2, paragraph (a), clause (12), serves at the pleasure of the commissioner. All other members serve for a term of four years, except that the initial term for nine of the initial appointees must be two years so that membership terms are staggered. Members may be reappointed but may not serve more than eight consecutive years. Removing members and filling of vacancies is governed by section 15.059, subdivision 4. Except as otherwise provided, chapter 15 does not apply to the board.

Subd. 4. **Compensation.** Members of the board must be compensated according to section 15.059, subdivision 3.

Subd. 5. **Quorum.** A majority of the voting board members constitutes a quorum. If there is a vacancy in the membership of the board, a majority of the remaining voting members of the board constitutes a quorum.

Subd. 6. **Voting.** Action by the advisory board requires a quorum and a majority of those present and voting. All members of the advisory board, except the member appointed under subdivision 2, paragraph (a), clause (12), are voting members of the board.

Subd. 7. **Meetings.** The advisory board must meet at least two times per year and may meet more frequently upon ten days' written notice at the request of the chair or a majority of its members.

Subd. 8. **Open meetings.** Meetings of the board must comply with chapter 13D.

Subd. 9. **Chair.** At its initial meeting, and every two years thereafter, the advisory board must elect a chair and vice-chair from among its members.

Subd. 10. **Administrative and operating support.** The commissioner must provide administrative and operating support to the advisory board and may contract with a third-party facilitator to assist in administering the activities of the advisory board, including establishing a website or landing page on the agency website.

Subd. 11. **Conflict of interest policies.** The commissioner must assist the advisory board in developing policies and procedures governing the disclosure of actual or perceived conflicts of interest that advisory board members may have as a result of their employment or financial holdings of themselves or of family members. Each advisory board member is responsible for reviewing the conflict of interest policies and procedures. An advisory board member must disclose any instance of actual or perceived conflicts of interest at each meeting of the advisory board at which recommendations regarding stewardship plans, programs, operations, or activities are made by the advisory board.

#### Sec. 6. **[115A.1445] COMMISSIONER RESPONSIBILITIES.**

The commissioner must:

(1) appoint the initial membership of the advisory board by January 1, 2025, according to section 115A.1444;

(2) provide administrative and operating support to the advisory board, as required by section 115A.1444, subdivision 10;

(3) complete an initial needs assessment by December 31, 2026, and update the needs assessment every five years thereafter, according to section 115A.1450;

(4) approve stewardship plans and amendments to stewardship plans according to section 115A.1451;

(5) provide a list of covered materials determined to be recyclable or compostable to all producer responsibility organizations by March 1, 2027, and at least every three years thereafter, according to the requirements of section 115A.1453;

(6) post on the agency's website:

(i) the most recent registration materials submitted by producer responsibility organizations, including all information submitted under section 115A.1443, subdivision 1;

(ii) the most recent needs assessment;

(iii) any stewardship plan or amendment submitted by a producer responsibility organization under section 115A.1451 that is in draft form during the public comment period;

(iv) the most recent list of recyclable or compostable covered materials developed by the commissioner under section 115A.1453;

(v) links to producer responsibility organization websites;

(vi) comments of the public, advisory board, and producer responsibility organizations on the documents listed in items (ii), (iii), (iv), and (vii), and the responses of the commissioner to those comments; and

(vii) links to adopted rules implementing this act;

(7) require and approve independent auditors to perform an annual financial audit of program operations of each producer responsibility organization; and

(8) consider and respond in writing to all written comments received from the advisory board.

**Sec. 7. [115A.1446] PRODUCER RESPONSIBILITY ADVISORY BOARD RESPONSIBILITIES.**

The Producer Responsibility Advisory Board must:

(1) convene its initial meeting by March 1, 2025;

(2) consult with the commissioner regarding the scope of the needs assessment and to provide written comments on needs assessments, according to section 115A.1450, subdivision 2;

(3) advise on the development of stewardship plans and amendments to stewardship plans under section 115A.1451;

(4) submit comments to producer responsibility organizations and to the commissioner on any matter relevant to the administration of this act; and

(5) provide written comments to the commissioner during any rulemaking process undertaken by the commissioner under section 115A.1459.

**Sec. 8. [115A.1447] PRODUCER RESPONSIBILITY ORGANIZATION RESPONSIBILITIES.**

A producer responsibility organization must:

(1) annually register with the commissioner, according to section 115A.1443;

(2) submit a stewardship plan to the commissioner by March 1, 2028, and every five years thereafter, according to section 115A.1451;

(3) implement stewardship plans approved by the commissioner under section 115A.1451 and to comply with the requirements of this act;

(4) forward upon receipt from the commissioner the list of covered materials that are deemed recyclable or compostable to all service providers that participate in a stewardship plan administered by the producer responsibility organization;

(5) collect producer fees according to section 115A.1454;

(6) submit the reports required by section 115A.1456;

(7) ensure that producers operating under a stewardship plan administered by the producer responsibility organization comply with the requirements of the stewardship plan and with this act;

(8) expel a producer from the producer responsibility organization if efforts to return the producer to compliance with the plan or with the requirements of this act are unsuccessful. The producer responsibility organization must notify the commissioner when a producer has been expelled under this clause;

(9) consider and respond in writing to comments received from the advisory board, including justifications for not incorporating any recommendations;

(10) provide producers with information regarding state and federal laws that prohibit substances in covered materials, including sections 115A.965, 116.943, 325F.075, 325F.172 to 325F.179, and all laws prohibiting toxic substances in covered materials;

(11) maintain a website according to section 115A.1457;

(12) notify the commissioner within 30 days if a change is made to the contact information for a person responsible for implementing the stewardship plan, a change to the board members, or a change to the executive director; and

(13) assist service providers in identifying and using responsible markets.

#### Sec. 9. **[115A.1448] PRODUCER RESPONSIBILITIES.**

Subdivision 1. **Registration required; prohibition of sale.** (a) After January 1, 2025, a producer must be a member of a producer responsibility organization registered in this state.

(b) After January 1, 2029, no producer may introduce covered materials, either separately or when used to package another product, unless the producer operates under a written agreement with a producer responsibility organization to operate under an approved stewardship plan.

(c) After January 1, 2032, no producer may introduce covered materials into the state unless the covered materials are:

(1) reusable and included in an established reuse system that meets the reuse rate required under this act;

(2) included on the recyclables or compostables list established under section 115A.1453; or

(3) included in an alternative collection system approved as part of a stewardship plan under section 115A.1451.

Subd. 2. **Duties.** A producer must:

(1) implement the requirements of the stewardship plan under which the producer operates and to comply with the requirements of this act; and

(2) pay producer fees according to section 115A.1454.

**Sec. 10. [115A.1449] SERVICE PROVIDER RESPONSIBILITIES.**

A service provider participating in an approved stewardship plan must:

(1) provide for the collection and management of covered materials generated in the state pursuant to contractual agreements with a producer responsibility organization or arrangements with other service providers that are entered into under an approved stewardship plan; and

(2) if the service provider is a political subdivision, provide at least a one-year advance notice to the producer responsibility organization if the political subdivision plans to cease acting as a service provider.

**Sec. 11. [115A.1450] NEEDS ASSESSMENT.**

Subdivision 1. **Needs assessment required.** By December 31, 2026, and every five years thereafter, the commissioner must complete a statewide needs assessment according to this section.

Subd. 2. **Input from interested parties.** In conducting a needs assessment, the commissioner must:

(1) initiate a consultation process to obtain recommendations from the advisory board, political subdivisions, service providers, producer responsibility organizations, and other interested parties regarding the type and scope of information that should be collected and analyzed in the statewide needs assessment required by this section;

(2) contract with a third party who is not a producer or a producer responsibility organization to conduct the needs assessment; and

(3) prior to finalizing the needs assessment, make the draft needs assessment available for comment by the advisory board, producer responsibility organizations, and the public. The commissioner must respond in writing to the comments and recommendations of the advisory board and producer responsibility organizations.

Subd. 3. **Content of needs assessment.** A needs assessment must include at least the following:

(1) an evaluation of the performance of:

(i) existing waste reduction, reuse, recycling, and composting efforts for each covered materials type, as applicable, including collection rates, recycling rates, composting rates, and reuse rates for each covered materials type;



(ii) overall rates of recycling and composting for all covered materials; and

(iii) the extent to which postconsumer recycled content is incorporated into each covered materials type, as applicable;

(2) an evaluation of a representative sample of management of covered materials with mixed municipal solid waste, as source-separated recyclable materials, and as source-separated compostable materials as received by waste management, recycling, and composting facilities in the state, and relevant findings from any publicly available waste stream evaluations conducted within the previous year, to evaluate the amount and portion of covered materials being disposed of that would otherwise be recyclable or compostable;

(3) proposals for a range of potential performance targets to meet statewide requirements as applicable to each covered materials type to be accomplished within a five-year time frame in multiple units of measurement, including but not limited to unit-based, weight-based, and volume-based, for each of the following:

(i) waste reduction;

(ii) reuse;

(iii) recycling;

(iv) composting; and

(v) postconsumer recycled content;

(4) information to be considered in determining whether a covered materials type is reusable, recyclable, or compostable, including its potential use as a marketable feedstock;

(5) proposed plans and metrics for how to measure progress in achieving performance targets and statewide requirements;

(6) an evaluation of options for third-party certification of activities to meet obligations of this act;

(7) an inventory of the current system including:

(i) infrastructure, capacity, performance, funding level, and method and sources of financing for the existing reuse, collection, transportation, processing, recycling, and composting systems for covered materials operating in the state; and

(ii) availability and cost of reuse, recycling, and composting services for covered materials at single-family residences, multifamily residences, commercial facilities, industrial facilities, institutional facilities, and public places, including identification of disparities in the availability of these services in environmental justice areas compared with other areas and proposals for reducing or eliminating those disparities;

(8) an evaluation of investments needed to increase waste reduction, reuse, recycling, and composting rates of covered materials according to proposals for performance targets in clause (3), and statewide requirements including investments that would:

(i) maintain or improve operations of existing infrastructure and accounts for reuse, recycling, and composting of covered materials;

(ii) expand the availability and accessibility of recycling collection services for recyclable covered materials to all residents of the state at the same or comparable level of convenience as collection services for mixed municipal solid waste; and

(iii) establish and expand the availability and accessibility of reuse services for reusable covered materials;

(9) an assessment of the viability and robustness of markets for recyclable covered materials and the degree to which these markets can be considered responsible markets;

(10) an assessment of the level and causes of contamination of source-separated recyclable materials, source-separated compostable materials and collected reusables, and the impacts of contamination on service providers, including the cost to manage this contamination;

(11) an assessment of toxic substances intentionally added to covered materials, their potential environmental impacts and human health impacts, and whether this limits one or more covered materials types from being used as a marketable feedstock;

(12) an assessment of current best practices to increase public awareness, educate, and complete outreach activities accounting for culturally responsive materials and methods and an evaluation of the efficacy of these efforts including assessments and evaluations of current best practices and efforts on:

(i) using product labels as a means of informing consumers about environmentally sound management of covered materials;

(ii) increasing public awareness of how to manage covered materials in an environmentally sound manner and how to access reuse, recycling, and composting services; and

(iii) encouraging behavior change to increase participation in reuse, recycling, and composting programs;

(13) identification of the covered materials with the most significant environmental impact; and

(14) other items identified by the commissioner that would aid the creation of the stewardship plan, its administration, and the enforcement of this act.

Subd. 4. **Needs assessment as baseline.** When determining the extent to which any statewide requirement or performance target under this act has been achieved, information contained in a needs assessment must serve as the baseline for that determination, when applicable.

Subd. 5. **Participation required.** A service provider or other person with data or information necessary to complete a needs assessment must provide the data or information to the commissioner

upon request. A service provider or other person who does not want to be identified with information submitted to the commissioner under this subdivision may request to proceed under a nondisclosure agreement. A nondisclosure agreement is limited to the items under section 115A.06, subdivision 13. Once a request is made, the requestor, the commissioner, and all third parties participating in the completion of the needs assessment in whatever capacity must enter into a nondisclosure agreement. Once these parties have entered into a nondisclosure agreement, the requestor must submit the necessary data or information to the contractor selected by the commissioner according to subdivision 2, who must aggregate and anonymize the data or information received from all parties proceeding under a nondisclosure agreement under this subdivision and must then submit the aggregated anonymized information to the commissioner or to the party or parties contracted to complete the needs assessment.

Sec. 12. **[115A.1451] STEWARDSHIP PLAN.**

Subdivision 1. **Stewardship plan required.** By March 1, 2028, and every five years thereafter, a producer responsibility organization must submit a stewardship plan to the commissioner that describes the proposed operation by the organization of programs to fulfill the requirements of this act and that incorporates the findings and results of needs assessments. Once approved, a stewardship plan remains in effect for five years, as amended, or until a subsequent stewardship plan is approved.

Subd. 2. **Advisory board review of draft plan and amendments.** A producer responsibility organization must submit a draft stewardship plan or draft amendment to the advisory board at least 60 days prior to submitting the draft plan or draft amendment to the commissioner to allow the advisory board to submit comments and must address advisory board comments and recommendations prior to submission of the draft plan or draft amendment to the commissioner.

