

STATE OF MINNESOTA

Journal of the Senate

NINETY-THIRD LEGISLATURE

NINETY-SECOND DAY

St. Paul, Minnesota, Thursday, March 14, 2024

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rev. Dr. DeWayne Davis.

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

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.

March 13, 2024

The Honorable Bobby Joe Champion
President of the Senate

Dear President Champion:

I have received, approved, signed, and deposited in the Office of the Secretary of State, Chapter 77, S.F. No. 3546.

Sincerely,
Tim Walz, Governor

March 13, 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
3546		77	10:01 a.m. March 13	March 13

Sincerely,
Steve Simon
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 3489, and repassed said bill in accordance with the report of the Committee, so adopted.

House File No. 3489 is herewith transmitted to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 13, 2024

CONFERENCE COMMITTEE REPORT ON H. F. No. 3489

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.

March 12, 2024

The Honorable Melissa Hortman
Speaker of the House of Representatives

The Honorable Bobby Joe Champion
President of the Senate

We, the undersigned conferees for H. F. No. 3489 report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments.

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

House Conferees: Cedrick Frazier, Kelly Moller, Jeff Witte

Senate Conferees: Bonnie Westlin, Clare Oumou Verbeten, Jim Abeler

Senator Westlin moved that the foregoing recommendations and Conference Committee Report on H.F. No. 3489 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H.F. No. 3489 was read the third time, as amended by the Conference Committee, and placed on its repassage.

The question was taken on the repassage of the bill, as amended by the Conference Committee.

The roll was called, and there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Dziedzic and Port.

Those who voted in the negative were:

Gruenhagen McEwen Mohamed

So the bill, as amended by the Conference Committee, was repassed and its title was agreed to.

REPORTS OF COMMITTEES

Senator Murphy moved that the Committee Reports at the Desk be now adopted, with the exception of the report pertaining to the appointment. The motion prevailed.

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

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.

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

Page 3, lines 4 and 11, delete "2025" and insert "2026"

Page 3, line 12, delete "15" and insert "a minimum of ten"

Page 3, line 21, delete "labor and industry" and insert "commerce"

Page 5, line 6, delete "labor and industry" and insert "commerce"

And when so amended the bill do pass and be re-referred to the Committee on Energy, Utilities, Environment, and Climate. Amendments adopted. Report adopted.

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

S.F. No. 4780: A bill for an act relating to labor; regulating transportation network companies; providing a civil cause of action; imposing criminal penalties; amending Minnesota Statutes 2022, section 65B.472; proposing coding for new law as Minnesota Statutes, chapter 181C.

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

Page 8, delete subdivision 6

Page 10, delete lines 16 to 29 and insert:

"(a) Minimum compensation of a TNC driver under this section must be paid for each trip in a per minute, per mile format, as follows, and is subject to an annual adjustment as provided under paragraph (f):

(1) \$1.39 per mile and \$0.49 per minute for any transportation of a rider by a driver; and

(2) an additional \$0.91 per mile for any transportation of a rider by a driver in a vehicle operated under the requirements in sections 299A.11 to 299A.17, if applicable;

(3) if a cancellation occurs after the driver has already departed to pick up a rider, 80 percent of the cancellation fee; and

(4) at minimum, compensation of \$5.00 for any transportation of a rider by a driver."

Page 11, delete lines 1 to 6

Renumber the subdivisions in sequence

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 Marty from the Committee on Finance, to which was re-referred

S.F. No. 3094: A bill for an act relating to transportation; creating a Plain Language Driver's Manual and Written Examination Working Group; requiring a report; appropriating money; amending Minnesota Statutes 2022, section 171.13, by adding a subdivision.

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

Page 3, line 31, after "rewriting" insert "the driver's manual and"

Page 4, line 2, after "10" insert ", including translations into other languages as determined by the commissioner"

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon

Page 1, line 3, delete everything before "requiring" and insert "driver and vehicle services; requiring incorporation of plain language standards for written driver's examinations and the driver's manual;"

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

Senator Marty from the Committee on Finance, to which was re-referred

S.F. No. 4588: A bill for an act relating to education finance; making forecast adjustments; appropriating money; amending Laws 2023, chapter 18, section 4, subdivisions 2, as amended, 3, as amended; Laws 2023, chapter 54, section 20, subdivisions 7, 9, 17; Laws 2023, chapter 55, article 1, section 36, subdivisions 2, 3, 4, 5, 6, 7, 9; article 2, section 64, subdivisions 2, 6, 21, 23; article 4, section 21, subdivisions 2, 5; article 5, section 64, subdivisions 3, 14; article 7, section 18, subdivisions 2, 3, 4, 6, 7; article 8, section 19, subdivisions 3, 6; article 9, section 18, subdivisions 4, 8; article 11, section 11, subdivisions 2, 3, 5, 10.