Subd. 3. **Content of stewardship plans.** A proposed stewardship plan must include at least the following:

(1) performance targets as applicable to each covered materials type to be accomplished within a five-year period, established in subdivision 5, paragraph (a);

(2) a description of the method of collection to be used for each covered materials type, including proposals for alternative collection programs for covered materials not included in the list established by the commissioner under section 115A.1453;

(3) proposals for exemptions from performance targets for covered materials that cannot be waste reduced or made reusable, recyclable, or compostable due to federal or state health and safety requirements. The producer responsibility organization must identify the specific requirements and the impact on the covered materials;

(4) a plan for how the producer responsibility organization will measure recycling, source reduction, and reuse according to subdivision 6, and a description of how the organization will measure composting and inclusion of postconsumer recycled content;

(5) third-party certifications as required by the commissioner or voluntarily undertaken;

(6) a budget and identification of funding needs for each of the five calendar years covered by the plan, including:

(i) producer fees and a description of the process used to calculate the fees, including an explanation of how the fees meet the requirements of section 115A.1454; and

(ii) a plan for infrastructure investments, including a description of how the process to offer and select opportunities will be conducted in an open, competitive, and fair manner; how it will address gaps in the system not met by service providers; and the financial and legal instruments to be used;

(7) an explanation of how the program will be fully paid for by producers, without any fee, charge, surcharge, or other cost to members of the public, businesses, service providers, the state or any political subdivision, or any other person who is not a producer. For purposes of this requirement, a deposit made in connection with a product's reuse or recycling that can be redeemed by a consumer is not a fee, charge, surcharge, or other cost;

(8) a description of activities to be undertaken during the next five calendar years, which must at a minimum describe how the producer responsibility organization, acting on behalf of producers, will:

(i) minimize the environmental impacts and human health impacts of covered materials;

(ii) incorporate as program objectives the improved design of covered materials according to section 115A.1454, subdivision 1, clause (2);

(iii) expand and increase the convenience of reuse, collection, recycling, and composting services according to the order of the waste management hierarchy under section 115A.02;

(iv) ensure statewide coverage of collection services for covered materials on the recyclable materials list established according to section 115A.1453, at no cost to all single-family residences, multifamily residences, and political subdivisions arranging for collection of recyclable materials from public places in a comparable level of convenience as collection services for mixed municipal solid waste; and

(v) ensure that postconsumer recycled materials are delivered to responsible markets;

(9) a description of how the program uses and interacts with existing collection, reuse, recycling, and composting efforts and service providers and how the producer responsibility organization will reimburse service providers for the costs of:

(i) collecting covered materials generated from all single-family residences, multifamily residences, and public places in the state; and

(ii) managing covered materials generated from all single-family residences, multifamily residences, public places, and commercial, industrial, and institutional facilities in the state;

(10) reimbursement formulas and schedules of reimbursement rates for service providers that elect to participate in the program and a description of how the formulas and schedules were developed according to section 115A.1455;

(11) terms and conditions for service agreements, including:

(i) an agreement that the producer responsibility organization will treat nonpublic data submitted by service providers electing to participate in the program as nonpublic data;

(ii) a requirement that service providers accept all covered materials on the recyclable or compostable materials lists established by the commissioner under section 115A.1453; and

(iii) performance standards for service providers that include a requirement that service providers sorting commingled recyclable materials meet minimum material standards and bale quality standards, minimum capture rates, maximum processing residual rates, and demonstrate materials have been sent to a responsible market;

(12) a description of how the producer responsibility organization will provide technical assistance to:

(i) service providers in order to deliver covered materials to responsible markets;

(ii) producers regarding toxic substances in covered materials and actions producers can take to reduce intentionally added toxic substances in covered materials through proof of testing or an analytical and scientifically demonstrated methodology; and

(iii) producers to make changes in product design that reduce the environmental impact of covered materials or that increase the recoverability or marketability of covered materials for reuse, recycling, or composting;

(13) a description of how the producer responsibility organization will increase public awareness, educate, and complete outreach activities accounting for culturally responsive materials and methods and evaluate the efficacy of these efforts including how the producer responsibility organization will:

(i) assist producers in improving product labels as a means of informing consumers about reusing, recycling, composting, and other environmentally sound methods of managing covered materials;

(ii) increase public awareness of how to manage covered materials in an environmentally sound manner and how to access reuse, recycling, and composting services; and

(iii) encourage behavior change to increase participation in reuse, recycling, and composting programs;

(14) a summary of consultations held with the advisory board and other stakeholders to provide input to the stewardship plan, a list of recommendations that were incorporated into the stewardship plan as a result, and a list of rejected recommendations and the reasons for rejection; and

(15) strategies to incorporate findings from any relevant studies required by the legislature.

**Subd. 4. Plan and amendment review and approval procedure.** (a) The commissioner must review and approve, deny, or request additional information for a draft stewardship plan or a draft plan amendment no later than 120 days after the date the commissioner receives it from a producer responsibility organization. The commissioner must post the draft plan or draft amendment on the agency's website and allow public comment for no less than 45 days before approving, denying, or requesting additional information on the draft plan or draft amendment.

(b) If the commissioner denies, or requests additional information for, a draft plan or draft amendment, the commissioner must provide the producer responsibility organization with the reasons, in writing, that the plan or plan amendment does not meet the plan requirements of subdivision 3. The producer responsibility organization shall have 60 days from the date that the rejection or request for additional information is received to submit to the commissioner any additional information necessary for the approval of the draft plan or draft amendment. The commissioner shall review and approve or disapprove the revised draft plan or draft amendment no later than 60 days after the date the commissioner receives it.

(c) A producer responsibility organization may resubmit a draft plan or draft amendment to the commissioner on not more than two occasions. If after the second resubmission, the commissioner determines that the draft plan or draft amendment does not meet the plan requirements of this act, the commissioner must modify the draft plan or draft amendment as necessary for it to meet the requirements of this act and approve it.

(d) Upon recommendation by the advisory board, or upon the commissioner's own initiative, the commissioner may require an amendment to a stewardship plan if the commissioner determines that an amendment is necessary to ensure that the producer responsibility organization maintains compliance with the requirements of this act.

**Subd. 5. Performance targets.** (a) The producer responsibility organization must propose performance targets based on the needs assessment that meet the statewide requirements in subdivision 7 that must be included in a stewardship plan approved under this section. Performance targets must include targets for waste reduction, reuse, recycling, composting, and postconsumer recycled content by covered materials type that are to be achieved by the end of the stewardship plan's term. The producer responsibility organization must select the unit that is most appropriate to measure each performance target as informed by the needs assessment.

(b) The commissioner may require that a producer responsibility organization obtain third-party certification of any activity or achievement of any standard required by this act. The commissioner must provide a producer responsibility organization with notice of at least one year prior to requiring use of third-party certification under this paragraph.

(c) Proposed performance targets must demonstrate continuous improvement in reducing environmental impacts and human health impacts of covered material over time.

**Subd. 6. Measurement criteria for performance targets.** (a) For purposes of determining whether recycling performance targets are being met, except as modified by the commissioner, a stewardship plan must provide for the measurement of the amount of recycled material to be at the point at which material leaves a recycling facility and must account for:

(1) levels of estimated contamination documented by the facility;

(2) any exclusions for fuel or energy capture; and

(3) compliance with sections 115A.965, 116.943, 325F.075, and 325F.172 to 325F.179, and all other laws pertaining to toxic substances in covered materials.

(b) For purposes of determining whether source reduction performance targets are being met, a stewardship plan must provide for the measurement of the amount of source reduction of covered materials in a manner that can determine the extent to which the amount of material used for a covered material is eliminated beyond what is necessary to efficiently deliver a product without damage or spoilage, or other means of covered material redesign to reduce overall use and environmental impacts.

(c) For purposes of determining whether reuse targets are being met, a stewardship plan must provide for measuring to be the amount of reusable covered materials to be at the point at which reusable covered materials meet the following criteria as demonstrated by the producer and approved by the commissioner:

(1) whether the average minimum number of cycles of reuses within a recognized reuse system has been met based on the number of times an item must be reused for it to have lower environmental impacts; and

(2) whether the demonstrated or research-based anticipated return rate of the covered material to the reuse system has been met.

(d) For other targets, the producer responsibility organization must propose a calculation point for review and approval as part of the stewardship plan based on findings from the needs assessment.

Subd. 7. **Statewide requirements.** (a) The producer responsibility organization must ensure the following requirements are met by the end of the year indicated:

(1) by 2033:

(i) 65 percent of covered materials by weight sold into the state must be recycled or composted;

(ii) ten percent of the number of units of packaging sold into the state must be returned to an established reuse system;

(iii) the weight of covered materials introduced in the state must be source reduced by 15 percent, compared to levels identified in the initial needs estimate; and

(iv) all covered materials sold, offered for sale, or distributed for sale in this state must contain at least ten percent postconsumer recycled content, with all covered materials containing an overall average of at least 30 percent; and

(2) by 2038:

(i) 75 percent of covered materials by weight sold into the state must be recycled or composted;

(ii) 20 percent of the number of units of packaging sold into the state must be returned to an established reuse system;

(iii) the weight of covered materials introduced in the state must be source reduced by 25 percent, compared to levels identified in the initial needs estimate; and

(iv) all covered materials sold, offered for sale, or distributed for sale in this state must contain at least 30 percent postconsumer recycled content, with all covered products containing an overall average of at least 50 percent.

(b) The commissioner may adjust any requirement established in paragraph (a) by no more than five percent but must submit the proposed adjustment to the advisory board and consider the board's recommendations before making the adjustment.

(c) After 2038, the commissioner may establish additional statewide requirements for the amount of covered materials that must be recycled or composted, the number of units of packaging sold into the state that must be returned to an established reuse system, the weight of covered materials sold into the state that must be source reduced, and the percent of postconsumer recycled content that must be used in covered materials introduced into this state. These statewide requirements must not be less than those listed in this subdivision.

**Sec. 13. [115A.1453] RECYCLABLE OR COMPOSTABLE COVERED MATERIALS LISTS.**

Subdivision 1. **List required.** By March 1, 2027, and at least every three years thereafter, the commissioner must complete a list of covered materials determined to be recyclable or compostable statewide through systems where covered materials are commingled into a recyclables stream and a separate compostables stream.

Subd. 2. **Input from interested parties.** The commissioner must consult with the advisory board, producer responsibility organizations, service providers, political subdivisions, and other interested parties to develop the recyclable or compostable covered materials lists.

Subd. 3. **Requirements.** To be included on the recyclable or compostable covered materials lists:

(1) recycling or composting of the covered material type must be available to no less than 60 percent of the population in the metropolitan area and no less than 60 percent of the population outside the metropolitan area;

(2) if collected for recycling, the covered material type and form must be one that is regularly sorted and aggregated into defined streams for recycling processes, or the packaging format must fall into a relevant Institution of Scrap Recycling Industries specification;

(3) at least 75 percent of that covered material type by unit must be in a similar format as other covered materials in that type and must be either able to be managed by recycling or managed by composting;

(4) the covered material must not include any components or features, inks, adhesives, or labels that are detrimental to the recycling or composting process;

(5) the covered material must comply with sections 115A.965, 116.943, 325F.075, and 325F.172 to 325F.179, and all other laws pertaining to toxic substances in covered materials; and

(6) the covered material must satisfy any other requirements determined by the commissioner.



Subd. 4. **Amendment.** The commissioner may amend a list completed under this section at any time and must provide amended lists to producer responsibility organizations as soon as possible after adopting an amendment. Producer responsibility organizations must provide amended lists to service providers as soon as possible after receiving the amendment and work to incorporate changes in relevant service provider agreements and operations within a year.

Sec. 14. **[115A.1454] PRODUCER FEES.**

Subdivision 1. **Annual fee.** A producer responsibility organization must annually collect a fee from each producer that must:

(1) be based on the total amount of covered materials each producer introduces in the prior year calculated on a per-unit basis, such as per ton, per item, or another unit of measurement;

(2) incentivize using materials and design attributes that reduce the environmental impacts and human health impacts, as determined by the commissioner, of covered materials by the following methods:

(i) eliminating intentionally added toxic substances in covered materials;

(ii) reducing the amount of packaging per individual covered material that is necessary to efficiently deliver a product without damage or spoilage without reducing its ability to be recycled or reducing the amount of paper used to manufacture individual paper products;

(iii) increasing covered materials managed in a reuse system;

(iv) increasing the proportion of postconsumer material in covered materials;

(v) enhancing recyclability or compostability of a covered material; and

(vi) increasing the amount of inputs derived from renewable and sustainable sources;

(3) discourage using materials and design attributes in a producer's covered materials whose environmental impacts and human health impacts, as determined by the commissioner, can be reduced by the methods listed under clause (2);

(4) prioritize reuse by charging covered materials that are managed through a reuse system only once, upon initial entry into the marketplace, and by applying the lowest fee to these covered materials; and

(5) generate revenue sufficient to pay in full:

(i) the annual registration fee required under section 115A.1443;

(ii) financial obligations to complete activities described in an approved stewardship plan and to reimburse service providers under agreements in section 115A.1455;

(iii) the operating costs of the producer responsibility organization; and

(iv) for the establishment and maintenance of a financial reserve that is sufficient to operate the program in a fiscally prudent and responsible manner.

Subd. 2. **Overcollections.** Revenue collected under this section that exceeds the amount needed to pay the costs described in subdivision 1, clause (5), must be used to improve or enhance program outcomes or to reduce producer fees according to provisions of an approved stewardship plan.

Subd. 3. **Prohibited conduct.** Fees collected under this section may not be used for lobbying, as defined in section 3.084, subdivision 1.

**Sec. 15. [115A.1455] SERVICE PROVIDER AGREEMENTS; REIMBURSEMENT RATES.**

Subdivision 1. **Service provider agreements and reimbursement required.** The terms and conditions of the provision of reuse, collection, recycling, or composting services under an approved stewardship plan must be established under a service agreement between a producer responsibility organization and a service provider. In addition to the terms and conditions established in an approved stewardship plan, each agreement must:

(1) establish strong labor standards and work safety practices, including but not limited to safety programs, health benefits, and living wages;

(2) require the service provider to meet established performance standards;

(3) prohibit the service provider from charging a fee to any person for the services provided under the service agreement; and

(4) establish clear and reasonable timelines for reimbursement.

Subd. 2. **Collection of recyclables.** If a household does not have access to collection services at a comparable level of convenience as collection services for mixed municipal solid waste for covered materials on the recyclable covered materials list established under section 115A.1453, the producer responsibility organization must ensure that collection service is available to the household through a service provider.

Subd. 3. **Bidding processes.** (a) For procurement of services for management of covered materials and for infrastructure investments included under an approved stewardship plan, a producer responsibility organization must use the competitive bidding processes established in section 16C.28, subdivision 1, and publicly post bid opportunities when entering into agreements with service providers that are not political subdivisions, except that preference must be given to existing facilities, providers of services, and accounts in the state for reuse, collection, recycling, and composting of covered materials.

(b) No producer or producer responsibility organization may own or partially own infrastructure except that if, after a bidding process described in paragraph (a), no service provider bids on the contract, the producer responsibility organization may make infrastructure investments identified under an approved stewardship plan to implement the requirements in this act.

Subd. 4. **Reimbursement rates.** (a) Each service agreement must include reimbursement rates for services that are based on formulas that:

(1) incorporate relevant cost information identified by the needs assessment;

(2) reflect conditions that affect reuse, collection, recycling, and composting costs in the region or jurisdiction in which the services are provided, including but not limited to:

(i) the number and size of households;

(ii) population density;

(iii) collections methods employed;

(iv) distance to consolidation or transfer facilities, reuse, recycling, or composting facilities, or to responsible markets; and

(v) other factors that may contribute to regional or jurisdictional cost differences;

(3) reflect administrative costs of service providers, including education, public awareness campaigns, and outreach program costs as applicable;

(4) reflect planned capital improvements to facilities and equipment costs;

(5) reflect the cost of managing contamination present in source-separated recyclable materials and source-separated compostable materials, including disposal of contamination and residuals;

(6) reflect the proportion of covered compostable materials within all source-separated compostable materials collected or managed through composting; and

(7) reflect the cost of managing contamination and cleaning or sanitation needed for reuse systems.

(b) Each service agreement with a service provider who is also a political subdivision must include reimbursement rates that use a rate established in a contract between a political subdivision and one or more service providers in place of paragraph (a), clauses (1) and (2), as established in subdivision 4.

Subd. 5. **Local government authority.** Nothing in this section shall be construed to require a political subdivision to agree to operate under a stewardship plan, nor does it restrict the authority of a political subdivision to provide waste management services to residents or to contract with any entity to provide waste management services.

Subd. 6. **Dispute resolution.** There must be a dispute resolution process for disputes related to reimbursements and the service agreements utilizing third-party mediators.

Sec. 16. [115A.1456] REPORTING.

Subdivision 1. **Producer responsibility organization annual report.** (a) By July 1, 2031, and each May 1 thereafter, a producer responsibility organization must submit a written report to the commissioner that contains, at a minimum, the following information for the previous calendar year:

(1) the amount of covered materials introduced by each covered materials type, reported in the same units used to establish fees under section 115A.1454, subdivision 1, clause (1);

(2) progress toward the performance targets reported in the same units used to establish producer fees under section 115A.1454, subdivision 1, clause (1), and reported statewide and for each county including:

(i) the amount of covered materials successfully waste reduced, reused, recycled, and composted by covered materials type and the strategies or collection method used; and

(ii) information about third-party certifications obtained;

(3) the total cost to implement the program and a detailed description of program expenditures including:

(i) the total amount of producer fees collected in the current calendar year; and

(ii) a description of infrastructure investments made during the previous year;

(4) a copy of a financial audit of program operations conducted by an independent auditor approved by the commissioner;

(5) a description of program performance problems that emerged in specific locations and efforts taken or proposed by the producer responsibility organization to address them;

(6) a discussion of technical assistance provided to producers regarding toxic substances in covered materials and actions taken by producers to reduce intentionally added toxic substances in covered materials beyond compliance with prohibitions already established in law through proof of testing or an analytical and scientifically demonstrated methodology;

(7) a description of public awareness, education, and outreach activities undertaken including any evaluations conducted of their efficacy, plans for next calendar year's activities, and an evaluation of the process established by the producer responsibility organization to answer questions from consumers regarding collection, recycling, composting, and reuse activities;

(8) a summary of consultations held with the advisory board and how any feedback was incorporated into the report as a result of the consultations, together with a list of rejected recommendations and the reasons for rejection;

(9) a list of any producers found to be out of compliance with this act, and actions taken by the producer responsibility organization to return the producer to compliance, and notification of any producers that are no longer participating in the producer responsibility organization or have been expelled due to their lack of compliance;

(10) any proposed amendments to the stewardship plan to improve program performance or reduce costs, including changes to producer fees, infrastructure investments, or reimbursement formula and rates; and

(11) any information requested by the commissioner to assist with determining compliance with this act.

(b) Every fourth year after a stewardship plan is approved by the commissioner, a performance audit of the program must be completed. The performance audit must conform to audit standards established by the United States Government Accountability Office; the National Association of State Auditors, Comptrollers, and Treasurers; or another nationally recognized organization approved by the commissioner.

Subd. 2. **Report following unmet target.** A producer responsibility organization that fails to meet a performance target approved in a stewardship plan must, within 90 days of filing an annual report under this section, file with the commissioner an explanation of the factors contributing to the failure and propose an amendment to the stewardship plan specifying changes in operations that the producer responsibility organization will make that are designed to achieve the following year's targets. An amendment filed under this subdivision must be reviewed by the advisory board and reviewed and approved by the commissioner in the manner specified in section 115A.1451, subdivisions 2 and 4.

Subd. 3. **Commissioner's report.** By October 15, 2034, and every five years thereafter, the commissioner must submit a report to the governor and to the chairs and ranking minority members of the legislative committees with jurisdiction over solid waste. The report must contain a summary of the operations of the Packaging Waste and Cost Reduction Act during the previous five years, a summary of the needs assessment, a link to reports filed under subdivisions 1 and 2, recommendations for policy, statutory, or regulatory changes to the program, a list of efforts undertaken by the commissioner to enforce and secure compliance with this act, and any other information the commissioner deems to be relevant.

Subd. 4. **Duty to cooperate.** Service providers must provide producer responsibility organizations with data necessary to complete the reports required by this section upon request.

**Sec. 17. [115A.1457] PRODUCER RESPONSIBILITY ORGANIZATION WEBSITES.**

A producer responsibility organization must maintain a website that uses best practices for accessibility that contains at least:

(1) information regarding a process that members of the public can use to contact the producer responsibility organization with questions;

(2) a directory of all service providers operating under the stewardship plan administered by the producer responsibility organization, grouped by location or political subdivision, and information about how to request service;

(3) registration materials submitted to the commissioner under section 115A.1443;

(4) the draft and approved stewardship plan and any draft and approved amendments;

(5) information on how to manage materials including the list of recyclable and compostable materials developed by the commissioner under section 115A.1453 and any alternative collection programs;

(6) the most recent needs assessment and all past needs assessments;

(7) annual reports filed by the producer responsibility organization;

(8) a link to administrative rules implementing this act;

(9) comments of the advisory board on the documents listed in clauses (4) and (7), and the responses of the producer responsibility organization to those comments;

(10) the names of producers and brands that are not in compliance with section 115A.1448;

(11) a list, that is updated at least monthly, of all member producers that will operate under the stewardship plan administered by the producer responsibility organization and, for each producer, a list of all brands of the producer's covered materials introduced in the state; and

(12) education materials on waste reduction, reuse, recycling, and composting for producers and the general public.

**Sec. 18. [115A.1458] ANTICOMPETITIVE CONDUCT.**

A producer responsibility organization that arranges collection, recycling, composting, or reuse services under this act may engage in anticompetitive conduct to the extent necessary to plan and implement collection, recycling, composting, or reuse systems to meet the obligations under this act, and is immune from liability under state laws relating to antitrust, restraint of trade, and unfair trade practices.

**Sec. 19. [115A.1459] RULEMAKING.**

The commissioner may adopt rules to implement this act. The 18-month time limit under section 14.125 does not apply to the commissioner's rulemaking authority under this section.

**Sec. 20. [115A.1460] PROVIDING INFORMATION.**

Upon request of the commissioner for purposes of determining compliance with this act, or for purposes of implementing this act, a person must furnish to the commissioner any information that the person has or may reasonably obtain.

**Sec. 21. [115A.1461] DEPOSIT RETURN SYSTEM.**

It is the intent of the legislature that if a bottle deposit return system is enacted in the future, it will be harmonized with this act in a manner that ensures that:

(1) materials covered in that system are exempt from this act or related financial obligations are reduced;

(2) colocation of drop-off facilities and alternative collection sites is maximized;

(3) education and outreach is integrated between the two programs; and

(4) waste reduction and reuse strategies are prioritized between the two programs.

Sec. 22. **[115A.1462] ENFORCEMENT.**

(a) The commissioner must enforce this act as provided under this section and sections 115.071 and 116.072. The commissioner may revoke a registration of a producer responsibility organization or producer found to have violated this act.

(b) Notwithstanding the penalty limits contained in section 115.071, subdivision 3, and except as otherwise provided in paragraph (c), a person that violates or fails to perform a duty imposed by this act or any rule adopted thereunder is liable for a civil penalty not to exceed \$25,000 per day of violation.

(c) Notwithstanding the penalty limits contained in section 115.071, subdivision 3, a producer responsibility organization or producer that violates a provision of or fails to perform a duty imposed by this act, a rule adopted thereunder, or requirements of a stewardship plan approved by the commissioner, is liable for a civil penalty not to exceed \$25,000 per day of violation. For a second violation occurring within five years after the approval of a stewardship plan, a producer responsibility organization or producer is liable for a civil penalty not to exceed \$50,000 per day of violation. For a third or subsequent violation occurring within five years after the approval of a stewardship plan, a producer responsibility organization or producer is liable for a civil penalty not to exceed \$100,000 per day of violation.

Sec. 23. **WORKPLACE CONDITIONS AND EQUITY STUDY.**

(a) By January 1, 2032, the commissioner of the Pollution Control Agency must contract with a third party that is not a producer or a producer responsibility organization to conduct a study of the recycling, composting, and reuse facilities operating in the state. The study must analyze, at a minimum information about:

(1) working conditions, wage and benefit levels, and employment levels of minorities and women at those facilities;

(2) barriers to ownership of recycling, composting, and reuse operations faced by women and minorities;

(3) the degree to which residents of multifamily buildings have less convenient access to recycling, composting, and reuse opportunities than those living in single-family homes;

(4) the degree to which environmental justice areas have access to fewer recycling, composting, and reuse opportunities compared to other parts of the state;

(5) the degree to which programs to increase access, convenience, and education are successful in raising reuse, recycling, and composting rates in areas where participation in these activities is low;

(6) strategies to increase participation in reuse, recycling, and composting; and

(7) the degree to which residents and workers in environmental justice areas are impacted by emissions, toxic substances, and other pollutants from solid waste facilities in comparison to other areas of the state and provide recommendations to mitigate those impacts.

(b) The initial producer responsibility organization registered by the commissioner under Minnesota Statutes, sections 115A.144 to 115A.1462, must cover the cost of conducting the study through its annual registration fee and recommended actions identified in the study must be considered as part of future stewardship plans as required under Minnesota Statutes, section 115A.1451, including adjustments to service provider agreements and reimbursements as established under Minnesota Statutes, section 115A.1455.

Sec. 24. **COVERED MATERIALS POLLUTION AND CLEANUP STUDY.**

(a) By January 1, 2032, the commissioner of the Pollution Control Agency, in consultation with the commissioners of health and natural resources, must contract with a third party that is not a producer or a producer responsibility organization to conduct a study to identify the contribution of covered products to litter and water pollution in Minnesota. The report must at a minimum:

(1) analyze historical and current environmental and human health impacts of littered covered materials and their associated toxic substances in the environment;

(2) estimate the cost of cleanup and prevention; and

(3) provide recommendations for how to reduce and mitigate the impacts of litter in the state.

(b) The contracted third party must consult with units of local government, the commissioners of health and natural resources, and environmental justice organizations.

(c) The initial producer responsibility organization registered by the commissioner under Minnesota Statutes, sections 115A.144 to 115A.1462, must cover the cost of conducting the study through its annual registration fee and recommended actions identified in the study must be considered as part of future stewardship plans, as required under Minnesota Statutes, section 115A.1451.

Amend the title numbers accordingly

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

**Senator Hawj from the Committee on Environment, Climate, and Legacy, to which was referred**

**S.F. No. 3393:** A bill for an act relating to environment; requiring notification and local approval before certain uses of money in the closed landfill investment fund and the metropolitan landfill contingency action trust account; amending Minnesota Statutes 2022, sections 115B.421; 473.845, by adding a subdivision.

Reports the same back with the recommendation that the bill do pass. Report adopted.



**Senator Carlson from the Committee on Elections, to which was referred**

**S.F. No. 3868:** A bill for an act relating to elections; providing for ranked choice voting; authorizing jurisdictions to adopt ranked choice voting for local offices; establishing procedures for adoption, implementation, and use of ranked choice voting for local jurisdictions; allowing local jurisdictions to use electronic voting systems with a reallocation feature; authorizing rulemaking; amending Minnesota Statutes 2022, sections 204B.35, subdivision 1; 204C.21, by adding a subdivision; 204D.07, subdivision 3; 205.13, subdivision 2; 206.57, subdivision 6; 206.58, subdivision 1; 206.83; 211A.02, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 206; proposing coding for new law as Minnesota Statutes, chapter 204E.

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

Page 3, line 28, delete everything after "official" and insert "is presumed to be the county auditor if the county has adopted ranked choice voting. If an overlapping city and school district adopt ranked choice voting, the municipal clerk is presumed to be the ranked choice voting election official. Nothing in this subdivision prohibits overlapping jurisdictions from agreeing to an alternative ranked choice voting election official."

Page 3, delete lines 29 and 30

Page 5, after line 5, insert:

"Subd. 28. **Undeclared candidate.** "Undeclared candidate" means a candidate who does not file a request within the time required by section 204E.05, subdivision 4, for the candidate's write-in votes to be counted, and whose name does not otherwise appear on the ballot."

Page 5, line 9, after "2025," insert "or the adoption of administrative rules governing ranked choice voting by the secretary of state, whichever is later," and delete everything after "subdivisions"

Page 5, line 10, delete everything before "may"

Page 5, line 13, delete "and"

Page 5, line 14, after "districts" insert "; and" and delete the period

Page 5, after line 14, insert:

"(3) counties."

Page 5, line 17, delete everything after the period

Page 5, delete lines 18 to 20

Page 5, delete lines 23 to 25

Page 5, line 29, after "than" insert "20 weeks before the state primary or"

Page 5, line 30, after "election" insert "if the election is not held in conjunction with a state primary or state general election"

Page 6, line 5, delete "30 days" and insert "four weeks"

Page 6, line 19, delete everything after the period and insert "A jurisdiction may not deviate from the standard ballot order of federal offices, state offices, or state constitutional amendments, but may deviate from the standard ballot order for other offices to allow separation of ranked choice voting and nonranked choice voting elections."

Page 6, delete lines 20 to 22

Page 6, delete subdivision 3 and insert:

"Subd. 3. **Ballot format rules.** The secretary of state must adopt rules regarding ranked choice voting ballot format, consistent with this section. Notwithstanding section 204B.36, the rules adopted under this subdivision may provide a standard for ballot format that differs from the standards required by that section."