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

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 4570: A bill for an act relating to health occupations; establishing guest licensure for marriage and family therapy; establishing fees; amending Minnesota Statutes 2023 Supplement, section 148B.392, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 148B.

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

Page 1, line 9, after "practice" insert "marriage and family therapy"

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

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 3746: A bill for an act relating to education; requiring state academic standards in health education; requiring rulemaking; appropriating money; amending Minnesota Statutes 2023 Supplement, sections 120B.018, subdivision 6; 120B.021, subdivisions 1, 2, 3, 4; 120B.024, subdivision 1.

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

Page 7, line 1, delete "paragraphs (b) and (c)" and insert "paragraph (b)" and delete the second "must" and insert "may consider"

Page 7, line 2, delete everything before "expectations"

Page 7, line 15, delete "must" and insert "may"

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

Senator Dziejdzic from the Committee on State and Local Government and Veterans, to which was re-referred

S.F. No. 3555: A bill for an act relating to local government; authorizing the filling of a vacancy in the position of sheriff or county attorney by special election; amending Minnesota Statutes 2022, section 375.08; proposing coding for new law in Minnesota Statutes, chapter 375.

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. 4433: A bill for an act relating to environment; modifying enforcement authority; appropriating money; amending Minnesota Statutes 2022, sections 115.071, subdivisions 1, 4, by

adding subdivisions; 116.07, subdivision 9, by adding subdivisions; 116.11; Minnesota Statutes 2023 Supplement, section 115.03, subdivision 1.

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

S.F. No. 3427: A bill for an act relating to recycling; establishing product stewardship program to promote recycling of boat wrap; proposing coding for new law in Minnesota Statutes, chapter 115A.

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

Page 1, line 17, delete "2024" and insert "2025"

Page 2, line 4, delete "2024" and insert "2025"

Page 4, line 28, delete "2024" and insert "2025"

Page 5, line 10, delete "2025" and insert "2026"

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. 4234: A bill for an act relating to environment; requiring rulemaking to require environmental impact statement for large animal projects.

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

Page 1, line 12, delete "commissioner" and insert "board"

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

H.F. No. 3309 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS

H.F. No.	S.F. No.
3309	3317

CONSENT CALENDAR

H.F. No.	S.F. No.
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CALENDAR

H.F. No.	S.F. No.
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and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 3520 for comparison with companion Senate File, reports the following House File was found identical and recommends the House File be given its second reading and substituted for its companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3520	3545				

and that the above Senate File be indefinitely postponed.

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

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

H.F. No. 3526 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
3526	3909				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 3526 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 3526, the second engrossment; and insert the language after the enacting clause of S.F. No. 3909, the first engrossment; further, delete the title of H.F. No. 3526, the second engrossment; and insert the title of S.F. No. 3909, the first engrossment.

And when so amended H.F. No. 3526 will be identical to S.F. No. 3909, and further recommends that H.F. No. 3526 be given its second reading and substituted for S.F. No. 3909, and that the Senate File be indefinitely postponed.

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

Senator Marty from the Committee on Finance, to which was referred the following appointment:

DEPARTMENT OF MANAGEMENT AND BUDGET
 COMMISSIONER
 Erin Campbell

Reports the same back with the recommendation that the appointment be confirmed.

Senator Murphy moved that the foregoing committee report be laid on the table. The motion prevailed.