Page 6, delete line 29

Page 6, line 30, delete everything before "If"

Page 7, delete subdivision 2 and insert:

"Subd. 2. **Precinct tabulation.** In an election where ranked choice voting is used, the county auditor, municipal clerk, or school district clerk shall deliver one set of summary statements; all spoiled ballots; and the envelopes containing the ballots to the ranked choice voting tabulation center as soon as possible after the vote counting is completed and the election judges have returned materials pursuant to section 204C.27."

Page 7, line 21, before "At" insert "(a)"

Page 7, line 25, delete "declared" and after "candidate" insert "who submits a request as required by this subdivision"

Page 7, line 26, delete "subdivision 2 will" and insert "this subdivision must"

Page 7, after line 27, insert:

"(b) Notwithstanding section 204B.09, subdivision 3, a candidate for a city or school district office whose election is governed by this chapter and who wants write-in votes for the candidate to be counted must file a written request with the filing officer not more than seven days before the election. The filing officer shall provide copies of the form to make the request. The filing officer shall not accept a written request later than 5:00 p.m. on the last day for filing a written request."

Page 8, line 26, delete everything after "only," and insert "all undeclared candidates"

Page 8, delete line 27

Page 8, line 28, delete "in subdivision 2"

Page 11, line 12, delete the second "a" and insert "an additional"

Page 11, line 24, delete "exhausted" and insert "inactive"

Page 11, line 27, after "record" insert ", consistent with the requirements of section 206.845" and delete everything after the period

Page 11, delete line 28

Page 11, line 29, delete everything after "to" and insert "applicable state statutes for the election being held"

Page 11, line 30, delete "205.185"

Page 12, delete lines 16 and 17 and insert:

"(c) The secretary of state must adopt rules governing recounts conducted under this section."

Page 12, line 20, delete "on" and insert "or"

Page 13, delete lines 16 to 24

Page 14, line 23, delete "may" and insert "must"

Page 14, line 30, after the period insert "If ranked choice voting pursuant to chapter 204E is to be used,"

Page 15, delete section 16 and insert:

"Sec. 16. Minnesota Statutes 2022, section 206.57, is amended by adding a subdivision to read:

Subd. 6a. **Required certification for ranked choice voting.** In addition to the requirements of this section, a voting system used to administer ranked choice voting under chapter 204E must provide a test lab report from a voting system test lab accredited by the Election Assistance Commission or other appropriate federal agency responsible for testing and certification of compliance with the federal voting systems guidelines at the time of submission of the application required by subdivision 1. The test lab report must show that the system is in conformity with voluntary voting system guidelines issued by the Election Assistance Commission or other appropriate federal agency."

Page 15, delete section 17

Page 16, line 10, after "Minnesota" insert "to administer ranked choice voting"

Page 16, line 18, delete "as"

Page 16, line 19, delete everything before the semicolon

Page 17, delete section 19 and insert:

"Sec. 18. Minnesota Statutes 2023 Supplement, section 206.83, is amended to read:

**206.83 TESTING OF VOTING SYSTEMS.**

(a) At least three days before voting equipment is used, the official in charge of elections shall have the voting system tested to ascertain that the system will correctly mark ballots using all methods supported by the system, including ranked choice voting if applicable, and through assistive technology, and count the votes cast for all candidates and on all questions. Public notice of the time and place of the test must be given at least two days in advance by publication once in official newspapers. The test must be observed by at least two election judges, who are not of the same major political party, and must be open to representatives of the political parties, candidates, the press, and the public. The test must be conducted by (1) processing a preaudited group of ballots punched or marked to record a predetermined number of valid votes for each candidate and on each question, and must include for each office one or more ballot cards which have votes in excess of the number allowed by law in order to test the ability of the voting system tabulator and electronic ballot marker to reject those votes; and (2) processing an additional test deck of ballots marked using the electronic ballot marker for the precinct, including ballots marked using the electronic ballot display, audio ballot reader, and any assistive voting technology used with the electronic ballot marker. If an election is to be conducted using ranked choice voting, the equipment must also be tested to ensure that each ranking for each candidate is recorded properly.

(b) If any error is detected, the cause must be ascertained and corrected and an errorless count must be made before the voting system may be used in the election.

(c) After the completion of the test, the programs used and ballot cards must be sealed, retained, and disposed of as provided for paper ballots."

Page 17, delete section 20

Renumber the subdivisions and sections in sequence

Amend the title numbers accordingly

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

**Senator Hawj from the Committee on Environment, Climate, and Legacy, to which was referred**

**S.F. No. 3400:** A bill for an act relating to game and fish; allowing the use of a digital image as proof of possession of game and fish licenses; amending Minnesota Statutes 2023 Supplement, section 97A.405, subdivision 2.

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

Page 2, line 31, delete "July 1, 2024" and insert "the day following final enactment"

And when so amended the bill do pass. Amendments adopted. Report adopted.

**Senator Hawj from the Committee on Environment, Climate, and Legacy, to which was referred**

**S.F. No. 3730:** A bill for an act relating to natural resources; expanding opportunities to protect native prairie; amending Minnesota Statutes 2022, section 84.96, subdivisions 2, 3, 5.

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

Page 2, line 10, delete "must pay" and insert "may pay up to"

Page 2, line 18, strike "must pay" and insert "may pay up to"

And when so amended the bill do pass. Amendments adopted. Report adopted.

### **SECOND READING OF SENATE BILLS**

S.F. Nos. 3546, 3559, 3798, 3881, 3766, 3936, 3393, 3400, and 3730 were read the second time.

### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time.

#### **Senators Kupec and McEwen introduced--**

**S.F. No. 4161:** A bill for an act relating to railroads; establishing a maximum train length; providing for penalties; proposing coding for new law in Minnesota Statutes, chapter 219.

Referred to the Committee on Transportation.

#### **Senators Kupec and McEwen introduced--**

**S.F. No. 4162:** A bill for an act relating to railroads; increasing insurance coverage requirements for motor carriers of railroad employees; creating civil penalties; amending Minnesota Statutes 2022, section 221.0255, subdivision 4, by adding a subdivision.

Referred to the Committee on Transportation.

#### **Senator Rest introduced--**

**S.F. No. 4163:** A bill for an act relating to commerce; adding an exemption for bulk delivery of certain volumes of nonoxygenated, unleaded premium grade gasoline; amending Minnesota Statutes 2022, section 239.791, by adding a subdivision.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Pha and Hoffman introduced--**

**S.F. No. 4164:** A bill for an act relating to capital investment; appropriating money for the renovation and expansion of a youth and teen center in the city of Brooklyn Park; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator McEwen introduced--**

**S.F. No. 4165:** A bill for an act relating to natural resources; clarifying certain rulemaking authority; amending Minnesota Statutes 2022, sections 103F.211, subdivision 1; 103G.315, subdivision 15.

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

**Senator Farnsworth introduced--**

**S.F. No. 4166:** A bill for an act relating to capital investment; amending a prior appropriation for water and sewer infrastructure in the city of Floodwood; amending Laws 2023, chapter 72, article 2, section 10, subdivision 6.

Referred to the Committee on Capital Investment.

**Senator Xiong introduced--**

**S.F. No. 4167:** A bill for an act relating to greenhouse gas emissions; requiring estimates of consumption-based greenhouse gas emissions; requiring a report; proposing coding for new law in Minnesota Statutes, chapter 216H.

Referred to the Committee on Energy, Utilities, Environment, and Climate.

**Senators Mitchell, Port, Gustafson, McEwen, and Hawj introduced--**

**S.F. No. 4168:** A bill for an act relating to solid waste; requiring waste composition studies; amending Minnesota Statutes 2022, section 115A.5502; proposing coding for new law in Minnesota Statutes, chapter 115A; repealing Minnesota Statutes 2022, section 115A.5501.

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

**Senators Rasmusson, Kupec, and Jasinski introduced--**

**S.F. No. 4169:** A bill for an act relating to transportation; directing commissioner of public safety to eliminate 180-hour training requirement for postsecondary institutions offering commercial motor vehicle instruction; authorizing rulemaking.

Referred to the Committee on Transportation.

**Senator Boldon introduced--**

**S.F. No. 4170:** A bill for an act relating to behavioral health; providing funding for early childhood mental health consultation grants; appropriating money.

Referred to the Committee on Human Services.

**Senators Seeberger and Duckworth introduced--**

**S.F. No. 4171:** A bill for an act relating to local government; authorizing counties to establish subordinate service districts; amending Minnesota Statutes 2022, sections 375B.03; 375B.04.

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

**Senators Frentz and Dahms introduced--**

**S.F. No. 4172:** A bill for an act relating to vocational rehabilitation; modifying independent living services; amending Minnesota Statutes 2022, section 268A.11.

Referred to the Committee on Jobs and Economic Development.

**Senator Fateh introduced--**

**S.F. No. 4173:** A bill for an act relating to human services; modifying qualifications for certain positive support providers; amending Minnesota Statutes 2022, section 245D.091, subdivisions 3, 4.

Referred to the Committee on Human Services.

**Senator Fateh introduced--**

**S.F. No. 4174:** A bill for an act relating to human services; establishing a grant for culturally specific outreach to customized living providers related to alternative licensing and business model options; appropriating money.

Referred to the Committee on Human Services.

**Senator Fateh introduced--**

**S.F. No. 4175:** A bill for an act relating to local government; modifying orderly annexation and detachment provisions; amending Minnesota Statutes 2022, sections 414.031, by adding a subdivision; 414.0325, subdivisions 1, 1b, 6; 414.033, subdivision 2, by adding a subdivision; 414.036; 414.038; 414.06, subdivisions 1, 2, 3, 7; 572A.03, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 414; repealing Minnesota Statutes 2022, section 414.033, subdivision 3.

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

**Senator Fateh introduced--**

**S.F. No. 4176:** A bill for an act relating to human services; modifying county-provided adult mental health targeted case management requirements; amending Minnesota Statutes 2022, section 245.466, subdivision 3.

Referred to the Committee on Health and Human Services.

**Senator Fateh introduced--**

**S.F. No. 4177:** A bill for an act relating to higher education; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 135A.

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

**Senator Fateh introduced--**

**S.F. No. 4178:** A bill for an act relating to housing; providing tenants with remedies if a rental unit is not available for occupancy by the move-in date; authorizing a tenant to seek recovery of prorated rent amount owed and attorney fees; amending Minnesota Statutes 2022, sections 504B.111; 504B.116.

Referred to the Committee on Housing and Homelessness Prevention.

**Senator Fateh introduced--**

**S.F. No. 4179:** A bill for an act relating to human services; repealing customized living rate phase-in under the community access for disability inclusion and the brain injury home and community-based waivers; repealing Minnesota Statutes 2023 Supplement, section 256S.2101, subdivision 1.

Referred to the Committee on Human Services.

**Senator Fateh introduced--**

**S.F. No. 4180:** A bill for an act relating to human services; requiring the commissioners of health and human services to provide recommendations to the legislature relating to the application of landlord tenant laws to residential settings licensed by their departments; requiring reports.

Referred to the Committee on Human Services.

**Senator Fateh introduced--**

**S.F. No. 4181:** A bill for an act relating to human services; modifying an agency's authority with respect to housing support agreements; amending Minnesota Statutes 2022, section 256I.04, subdivision 2b.

Referred to the Committee on Health and Human Services.



**Senator Fateh introduced--**

**S.F. No. 4182:** A bill for an act relating to economic development; modifying the community wealth-building grant program pilot project; appropriating money; amending Laws 2023, chapter 53, article 15, section 33, subdivisions 4, 5.

Referred to the Committee on Jobs and Economic Development.

**Senator Fateh introduced--**

**S.F. No. 4183:** A bill for an act relating to Metropolitan Council; requiring environmental and public health considerations in comprehensive development guide; amending Minnesota Statutes 2022, section 473.851; Minnesota Statutes 2023 Supplement, section 473.145.

Referred to the Committee on Transportation.

**Senators Gustafson, Klein, Abeler, Kreun, and Kupec introduced--**

**S.F. No. 4184:** A bill for an act relating to education finance; modifying local optional revenue; including revenue for unemployment costs and family paid medical leave in local optional revenue; simplifying referendum revenue; increasing equalization aid; appropriating money; amending Minnesota Statutes 2022, sections 126C.10, by adding subdivisions; 126C.17, subdivisions 1, 5, 6, 7; Minnesota Statutes 2023 Supplement, section 126C.10, subdivision 2e; Laws 2023, chapter 55, article 1, section 36, subdivision 2; repealing Minnesota Statutes 2022, section 126C.17, subdivision 8; Minnesota Statutes 2023 Supplement, sections 124D.995; 126C.43, subdivision 2.

Referred to the Committee on Education Finance.

**Senators Gustafson, Putnam, and Champion introduced--**

**S.F. No. 4185:** A bill for an act relating to human services; establishing the Minnesota food bank program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 256D.

Referred to the Committee on Health and Human Services.

**Senators Gustafson and Champion introduced--**

**S.F. No. 4186:** A bill for an act relating to public safety; requiring recipients of public safety aid to report on the use of that aid; requiring the commissioner of public safety to submit compiled data to the legislature; amending Laws 2023, chapter 64, article 4, section 27, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

**Senator Gustafson introduced--**

**S.F. No. 4187:** A bill for an act relating to agriculture; amending food handler license provisions; amending Minnesota Statutes 2022, section 28A.10; repealing Minnesota Statutes 2022, section 34.07.

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

**Senator Gustafson introduced--**

**S.F. No. 4188:** A bill for an act relating to education; modifying hours of instruction requirements; amending the definition of credit; appropriating money; amending Minnesota Statutes 2022, sections 120A.41; 120B.018, subdivision 4, by adding a subdivision; 120B.02, subdivision 2.

Referred to the Committee on Education Policy.

**Senators Carlson and Jasinski introduced--**

**S.F. No. 4189:** A bill for an act relating to land surveying; amending prioritization criteria for the public land survey system monument grant program; appropriating money; amending Minnesota Statutes 2023 Supplement, section 381.125, subdivision 1.

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

**Senator Weber introduced--**

**S.F. No. 4190:** A bill for an act relating to capital investment; modifying an appropriation for the Red Rock Rural Water System; appropriating money for the Red Rock Rural Water System; authorizing the sale and issuance of state bonds; amending Laws 2023, chapter 72, article 2, section 10, subdivision 13.

Referred to the Committee on Capital Investment.

**Senators Housley, Nelson, Abeler, and Gustafson introduced--**

**S.F. No. 4191:** A bill for an act relating to health; modifying requirements governing access to information on assisted living facility compliance with correction orders; amending Minnesota Statutes 2022, section 144G.30, subdivision 5.

Referred to the Committee on Human Services.

**Senators Maye Quade, Coleman, and Morrison introduced--**

**S.F. No. 4192:** A bill for an act relating to education; requiring priority for children placed in foster care to access school-age care programs; modifying school-age care revenue eligibility and uses; appropriating money; amending Minnesota Statutes 2022, sections 124D.19, subdivision 11; 124D.22; Laws 2023, chapter 55, article 11, section 11, subdivision 10.

Referred to the Committee on Education Finance.

**Senators Lang and Hoffman introduced--**

**S.F. No. 4193:** A bill for an act relating to public safety; providing enhanced criminal penalty for certain violations of coercion crime that proximately cause great bodily harm or death of victim;

providing for public awareness campaign; amending Minnesota Statutes 2022, section 609.27, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

**Senators Lang and Hoffman introduced--**

**S.F. No. 4194:** A bill for an act relating to public safety; expanding the fourth-degree assault crime related to health care professionals; amending Minnesota Statutes 2022, section 609.2231, subdivision 2.

Referred to the Committee on Judiciary and Public Safety.

**Senators Lang, Anderson, Mitchell, Jasinski, and Howe introduced--**

**S.F. No. 4195:** A bill for an act relating to veterans affairs; requiring reporting on grants issued by the commissioner of veterans affairs; proposing coding for new law in Minnesota Statutes, chapter 197.

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

**Senators Gustafson, Cwodzinski, and Kunesh introduced--**

**S.F. No. 4196:** A bill for an act relating to retirement; Teachers Retirement Association; modifying the early retirement reduction factors for annuity commencement before normal retirement age; increasing employer contributions; increasing pension adjustment revenue for school districts; amending Minnesota Statutes 2022, section 354.44, subdivision 6; Minnesota Statutes 2023 Supplement, sections 126C.10, subdivision 37; 354.42, subdivision 3.

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

**Senators Maye Quade, Hoffman, and Utke introduced--**

**S.F. No. 4197:** A bill for an act relating to human services; modifying medical assistance for employed persons with disabilities; amending Minnesota Statutes 2023 Supplement, section 256B.057, subdivision 9.

Referred to the Committee on Human Services.

**Senators Abeler, Mann, and Utke introduced--**

**S.F. No. 4198:** A bill for an act relating to human services; extending the availability of an existing appropriation for the direct care services corps pilot project; amending Laws 2023, chapter 61, article 1, section 67, subdivision 3; article 9, section 2, subdivision 5.

Referred to the Committee on Human Services.

**Senators Limmer, Dibble, and Abeler introduced--**

**S.F. No. 4199:** A bill for an act relating to health; modifying requirements for the release of patient health records; amending Minnesota Statutes 2022, section 144.293, subdivisions 2, 10; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senators Limmer and Latz introduced--**

**S.F. No. 4200:** A bill for an act relating to judiciary; designating certain personal information of justices, judges, and judicial staff as private data on individuals; restricting dissemination of personal information; providing a penalty; proposing coding for new law in Minnesota Statutes, chapters 13; 480; 609.

Referred to the Committee on Judiciary and Public Safety.

**Senator Latz introduced--**

**S.F. No. 4201:** A bill for an act relating to judiciary; amending name of competency attainment board; amending Minnesota Statutes 2023 Supplement, sections 611.55, subdivision 1; 611.56, subdivisions 1, 6; 611.57, subdivisions 1, 4.

Referred to the Committee on Judiciary and Public Safety.

**Senators Mitchell, Klein, and Kupec introduced--**

**S.F. No. 4202:** A bill for an act relating to the State Building Code; modifying residential energy code adoption standards and timelines; creating the residential energy rating rebate program; requiring reports; appropriating money; amending Minnesota Statutes 2023 Supplement, section 326B.106, subdivision 1.

Referred to the Committee on Labor.

**Senators Mitchell and Hoffman introduced--**

**S.F. No. 4203:** A bill for an act relating to building codes; removing certain exceptions for municipalities from the State Building Code; amending Minnesota Statutes 2022, section 326B.121, subdivision 2.

Referred to the Committee on Labor.

**Senators Mitchell, Hoffman, and Champion introduced--**

**S.F. No. 4204:** A bill for an act relating to human services; allowing ombudspersons access to the social service information system; amending Minnesota Statutes 2022, sections 3.9215, by adding a subdivision; 245.975, subdivision 4; 257.0762, by adding a subdivision; 260C.82, by adding a subdivision.

Referred to the Committee on Health and Human Services.

**Senator Howe introduced--**

**S.F. No. 4205:** A bill for an act relating to public safety; appropriating money for grants to purchase or upgrade radios and related equipment.

Referred to the Committee on Judiciary and Public Safety.

**Senator Johnson introduced--**

**S.F. No. 4206:** A bill for an act relating to capital investment; modifying prior appropriations and appropriating money for the Karlstad airport relocation; amending Laws 2021, First Special Session chapter 5, article 1, section 2, subdivision 2; Laws 2023, chapter 71, article 1, section 10, subdivision 11.

Referred to the Committee on Capital Investment.

**Senator Hauschild introduced--**

**S.F. No. 4207:** A bill for an act relating to capital investment; appropriating money for public infrastructure in the city of Silver Bay; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Hauschild introduced--**

**S.F. No. 4208:** A bill for an act relating to capital investment; appropriating money for the city of Proctor to provide utility extensions and upgrades for marked Interstate Highway 35 commercial development; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Hauschild introduced--**

**S.F. No. 4209:** A bill for an act relating to arts and culture; appropriating money for Rice Lake Veterans Memorial.

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

**Senators Lucero, Mathews, and Bahr introduced--**

**S.F. No. 4210:** A bill for an act relating to education; clarifying grounds for removing school board members; amending Minnesota Statutes 2022, section 123B.09, subdivision 9.

Referred to the Committee on Education Policy.

**Senator Lucero introduced--**

**S.F. No. 4211:** A bill for an act relating to consumer protection; requiring written estimates to be provided for repairs costing more than \$100; amending Minnesota Statutes 2022, sections 325F.56, subdivision 2; 325F.62, subdivision 3.

Referred to the Committee on Commerce and Consumer Protection.

**Senator Seeberger introduced--**

**S.F. No. 4212:** A bill for an act relating to education; special education; modifying requirements for developmental adapted physical education assessments; requiring a report; amending Minnesota Statutes 2023 Supplement, section 125A.08.

Referred to the Committee on Education Policy.

**Senator Wiklund introduced--**

**S.F. No. 4213:** A bill for an act relating to capital investment; appropriating money for the Minnesota Cycling Center.

Referred to the Committee on Capital Investment.

**Senator Putnam introduced--**

**S.F. No. 4214:** A bill for an act relating to agriculture; establishing a program to provide grants to prevent the spread of avian influenza; appropriating money.

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

**Senator Putnam introduced--**

**S.F. No. 4215:** A bill for an act relating to natural resources; appropriating money for a sustainable water pilot program; requiring a report.

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

**Senators Weber and Putnam introduced--**

**S.F. No. 4216:** A bill for an act relating to taxation; property; allowing an exemption for certain leased land; amending Minnesota Statutes 2022, section 272.01, subdivision 2.

Referred to the Committee on Taxes.

**Senator Putnam introduced--**

**S.F. No. 4217:** A bill for an act relating to health; appropriating money for water safety plans for cities.

Referred to the Committee on Health and Human Services.

**Senator Dahms introduced--**

**S.F. No. 4218:** A bill for an act relating to insurance; increasing the number of counties in which a township mutual fire insurance company may write business; permitting certain policies to avoid automatic cancellation in connection with the merger of township mutual fire insurance companies; amending Minnesota Statutes 2022, sections 67A.01, subdivision 2; 67A.14, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Dornink, Duckworth, Abeler, Coleman, and Hoffman introduced--**

**S.F. No. 4219:** A bill for an act relating to education; modifying uses of the special education teacher pipeline grant; amending Minnesota Statutes 2023 Supplement, section 122A.77, subdivisions 2, 3.

Referred to the Committee on Education Policy.

**Senator Hoffman introduced--**

**S.F. No. 4220:** A bill for an act relating to human services; establishing a grant for a pilot project to teach the DirectCourse curriculum; appropriating money.

Referred to the Committee on Human Services.

**Senator Hoffman introduced--**

**S.F. No. 4221:** A bill for an act relating to arts and cultural heritage; appropriating money for the historical preservation of Watertown.

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

**Senators Gruenhagen, Lieske, Hoffman, and Utke introduced--**

**S.F. No. 4222:** A bill for an act relating to insurance; allowing health carriers to offer reference-based pricing health plans; proposing coding for new law in Minnesota Statutes, chapter 62K.

Referred to the Committee on Commerce and Consumer Protection.

**Senator Seeberger introduced--**

**S.F. No. 4223:** A bill for an act relating to agriculture; modifying provisions related to discontinuing and canceling pesticide products; amending Minnesota Statutes 2022, section 18B.26, subdivision 6.

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

**Senator Putnam introduced--**

**S.F. No. 4224:** A bill for an act relating to agriculture; amending provisions related to pesticides; amending Minnesota Statutes 2022, sections 18B.01, by adding a subdivision; 18B.305, subdivision 2; 18B.32, subdivisions 1, 3, 4; 18B.33, subdivisions 1, 5; 18B.34, subdivisions 1, 4; 18B.35, subdivision 1; 18B.36, subdivisions 1, 2; 18B.37, subdivisions 2, 3.

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

**Senator Putnam introduced--**

**S.F. No. 4225:** A bill for an act relating to agriculture; modifying provisions related to the Minnesota Rural Finance Authority; amending Minnesota Statutes 2023 Supplement, section 41B.0391, subdivision 4.

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

**Senators Putnam, Rarick, and Fateh introduced--**

**S.F. No. 4226:** A bill for an act relating to higher education; expanding program eligibility for workforce development scholarships; amending Minnesota Statutes 2023 Supplement, section 136F.38, subdivision 3.

Referred to the Committee on Higher Education.

**Senator Fateh introduced--**

**S.F. No. 4227:** A bill for an act relating to capital investment; appropriating money for renovations at the American Swedish Institute.

Referred to the Committee on Capital Investment.

**Senators Abeler and Hoffman introduced--**

**S.F. No. 4228:** A bill for an act relating to human services licensing; allowing prospective worker platforms to initiate background studies; amending Minnesota Statutes 2022, sections 245C.02, by adding a subdivision; 245C.03, by adding a subdivision; 245C.04, subdivision 4a; Minnesota Statutes 2023 Supplement, sections 245C.03, subdivision 4; 245C.10, subdivision 4.

Referred to the Committee on Health and Human Services.

**Senators Hoffman, Wiklund, Abeler, and Fateh introduced--**

**S.F. No. 4229:** A bill for an act relating to human services; requiring individual pricing of phototherapy lights; modifying payment methodologies for certain enteral nutrition equipment and supplies; modifying processes for establishing payment rates for certain medical equipment and supplies; making technical changes; amending Minnesota Statutes 2022, section 256B.767; Minnesota Statutes 2023 Supplement, section 256B.766.



Referred to the Committee on Health and Human Services.

**Senator Mohamed introduced--**

**S.F. No. 4230:** A bill for an act relating to economic development; appropriating money for the GroundBreak capital access fund; requiring a report.

Referred to the Committee on Jobs and Economic Development.

**Senators Maye Quade, Port, and Duckworth introduced--**

**S.F. No. 4231:** A bill for an act relating to capital investment; appropriating money for a regional household hazardous waste and recycling facility in Dakota County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Port, Murphy, Mann, Maye Quade, and McEwen introduced--**

**S.F. No. 4232:** A bill for an act relating to health insurance; requiring coverage of over-the-counter contraceptive drugs, devices, and products by insurers and medical assistance; requiring reports; amending Minnesota Statutes 2023 Supplement, sections 62Q.522, subdivisions 1, 2, 3; 256B.0625, subdivision 13.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Xiong and Dibble introduced--**

**S.F. No. 4233:** A bill for an act relating to capital investment; appropriating money for forests and forestry capital projects; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Putnam, McEwen, Morrison, and Gustafson introduced--**

**S.F. No. 4234:** A bill for an act relating to environment; requiring rulemaking to require environmental impact statement for large animal projects.

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

**Senators Fateh and Abeler introduced--**

**S.F. No. 4235:** A bill for an act relating to health; modifying training requirements for nursing assistants and medication aides; amending Minnesota Statutes 2022, sections 144A.61, subdivision 3a; 148.235, subdivision 10.

Referred to the Committee on Health and Human Services.

**Senators Pha, Gustafson, Utke, Kupec, and Duckworth introduced--**

**S.F. No. 4236:** A bill for an act relating to health; requiring the commissioner of health to establish a telehealth pilot project for school districts; requiring a report; appropriating money.

Referred to the Committee on Health and Human Services.

**Senators Carlson and Hoffman introduced--**

**S.F. No. 4237:** A bill for an act relating to occupations and professions; modifying board member qualifications and licensing requirements for architects, engineers, surveyors, landscape architects, geoscientists, and interior designers; amending Minnesota Statutes 2022, sections 326.05; 326.10, subdivisions 1, 2, 10; 326.111, subdivisions 3, 4, 5, by adding a subdivision.

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

**Senators Mann and Utke introduced--**

**S.F. No. 4238:** A bill for an act relating to human services; specifying an alternate hospital inpatient payment rate; amending Minnesota Statutes 2022, section 256.969, by adding a subdivision.

Referred to the Committee on Health and Human Services.

**Senators Kupec, Port, Hauschild, and Pratt introduced--**

**S.F. No. 4239:** A bill for an act relating to cannabis; prohibiting selling, giving, furnishing, or procuring lower-potency hemp edibles for the use of an impaired person; proposing coding for new law in Minnesota Statutes, chapter 342.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Hauschild and McEwen introduced--**

**S.F. No. 4240:** A bill for an act relating to state lands; authorizing private sale of certain tax-forfeited land in St. Louis County.