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

S.F. No. 4784: A bill for an act relating to energy; establishing the Minnesota Energy Infrastructure Permitting Act; modifying provisions governing certificates of need; making conforming and technical changes; authorizing administrative rulemaking; amending Minnesota Statutes 2022, sections 216A.037, subdivision 1; 216B.2421, subdivision 2; 216B.243, subdivisions 3, 3a, 4, 9; 216E.08, subdivision 2; 216E.11; 216E.13; 216E.14; 216E.15; 216E.16; 216E.18, subdivision 2a; Minnesota Statutes 2023 Supplement, sections 216B.243, subdivision 8; 216E.06; 216E.07; 216E.10, subdivisions 1, 2, 3; proposing coding for new law as Minnesota Statutes, chapter 216I; repealing Minnesota Statutes 2022, sections 216E.001; 216E.01, subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10; 216E.02; 216E.03, subdivisions 2, 3a, 3b, 4, 9; 216E.04, subdivisions 1, 3, 4, 5, 6, 7, 8, 9; 216E.05, subdivisions 1, 3; 216E.08, subdivisions 1, 4; 216E.18, subdivisions 1, 2; 216F.01; 216F.011; 216F.012; 216F.015; 216F.02; 216F.03; 216F.05; 216F.06; 216F.07; 216F.08; 216F.081; Minnesota Statutes 2023 Supplement, sections 216E.01, subdivisions 3a, 6, 9a; 216E.03, subdivisions 1, 3, 5, 6, 7, 10, 11; 216E.04, subdivision 2; 216E.05, subdivision 2; 216F.04; Minnesota Rules, parts 7850.1000; 7850.1100; 7850.1200; 7850.1300; 7850.1400; 7850.1500; 7850.1600; 7850.1700; 7850.1800; 7850.1900; 7850.2000; 7850.2100; 7850.2200; 7850.2300; 7850.2400; 7850.2500; 7850.2600; 7850.2700; 7850.2800; 7850.2900; 7850.3000; 7850.3100; 7850.3200; 7850.3300; 7850.3400; 7850.3500; 7850.3600; 7850.3700; 7850.3800; 7850.3900; 7850.4000; 7850.4100; 7850.4200; 7850.4500; 7850.4600; 7850.4700; 7850.4800; 7850.4900; 7850.5000; 7850.5100; 7850.5200; 7850.5300; 7850.5400; 7850.5500; 7850.5600; 7854.0100; 7854.0200; 7854.0300; 7854.0400; 7854.0500; 7854.0600; 7854.0700; 7854.0800; 7854.0900; 7854.1000; 7854.1100; 7854.1200; 7854.1300; 7854.1400; 7854.1500.

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

Page 2, line 9, after the fourth period, insert ""Commission" also means the executive secretary of the Public Utilities Commission for purposes of the following:"

Page 2, after line 9, insert:

- ""(1) applicability determinations under section 216I.04;
- ""(2) completeness determinations under section 216I.05;
- ""(3) public meetings under section 216I.05, subdivision 9;
- ""(4) draft environmental impact statements under section 216I.06, subdivision 1(c);
- ""(5) public hearings under section 216I.06, subdivision 2, or 216I.07, subdivision 4; and
- ""(6) minor alterations under section 216I.09."

Page 2, after line 21, insert:

"Subd. 8. **Executive secretary.** "Executive secretary" means the executive secretary of the Public Utilities Commission under section 216A.04 or Public Utilities Commission staff designated by the executive secretary."

Page 9, line 13, delete everything after "alternatives" and insert "that must be evaluated as part of the commission's"

Page 11, line 26, delete everything after "site"

Page 11, line 27, delete "generating plant" and insert "or route permit to construct a large energy infrastructure facility"

Page 12, line 7, delete "approved" and insert "identified"

Page 12, line 17, after "date" insert "of the meeting in which" and delete "votes" and insert "determines the scope of the environmental impact statement"

Page 16, line 32, delete everything after the second "kilovolts" and insert "that does not result in significant changes in the human and environmental impact of the facility;"

Page 17, delete lines 1 and 2

Page 22, line 17, after the second "generation" insert "except that the commission shall not require evaluation of alternative end points for a high-voltage transmission line qualifying as a large energy facility unless the alternative end points are consistent with end points identified in a federally registered planning authority transmission plan or otherwise agreed to for further evaluation by the applicant"

Page 23, line 5, after "enactment" insert "and applies to all pending applications"

Page 26, line 26, delete everything after "that"

Page 26, line 27, delete everything before "carry"

Page 31, line 17, delete "commissioner of the Pollution Control Agency" and insert "Environmental Quality