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

**Senators Drazkowski, Dornink, Putnam, Weber, and Kupec introduced--**

**S.F. No. 4241:** A bill for an act relating to taxation; property; establishing a credit for certain acres certified under the Minnesota agricultural water quality certification program; appropriating money; amending Minnesota Statutes 2022, sections 273.1393; 276.04, subdivision 2; Minnesota Statutes 2023 Supplement, sections 273.1392; 275.065, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 273.

Referred to the Committee on Taxes.

**Senators Hauschild, Eichorn, and Wesenberg introduced--**

**S.F. No. 4242:** A bill for an act relating to natural resources; appropriating money for all-terrain vehicle trails.

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

**Senator Dibble introduced--**

**S.F. No. 4243:** A bill for an act relating to local government; modifying Minneapolis downtown taxing area; modifying Minneapolis sales tax rate on food and alcoholic beverages; amending Laws 1986, chapter 396, section 5, as amended; Laws 1986, chapter 400, section 44, as amended.

Referred to the Committee on Taxes.

**Senators Marty, Port, and Duckworth introduced--**

**S.F. No. 4244:** A bill for an act relating to common interest communities; creating a common interest community ombudsperson; appropriating money for the Office of the Common Interest Community Ombudsperson; proposing coding for new law in Minnesota Statutes, chapter 45.

Referred to the Committee on Commerce and Consumer Protection.

**Senators Oumou Verbeten and Marty introduced--**

**S.F. No. 4245:** A bill for an act relating to public safety; requiring law enforcement officers to collect and report certain data; requiring the commissioner of public safety to publish a report and hold meetings on the data collected; prohibiting law enforcement agencies that fail to report data from receiving certain grants; requiring the Board of Peace Officer Standards and Training to analyze agency reports and develop statewide reports aimed at eliminating racial disparities in stops; proposing coding for new law in Minnesota Statutes, chapter 626.

Referred to the Committee on Judiciary and Public Safety.

**Senators Wesenberg, Drazkowski, Koran, Bahr, and Westrom introduced--**

**S.F. No. 4246:** A bill for an act relating to emergency management; repealing governor's power to declare emergency; establishing a legislative emergency declaration and extension process; repealing governor's authority to adopt orders and expedited rules that have the effect of law during an emergency; protecting citizen rights; making technical corrections; amending Minnesota Statutes 2022, sections 12.03, subdivision 1e; 12.21, subdivisions 1, 3; 12.25, subdivision 3; 12.45; 12.61, subdivision 2; 14.03, subdivision 1; 34A.11, subdivision 6; 35.0661, subdivision 1; 41B.047, subdivision 1; 144.4197; 144E.266; 151.441, subdivisions 12, 13; 270C.34, subdivision 1; 295.50, subdivision 2b; Minnesota Statutes 2023 Supplement, section 12.36; proposing coding for new law in Minnesota Statutes, chapter 12; repealing Minnesota Statutes 2022, sections 4.035, subdivision 2; 12.31, subdivisions 1, 3; 12.32; Minnesota Statutes 2023 Supplement, section 12.31, subdivision 2.

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

**Senators Hauschild, Kupec, Gustafson, and Rest introduced--**

**S.F. No. 4247:** A bill for an act relating to taxation; aids to local governments; providing for an annual inflation and population adjustment to the appropriations for local government aid and county program aid; amending Minnesota Statutes 2022, section 477A.03, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 477A.03, subdivisions 2a, 2b.

Referred to the Committee on Taxes.

**Senator Bahr introduced--**

**S.F. No. 4248:** A bill for an act relating to state government; appropriating money for the Phoenix Correspondence Commission.

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

**Senator Kunesh introduced--**

**S.F. No. 4249:** A bill for an act relating to data practices; authorizing the Office of Missing and Murdered Indigenous Relatives to access additional data; amending Minnesota Statutes 2022, section 299A.85, subdivision 8.

Referred to the Committee on Judiciary and Public Safety.

**Senator Kunesh introduced--**

**S.F. No. 4250:** A bill for an act relating to education; requiring a study to determine the extent to which school trust lands are used for recreational purposes; requiring a report; appropriating money.

Referred to the Committee on Education Finance.

**Senator Kunesh introduced--**

**S.F. No. 4251:** A bill for an act relating to education; requiring a minimum time for recess; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education Policy.

**Senator Housley introduced--**

**S.F. No. 4252:** A bill for an act relating to capital investment; appropriating money for an inclusive playground in the city of Stillwater.

Referred to the Committee on Capital Investment.

**Senators Koran and Housley introduced--**

**S.F. No. 4253:** A bill for an act relating to transportation; appropriating money to construct a roundabout on marked U.S. Highway 8 in the city of Shafer; authorizing the sale and issuance of state bonds.

Referred to the Committee on Transportation.

**Senators Port and Pappas introduced--**

**S.F. No. 4254:** A bill for an act relating to housing; authorizing housing and redevelopment authorities to create public corporations for the purpose of purchasing, owning, and operating properties converted under the federal Rental Assistance Demonstration program; amending Minnesota Statutes 2022, sections 15.082; 469.012, subdivision 2j; proposing coding for new law in Minnesota Statutes, chapter 469.

Referred to the Committee on Housing and Homelessness Prevention.

**Senators Koran, Bahr, Kreun, Limmer, and Lieske introduced--**

**S.F. No. 4255:** A bill for an act relating to local and state government; abolishing the Metropolitan Council; transferring duties to the commissioners of administration and natural resources; transferring transportation and transit-related functions to Department of Transportation; making conforming amendments to public safety radio communication laws, fiscal disparity laws; providing for payment of bonds and other debt obligations; repealing metropolitan land use planning provisions; ending Metropolitan Council oversight of Metropolitan Airports Commission; transferring Metropolitan Council powers and authority to Metropolitan Parks and Open Space Commission; creating metropolitan area sanitary sewer district; appropriating money; amending Minnesota Statutes 2022, sections 3.971, subdivision 6; 4A.02; 6.80, subdivision 3; 10.60, subdivision 1; 10A.01, subdivisions 24, 31, 32, 35; 13.685; 15.0599, subdivision 1; 15B.11, subdivision 3; 16A.88, subdivision 2; 16C.073, subdivision 1; 16C.285, subdivision 1; 43A.346, subdivisions 1, 2; 47.52; 65B.43, subdivision 20; 85.016; 85.017; 85.53, subdivision 3; 103B.155; 103B.231, subdivisions 3a, 7, 9, 11; 103B.235, subdivision 3; 103B.255, subdivisions 8, 9, 12; 103D.401; 103D.405, subdivisions 3, 4, 5, 6; 103G.293; 114C.25; 115A.151; 115A.471; 115A.52; 116.16, subdivision 2; 116.182, subdivision 1; 116D.04, subdivision 1a; 116G.03, subdivision 5; 116G.15, subdivisions 2, 5; 116J.401, subdivision 2; 116M.15, subdivision 1; 116P.17, subdivision 1; 117.57, subdivision 3; 118A.07, subdivision 1; 124D.892, subdivision 1; 134.201, subdivision 5; 145A.02, subdivision 16; 160.165, subdivision 1; 160.93, subdivisions 1, 2, 2a; 162.09, subdivision 4; 162.145, subdivision 1; 169.306; 169.781, subdivision 1; 169.791, subdivision 5; 169.792, subdivision 11; 174.03, subdivisions 1, 4, 5; 174.04, subdivisions 1, 2; 174.247; 174.285, subdivision 4; 174.30, subdivision 4; 174.90; 216C.145, subdivision 1; 216C.15, subdivision 1; 216H.02, subdivision 2; 221.012, subdivision 38; 221.022; 221.031, subdivision 3a; 237.162, subdivision 2; 240.06, subdivision 2; 270.12, subdivision 3; 275.066; 275.62, subdivision 3; 275.70, subdivision 4; 297A.70, subdivision 3; 297A.992, subdivisions 4, 5; 352.01, subdivisions 2a, 2b; 352.03, subdivision 1; 352.04, subdivision 6; 352.75, subdivision 2; 352D.02, subdivision 1; 353.64, subdivision 7a; 363A.36, subdivisions 1, 1a; 363A.44, subdivision 1; 373.40, subdivision 1; 383A.81, subdivision 3; 383B.81, subdivision 3; 398A.04, subdivisions 1, 2, 2a, 9; 403.30, subdivision 1; 403.31, subdivisions 4, 5; 403.36, subdivision 1; 414.02, subdivision 3; 414.031, subdivision 4; 446A.076; 462A.04, subdivision 1; 462A.07,

subdivision 11; 462A.222, subdivision 4; 462C.04, subdivision 2; 462C.071, subdivision 2; 465.82, subdivision 1; 469.174, subdivision 26; 469.351, subdivision 2; 471.425, subdivision 1; 471.9997; 473.121, subdivisions 2, 14, 24; 473.142; 473.1425; 473.143; 473.144; 473.146, subdivisions 1, 3, 4, by adding subdivisions; 473.1466; 473.147; 473.149, subdivision 3; 473.166; 473.167, subdivisions 2, 2a; 473.168, subdivision 2; 473.192, subdivisions 2, 3; 473.223; 473.301, subdivision 2; 473.303; 473.313; 473.315, subdivision 1; 473.325; 473.334, subdivision 1; 473.341; 473.351, subdivisions 1, 2, 3; 473.375, as amended; 473.384; 473.385; 473.386; 473.387, subdivisions 2, 3; 473.3875; 473.39, subdivisions 1, 2, 2a, 5, 7; 473.391; 473.3925; 473.399; 473.3994; 473.3995; 473.3997; 473.405; 473.4056, subdivision 1; 473.4057, subdivisions 1, 2, 3, 4, 6, 7, 8; 473.407, subdivisions 1, 3, 4, 5; 473.408, as amended; 473.409; 473.41, subdivision 1; 473.411, subdivision 5; 473.415, subdivision 1; 473.416; 473.42; 473.436, subdivisions 2, 3, 6; 473.446, subdivisions 1, 2, 3, 8, by adding a subdivision; 473.448; 473.4485, subdivisions 1, 2; 473.449; 473.602; 473.604, subdivision 1, by adding a subdivision; 473.608, subdivision 19; 473.611, subdivision 5; 473.638; 473.64; 473.655; 473.661, subdivision 4; 473.667, subdivision 8; 473.8011; 473.811, subdivisions 4, 6; 473.910, subdivision 3; 473F.02, subdivision 7; 473F.08, subdivisions 3, 5, 7a; 473F.13, subdivision 1; 473H.04, subdivision 3; 473H.06, subdivisions 1, 5; 473H.08, subdivision 4; 473J.25, by adding a subdivision; 477A.011, subdivision 3; 572A.02, subdivision 5; 604B.04, subdivision 7; 609.594, subdivision 1; 609.6055, subdivision 1; Minnesota Statutes 2023 Supplement, sections 10.65, subdivision 2; 13.46, subdivision 2; 15.0597, subdivision 1; 114D.30, subdivision 4; 115.7411, subdivision 2; 116.064, subdivision 6; 161.088, subdivisions 1, 5; 174.375, subdivision 2; 268B.01, subdivision 18; 275.065, subdivision 3; 297A.9915, subdivisions 1, 2, 4, 5; 473.145; 473.387, subdivision 4; 473.39, subdivision 6; 473.4051, subdivisions 1, 2, 2a; 473.4065, subdivisions 1, 3, 4; 473.4075; 473.4077, subdivision 2; 473.412, subdivisions 2, 3; 473.4465, subdivisions 1, 2, 5, 6; 473F.02, subdivision 8; 477A.011, subdivision 3b; 609.2231, subdivision 11; proposing coding for new law in Minnesota Statutes, chapters 115; 473; repealing Minnesota Statutes 2022, sections 3.8841; 103B.235, subdivision 3a; 115.66; 115A.03, subdivision 19; 174.22, subdivision 3; 238.43, subdivision 5; 297A.992, subdivision 12; 403.27; 403.29, subdivision 4; 403.32; 462.382; 462C.071, subdivision 4; 473.121, subdivisions 3, 8, 12; 473.123, subdivisions 1, 2a, 3, 3a, 4, 8; 473.125; 473.127; 473.129; 473.1293; 473.132; 473.1565; 473.165; 473.167, subdivisions 3, 4; 473.175; 473.181, subdivisions 2, 5; 473.191; 473.206; 473.208; 473.24; 473.242; 473.245; 473.246; 473.249, subdivisions 1, 2; 473.25; 473.251; 473.253; 473.254, subdivisions 1, 2, 3a, 4, 5, 6, 7, 8, 9, 10; 473.255; 473.3875; 473.388, subdivisions 1, 2, 3, 4, 4a, 5, 7; 473.39, subdivision 4; 473.3993, subdivision 4; 473.411, subdivisions 3, 4; 473.4461; 473.501, subdivisions 1, 3; 473.504, subdivisions 4, 5, 6, 9, 10, 11, 12; 473.505; 473.511, subdivisions 1, 2, 3, 4; 473.5111; 473.512; 473.513; 473.515; 473.5155; 473.516, subdivisions 1, 2, 3, 4; 473.517, subdivisions 1, 3, 6, 10; 473.519; 473.521; 473.523, subdivisions 1, 1a; 473.524; 473.541; 473.542; 473.543, subdivisions 1, 2, 3, 4; 473.545; 473.547; 473.549; 473.621, subdivision 6; 473.834, subdivisions 1, 2; 473.851; 473.852, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10; 473.853; 473.854; 473.856; 473.857; 473.858; 473.859, subdivisions 1, 2a, 3, 4, 5, 6; 473.86; 473.861; 473.862; 473.864; 473.865; 473.866; 473.867, subdivisions 1, 2, 3, 5, 6; 473.869; 473.87; 473.871; 473.915; 473F.02, subdivision 21; 473F.08, subdivision 3b; 473H.02, subdivisions 7, 8; 473J.25, subdivision 5; Minnesota Statutes 2023 Supplement, sections 473.123, subdivision 3f; 473.3999; 473.859, subdivisions 2, 7; Minnesota Rules, parts 5800.0010; 5800.0020; 5800.0030; 5800.0040; 5800.0050; 5800.0060; 5800.0070; 5800.0080; 5800.0090; 5800.0100; 5800.0110; 5800.0120; 5800.0130; 5800.0140; 5800.0150.

Referred to the Committee on Transportation.

**Senator Kupec introduced--**

**S.F. No. 4256:** A bill for an act relating to capital investment; appropriating money for a psychiatric residential treatment facility in Clay County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Kupec introduced--**

**S.F. No. 4257:** A bill for an act relating to capital investment; appropriating money for reconstruction of Clay County State-Aid Highway 26; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senators Mann, Kunesh, and Oumou Verbeten introduced--**

**S.F. No. 4258:** A bill for an act relating to public safety; establishing the Task Force on Preventing Violence Against Latina Women; requiring a report; appropriating money.

Referred to the Committee on Judiciary and Public Safety.

**Senators Carlson and Cwodzinski introduced--**

**S.F. No. 4259:** A bill for an act relating to education; establishing a computer science education advancement program; authorizing rulemaking; appropriating money.

Referred to the Committee on Education Finance.

**Senators Carlson and Westlin introduced--**

**S.F. No. 4260:** A bill for an act relating to elections; transferring money to the voting operations, technology, and election resources account.

Referred to the Committee on Elections.

**Senator Klein introduced--**

**S.F. No. 4261:** A bill for an act relating to taxation; individual income; property tax refunds; converting the additional property tax refund to a refundable income tax credit; amending Minnesota Statutes 2022, section 290A.23, subdivision 3; Minnesota Statutes 2023 Supplement, section 290A.03, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 290; repealing Minnesota Statutes 2023 Supplement, section 290A.04, subdivision 2h.

Referred to the Committee on Taxes.

**Senators Mitchell, Klein, and Xiong introduced--**

**S.F. No. 4262:** A bill for an act relating to broadband; establishing the Equal Access to Broadband Act; modifying provisions governing broadband services and broadband infrastructure; amending Minnesota Statutes 2022, sections 116J.39, subdivision 1; 116J.394; 116J.399, subdivisions 1, 8, by adding a subdivision; 237.162, subdivision 4; 237.163, subdivisions 2, 6, 7; 412.221, subdivision 6; Minnesota Statutes 2023 Supplement, section 222.37, subdivision 1.

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

**Senator Utke introduced--**

**S.F. No. 4263:** A bill for an act relating to human services; eliminating the expansion of MinnesotaCare eligibility to include undocumented noncitizens; amending Minnesota Statutes 2023 Supplement, section 256L.04, subdivision 10; repealing Laws 2023, chapter 70, article 16, section 15.

Referred to the Committee on Health and Human Services.

**Senators Wesenberg, Drazkowski, Lieske, Bahr, and Hoffman introduced--**

**S.F. No. 4264:** A bill for an act relating to taxation; individual income; modifying rates; providing a zero bracket; amending Minnesota Statutes 2022, section 290.06, subdivision 2d; Minnesota Statutes 2023 Supplement, section 290.06, subdivision 2c.

Referred to the Committee on Taxes.

**Senators Wesenberg, Howe, and Limmer introduced--**

**S.F. No. 4265:** A bill for an act relating to public safety; making a conforming change to penalize fentanyl offenses at the same level as heroin offenses; amending Minnesota Statutes 2022, section 152.025, subdivision 4.

Referred to the Committee on Judiciary and Public Safety.

**Senators Kreun, Wesenberg, Howe, and Limmer introduced--**

**S.F. No. 4266:** A bill for an act relating to public safety; proposing increased penalties for certain controlled substance offenses involving fentanyl; amending Minnesota Statutes 2023 Supplement, section 152.021, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

**Senators Dibble, Hawj, and Carlson introduced--**

**S.F. No. 4267:** A bill for an act relating to mass transit; requiring Metropolitan Council to design, construct, and fund certain aspects of bus rapid transit projects; amending Minnesota Statutes 2022, section 473.4485, by adding a subdivision.



Referred to the Committee on Transportation.

**Senators Kupec, Maye Quade, Utke, and Hoffman introduced--**

**S.F. No. 4268:** A bill for an act relating to human services; authorizing an informed choice and expedited service authorization for technology systems demonstration partnership for people receiving home and community-based services; amending Minnesota Statutes 2022, section 256B.4905, by adding a subdivision.

Referred to the Committee on Human Services.

**Senators Oumou Verbeten and Fateh introduced--**

**S.F. No. 4269:** A bill for an act relating to higher education; prohibiting postsecondary institutions from considering certain criminal records during the application process; providing that postsecondary education participation satisfies employment requirements for persons on postprison supervised release; suspending student loan payments for incarcerated borrowers; modifying the commissioner of corrections' authority relating to prison education partnerships in certain instances; repealing the prohibition on the commissioner of corrections paying for college costs of certain inmates; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A; 241; 244; repealing Minnesota Statutes 2022, sections 241.265; 609B.311.

Referred to the Committee on Higher Education.

**Senator Oumou Verbeten introduced--**

**S.F. No. 4270:** A bill for an act relating to capital investment; appropriating money for habitats for cats and wolves at the Como Zoo in the city of St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Latz introduced--**

**S.F. No. 4271:** A bill for an act relating to judiciary; amending certain court actions regarding possession of property, suspension of license for uninsured vehicle, and debts subject to revenue recapture; modifying definition of court examiner; providing for electronic service of order for protection or restraining order; requiring employer to release employee from work for prospective jury service; authorizing district court to publish notice on Minnesota judicial branch website; appropriating money for psychological services, cybersecurity, court interpreter services, juror per diem, and courthouse security; amending Minnesota Statutes 2022, sections 117.042; 171.182, subdivisions 2, 3; 253B.02, subdivision 4d; 331A.02, by adding a subdivision; 480.15, subdivision 10c; 518B.01, subdivision 8; 593.50, subdivision 1; 609.748, subdivision 5; 645.11; Minnesota Statutes 2023 Supplement, section 611.41, subdivision 7.

Referred to the Committee on Judiciary and Public Safety.

**Senator Carlson introduced--**

**S.F. No. 4272:** A bill for an act relating to public safety; making uniform the revocation of drivers' licenses of impaired drivers; amending Minnesota Statutes 2022, sections 169A.51, subdivision 3, by adding a subdivision; 171.177, subdivisions 1, 3, 4, 5, 8, 12, 14; Minnesota Statutes 2023 Supplement, section 169A.51, subdivision 4.

Referred to the Committee on Judiciary and Public Safety.

**Senator Limmer introduced--**

**S.F. No. 4273:** A bill for an act relating to public safety; authorizing city attorneys to file delinquency petitions for offenses committed by a juvenile when a county attorney declines to file a petition; authorizing city attorneys to prosecute felony offenses and certain gross misdemeanor offenses when a county attorney declines to prosecute; authorizing city attorneys to issue administrative subpoenas in certain cases; making conforming changes; amending Minnesota Statutes 2022, sections 260B.007, subdivision 16; 260B.141, subdivision 2; 260B.163, subdivision 5; 260B.171, subdivision 4; 260B.335, subdivisions 2, 4; 260B.425, subdivision 2; 388.051, subdivision 2; 388.23, subdivision 1; 390.251; 484.87, subdivision 3.

Referred to the Committee on Judiciary and Public Safety.

**Senators Anderson and Koran introduced--**

**S.F. No. 4274:** A bill for an act relating to business organizations; allowing an affidavit of incorrect business address to be filed; amending Minnesota Statutes 2022, section 5.36, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

**Senator Howe introduced--**

**S.F. No. 4275:** A bill for an act relating to public safety; authorizing local units of government to conduct criminal background checks under certain circumstances; proposing coding for new law in Minnesota Statutes, chapter 299C.

Referred to the Committee on Judiciary and Public Safety.

**Senator Abeler introduced--**

**S.F. No. 4276:** A bill for an act relating to behavioral health; expanding client supports; modifying substance use disorder licensing requirements; creating a reporting system; modifying behavioral health reimbursement; requiring reports; amending Minnesota Statutes 2022, sections 144.226, by adding a subdivision; 171.06, by adding a subdivision; 254B.051; Minnesota Statutes 2023 Supplement, sections 245G.07, subdivision 2; 254B.05, subdivision 5; 256B.761; Laws 2021, First Special Session chapter 7, article 17, section 18; Laws 2023, chapter 61, article 4, section 23; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senator Jasinski introduced--**

**S.F. No. 4277:** A bill for an act relating to environment; extending availability of grant for French Lake water quality.

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

**Senator Limmer introduced--**

**S.F. No. 4278:** A bill for an act relating to public safety; authorizing the expanded use of tracking devices for fleeing motor vehicles; amending Minnesota Statutes 2022, section 626A.35, by adding a subdivision.

Referred to the Committee on Judiciary and Public Safety.

**Senator Limmer introduced--**

**S.F. No. 4279:** A bill for an act relating to corrections; authorizing commissioner of corrections to revoke earned incentive credits granted under Minnesota Rehabilitation and Reinvestment Act; amending Minnesota Statutes 2023 Supplement, section 244.44.

Referred to the Committee on Judiciary and Public Safety.

**Senator Limmer introduced--**

**S.F. No. 4280:** A bill for an act relating to corrections; repealing the Minnesota Rehabilitation and Reinvestment Act; repealing Minnesota Statutes 2023 Supplement, sections 244.40; 244.41; 244.42; 244.43; 244.44; 244.45; 244.46; 244.47; 244.48; 244.49; 244.50; 244.51; Laws 2023, chapter 52, article 12, sections 1; 2; 15.

Referred to the Committee on Judiciary and Public Safety.

**Senator Limmer introduced--**

**S.F. No. 4281:** A bill for an act relating to capital investment; appropriating money for storm water pond improvements in the city of Loretto; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Limmer introduced--**

**S.F. No. 4282:** A bill for an act relating to capital investment; appropriating money for water treatment improvements in the city of Loretto; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Limmer introduced--**

**S.F. No. 4283:** A bill for an act relating to capital investment; appropriating money for water infrastructure improvements in the city of Loretto; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Nelson introduced--**

**S.F. No. 4284:** A bill for an act relating to capital investment; appropriating money for town roads and bridges; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Nelson introduced--**

**S.F. No. 4285:** A bill for an act relating to capital investment; appropriating money for the small cities assistance program; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Draheim introduced--**

**S.F. No. 4286:** A bill for an act relating to taxation; sales and use; modifying certain definitions for purposes of certain regional sales taxes; amending Minnesota Statutes 2023 Supplement, sections 297A.9915, subdivision 1; 297A.9925, subdivisions 1, 2.

Referred to the Committee on Taxes.

**Senator Draheim introduced--**

**S.F. No. 4287:** A bill for an act relating to child care; appropriating money to expand child care program capacity.

Referred to the Committee on Health and Human Services.

**Senators Westrom, Anderson, Gustafson, and Putnam introduced--**

**S.F. No. 4288:** A bill for an act relating to cooperatives; requiring agricultural cooperatives to report certain financial information to members; amending Minnesota Statutes 2022, section 308A.611, subdivision 3.

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

**Senator Westrom introduced--**

**S.F. No. 4289:** A bill for an act relating to capital investment; appropriating money for the Pope-Douglas Solid Waste Management materials recovery facility; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Westrom introduced--**

**S.F. No. 4290:** A bill for an act relating to game and fish; modifying restrictions on discharging firearms near livestock corrals; amending Minnesota Statutes 2022, section 97B.001, subdivision 7.

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

**Senators Westrom, Dornink, Gustafson, Anderson, and Putnam introduced--**

**S.F. No. 4291:** A bill for an act relating to food; regulating cell-cultured products and products derived from insect protein; proposing coding for new law in Minnesota Statutes, chapter 31.

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

**Senator Westlin introduced--**

**S.F. No. 4292:** A bill for an act relating to human rights; making changes to provisions in the Minnesota Human Rights Act; providing for civil penalty and punitive damages; amending Minnesota Statutes 2022, sections 363A.03, subdivisions 12, 13, 18, 29; 363A.06, subdivision 4; 363A.07, subdivision 4; 363A.19; 363A.28, subdivision 5; 363A.29, subdivisions 1, 2; 363A.33, subdivision 1, by adding subdivisions; Minnesota Statutes 2023 Supplement, sections 363A.02, subdivision 1; 363A.04; 363A.16, subdivision 1; repealing Minnesota Statutes 2022, section 363A.03, subdivision 3.

Referred to the Committee on Judiciary and Public Safety.

**Senator Westlin introduced--**

**S.F. No. 4293:** A bill for an act relating to education; requiring cardiac emergency response plans; appropriating money; amending Minnesota Statutes 2022, sections 121A.035; 121A.037; 128C.02, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education Finance.

**Senator Westrom introduced--**

**S.F. No. 4294:** A bill for an act relating to health; establishing a rural dental professional loan forgiveness program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senator McEwen introduced--**

**S.F. No. 4295:** A bill for an act relating to climate change; establishing a local climate planning and action hub in the Pollution Control Agency; establishing an account; requiring a report; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

Referred to the Committee on Energy, Utilities, Environment, and Climate.

**Senator Hoffman introduced--**

**S.F. No. 4296:** A bill for an act relating to health; modifying required training for staff of licensed assisted living facilities; amending Minnesota Statutes 2022, section 144G.63, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 144G.

Referred to the Committee on Human Services.

**Senator Mitchell introduced--**

**S.F. No. 4297:** A bill for an act relating to open meetings; modifying the Open Meeting Law; amending Minnesota Statutes 2022, section 13D.01, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 13D.

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

**Senator Mitchell introduced--**

**S.F. No. 4298:** A bill for an act relating to the State Building Code; amending the State Building Code to require electric vehicle charging infrastructure in all new residential buildings that provide on-site parking facilities; amending Minnesota Statutes 2023 Supplement, section 326B.106, subdivision 16.

Referred to the Committee on Labor.

**Senator Seeberger introduced--**

**S.F. No. 4299:** A bill for an act relating to cannabis; establishing a pilot project for sale of cannabis by medical cannabis manufacturers to Tribal governments and Tribal cannabis businesses.

Referred to the Committee on Commerce and Consumer Protection.

**Senator Seeberger introduced--**

**S.F. No. 4300:** A bill for an act relating to taxation; insurance; increasing the automobile theft prevention surcharge; amending Minnesota Statutes 2022, section 297I.11, subdivision 1.

Referred to the Committee on Taxes.

**Senator Kupec introduced--**

**S.F. No. 4301:** A bill for an act relating to agriculture; modifying provisions related to elk; amending Minnesota Statutes 2022, section 3.7371, subdivisions 2, 3, by adding subdivisions; repealing Minnesota Statutes 2022, section 3.7371, subdivision 7; Minnesota Rules, parts 1506.0010; 1506.0015; 1506.0020; 1506.0025; 1506.0030; 1506.0035; 1506.0040.

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

**Senator Kupec introduced--**

**S.F. No. 4302:** A bill for an act relating to agriculture; modifying grain indemnity provisions; amending Minnesota Statutes 2022, sections 223.17, subdivision 6; 232.21, subdivisions 3, 7, 11, 12, 13.

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

**Senators Kupec and Abeler introduced--**

**S.F. No. 4303:** A bill for an act relating to health occupations; removing advanced practice registered nurse postgraduate collaborative practice requirements; repealing Minnesota Statutes 2022, section 148.211, subdivision 1c.

Referred to the Committee on Health and Human Services.

**Senators Kupec and Oumou Verbeten introduced--**

**S.F. No. 4304:** A bill for an act relating to human services; increasing future base funding for SNAP outreach program; amending Laws 2023, chapter 70, article 20, section 2, subdivision 24.

Referred to the Committee on Health and Human Services.

**Senators Kupec, Hauschild, and Rarick introduced--**

**S.F. No. 4305:** A bill for an act relating to education finance; authorizing roof projects as part of the long-term facilities maintenance program; appropriating money; amending Minnesota Statutes 2023 Supplement, section 123B.595, subdivisions 1, 4, 8, 10; Laws 2023, chapter 55, article 8, section 19, subdivision 6.

Referred to the Committee on Education Finance.

**Senators Mann, Kupec, Utke, and Boldon introduced--**

**S.F. No. 4306:** A bill for an act relating to state government; establishing the dementia services program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 144.

Referred to the Committee on Health and Human Services.

**Senators Pappas and Housley introduced--**

**S.F. No. 4307:** A bill for an act relating to capital investment; amending previous appropriations for capital projects; amending Laws 2023, chapter 71, article 1, sections 10, subdivisions 3, 8, 15; 14, subdivisions 10, 73, 80, 84, 93, 103; Laws 2023, chapter 72, article 1, section 16, subdivision 14; article 2, section 7, subdivision 5.

Referred to the Committee on Capital Investment.

**Senator Pappas introduced--**

**S.F. No. 4308:** A bill for an act relating to capital investment; appropriating money to renovate the Jackson Street Roundhouse in St. Paul.

Referred to the Committee on Capital Investment.

**Senator Pappas introduced--**

**S.F. No. 4309:** A bill for an act relating to capital investment; appropriating money for renovation of the Riverview Library in the city of St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Pappas introduced--**

**S.F. No. 4310:** A bill for an act relating to capital investment; appropriating money for a river balcony in the city of St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

**Senator Klein introduced--**

**S.F. No. 4311:** A bill for an act relating to agriculture; extending an agricultural fertilizer research fee and program by one year; establishing a drinking-water fee for nitrogen fertilizer and a private well drinking-water assistance program; requiring testing of biosolids for perfluoroalkyl and polyfluoroalkyl substances; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 18C.005, by adding subdivisions; 18C.425, by adding a subdivision; 18C.70, subdivision 5; 18C.71, subdivision 4; 18C.80, subdivision 2; 18D.301, subdivision 1; Minnesota Statutes 2023 Supplement, section 18C.425, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 18C.

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

**Senators Gustafson, Oumou Verbeten, Westlin, and Latz introduced--**

**S.F. No. 4312:** A bill for an act relating to firearms; establishing standards for the safe storage of firearms and criminal penalties for failing to meet those standards; amending Minnesota Statutes 2022, section 609.666; Minnesota Statutes 2023 Supplement, section 624.713, subdivision 1.



Referred to the Committee on Judiciary and Public Safety.

**Senator Gustafson introduced--**

**S.F. No. 4313:** A bill for an act relating to education finance; clarifying the distribution of compensatory revenue; amending Minnesota Statutes 2023 Supplement, section 126C.10, subdivision 3.

Referred to the Committee on Education Finance.

**Senator Gustafson introduced--**

**S.F. No. 4314:** A bill for an act relating to commerce; modifying provisions governing coerced debt; amending Minnesota Statutes 2023 Supplement, sections 332.71, subdivisions 2, 4, 5, 7; 332.72; 332.73, subdivision 1; 332.74, subdivisions 3, 5; repealing Minnesota Statutes 2023 Supplement, section 332.71, subdivision 8.

Referred to the Committee on Commerce and Consumer Protection.

### MOTIONS AND RESOLUTIONS

Senator Xiong moved that the name of Senator Cwodzinski be added as a co-author to S.F. No. 885. The motion prevailed.

Senator Housley moved that the name of Senator Farnsworth be added as a co-author to S.F. No. 900. The motion prevailed.

Senator Hauschild moved that the name of Senator Lang be added as a co-author to S.F. No. 1289. The motion prevailed.

Senator Hauschild moved that the name of Senator Lang be added as a co-author to S.F. No. 2365. The motion prevailed.

Senator Hoffman moved that the name of Senator Housley be added as a co-author to S.F. No. 2806. The motion prevailed.

Senator Murphy moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Pappas be shown as chief author to S.F. No. 2825. The motion prevailed.

Senator Mathews moved that the name of Senator Gruenhagen be added as a co-author to S.F. No. 3120. The motion prevailed.

Senator Mitchell moved that the name of Senator Gustafson be added as a co-author to S.F. No. 3139. The motion prevailed.

Senator Westlin moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Oumou Verbeten be added as chief author to S.F. No. 3222. The motion prevailed.

Senator Port moved that her name be stricken as a co-author to S.F. No. 3327. The motion prevailed.

Senator Xiong moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 3334. The motion prevailed.

Senator Hoffman moved that the name of Senator McEwen be added as a co-author to S.F. No. 3400. The motion prevailed.

Senator Jasinski moved that the names of Senators Dornink and Nelson be added as co-authors to S.F. No. 3411. The motion prevailed.

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

Senator Westlin moved that the name of Senator Abeler be added as a co-author to S.F. No. 3458. The motion prevailed.

Senator Hoffman moved that the name of Senator Marty be added as a co-author to S.F. No. 3466. The motion prevailed.

Senator Kunesh moved that the name of Senator Mohamed be added as a co-author to S.F. No. 3471. The motion prevailed.

Senator Kunesh moved that the name of Senator Mohamed be added as a co-author to S.F. No. 3472. The motion prevailed.

Senator Oumou Verbeten moved that her name be stricken as chief author, shown as a co-author, and the name of Senator Maye Qaude be added as chief author to S.F. No. 3476. The motion prevailed.

Senator Mohamed moved that the name of Senator Abeler be added as a co-author to S.F. No. 3489. The motion prevailed.

Senator Port moved that the name of Senator Frentz be added as a co-author to S.F. No. 3535. The motion prevailed.

Senator Port moved that the name of Senator Marty be added as a co-author to S.F. No. 3537. The motion prevailed.

Senator Pappas moved that the name of Senator Boldon be added as a co-author to S.F. No. 3546. The motion prevailed.

Senator Xiong moved that the name of Senator Dibble be added as a co-author to S.F. No. 3607. The motion prevailed.

Senator Hoffman moved that the name of Senator McEwen be added as a co-author to S.F. No. 3613. The motion prevailed.

Senator Boldon moved that the name of Senator Marty be added as a co-author to S.F. No. 3649. The motion prevailed.

Senator Gustafson moved that the name of Senator Marty be added as a co-author to S.F. No. 3748. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Marty be added as a co-author to S.F. No. 3760. The motion prevailed.

Senator McEwen moved that the name of Senator Marty be added as a co-author to S.F. No. 3792. The motion prevailed.

Senator Kupec moved that the names of Senators McEwen and Gustafson be added as co-authors to S.F. No. 3804. The motion prevailed.

Senator Kupec moved that the name of Senator Boldon be added as a co-author to S.F. No. 3807. The motion prevailed.

Senator Kupec moved that the name of Senator Drazkowski be added as a co-author to S.F. No. 3808. The motion prevailed.

Senator Boldon moved that the name of Senator Mitchell be added as a co-author to S.F. No. 3809. The motion prevailed.

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

Senator Hauschild moved that the names of Senators Lang and Abeler be added as co-authors to S.F. No. 3886. The motion prevailed.

Senator Boldon moved that the names of Senators Gustafson and Mitchell be added as co-authors to S.F. No. 3896. The motion prevailed.

Senator Boldon moved that the name of Senator Morrison be added as a co-author to S.F. No. 3993. The motion prevailed.

Senator Champion moved that the names of Senators Kunesh and Boldon be added as co-authors to S.F. No. 3994. The motion prevailed.

Senator Mann moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4012. The motion prevailed.

Senator Mitchell moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4037. The motion prevailed.

Senator Westlin moved that the name of Senator Mitchell be added as a co-author to S.F. No. 4039. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4044. The motion prevailed.

Senator McEwen moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4071. The motion prevailed.

Senator McEwen moved that the name of Senator Mitchell be added as a co-author to S.F. No. 4073. The motion prevailed.

Senator Mann moved that the name of Senator Boldon be added as a co-author to S.F. No. 4089. The motion prevailed.

Senator Gustafson moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4092. The motion prevailed.

Senator Hoffman moved that the names of Senators Boldon and McEwen be added as co-authors to S.F. No. 4124. The motion prevailed.

Senator Mann moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4135. The motion prevailed.

Senator Mann moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4146. The motion prevailed.

Senator Mann moved that the names of Senators Boldon and Kunesh be added as co-authors to S.F. No. 4147. The motion prevailed.

Senator Westrom moved that the name of Senator Howe be added as a co-author to S.F. No. 4152. The motion prevailed.

Senator Kupec moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4155. The motion prevailed.

Senator Marty moved that S.F. No. 2079 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

Senator Hoffman moved that S.F. No. 2415 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Human Services. The motion prevailed.

Senator Boldon moved that S.F. No. 2457 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

Senator Boldon moved that S.F. No. 2654 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Commerce and Consumer Protection. The motion prevailed.

Senator Cwodzinski moved that S.F. No. 3997 be withdrawn from the Committee on Education Policy and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

Senator Hauschild moved that S.F. No. 4108 be withdrawn from the Committee on Labor and re-referred to the Committee on State and Local Government and Veterans. The motion prevailed.

Senator Morrison moved that S.F. No. 4110 be withdrawn from the Committee on Labor and re-referred to the Committee on State and Local Government and Veterans. The motion prevailed.

**Senators Howe and Putnam introduced --**

**Senate Resolution No. 74:** A Senate resolution congratulating the St. Cloud Cathedral High School girls dance team on winning the 2024 Minnesota State High School League Class A dance team state championship, Jazz Division.

Referred to the Committee on Rules and Administration.

**Senators Drazkowski, Bahr, Wesenberg, Mathews, and Anderson introduced --**

**Senate Resolution No. 75:** A Senate resolution urging Governor Timothy Walz to make the Minnesota National Guard available to help with the border crisis in Texas.

Referred to the Committee on Rules and Administration.

**MEMBERS EXCUSED**

Senators Dibble, Dziedzic, Eichorn, Farnsworth, and Weber were excused from the Session of today.

**ADJOURNMENT**

Senator Murphy moved that the Senate do now adjourn until 11:00 a.m., Thursday, February 29, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate



# INDEX TO DAILY JOURNAL

Monday, February 26, 2024

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

Pages 11727 to 11728

### CHAPTER LAWS

S.F. Nos.	H.F. Nos.	Session Laws Chapter No.	Page
	2757 .....	76 .....	11728

### REPORTS OF COMMITTEES

S.F. Nos.	Page	H.F. Nos.	Page
2448 .....	11741		
3120 .....	11728		
3393 .....	11790		
3400 .....	11794		
3489 .....	11737		
3492 .....	11742		
3496 .....	11761		
3534 .....	11729		
3546 .....	11731		
3559 .....	11731		
3561 .....	11762		
3691 .....	11731		
3721 .....	11760		
3730 .....	11795		
3766 .....	11735		
3798 .....	11734		
3868 .....	11791		
3881 .....	11734		
3890 .....	11761		
3936 .....	11735		
3979 .....	11737		
4015 .....	11736		

### SECOND READINGS

S.F. Nos.	Page	H.F. Nos.	Page
3393 .....	11795		
3400 .....	11795		

3546	.....	11795
3559	.....	11795
3730	.....	11795
3766	.....	11795
3798	.....	11795
3881	.....	11795
3936	.....	11795

### INTRODUCTION AND FIRST READING OF SENATE BILLS

S.F Nos. 4161 to 4255	.....	Pages 11795 to 11811
S.F Nos. 4256 to 4314	.....	Pages 11813 to 11823

### MOTIONS AND RESOLUTIONS

S.F. Nos.	Page	H.F. Nos.	Page
885	.....	11823	
900	.....	11823	
1289	.....	11823	
2079	.....	11826	
2365	.....	11823	
2415	.....	11826	
2457	.....	11826	
2654	.....	11826	
2806	.....	11823	
2825	.....	11823	
3120	.....	11823	
3139	.....	11823	
3222	.....	11823	
3327	.....	11824	
3334	.....	11824	
3400	.....	11824	
3411	.....	11824	
3452	.....	11824	
3458	.....	11824	
3466	.....	11824	
3471	.....	11824	
3472	.....	11824	
3476	.....	11824	
3489	.....	11824	
3535	.....	11824	
3537	.....	11824	
3546	.....	11824	
3607	.....	11824	
3613	.....	11824	
3649	.....	11825	
3748	.....	11825	
3760	.....	11825	
3792	.....	11825	
3804	.....	11825	
3807	.....	11825	



3808	.....	11825
3809	.....	11825
3870	.....	11825
3886	.....	11825
3896	.....	11825
3993	.....	11825
3994	.....	11825
3997	.....	11826
4012	.....	11825
4037	.....	11825
4039	.....	11825
4044	.....	11825
4071	.....	11826
4073	.....	11826
4089	.....	11826
4092	.....	11826
4108	.....	11826
4110	.....	11827
4124	.....	11826
4135	.....	11826
4146	.....	11826
4147	.....	11826
4152	.....	11826
4155	.....	11826
Sen. Res.		
No. 74	.....	11827
Sen. Res.		
No. 75	.....	11827

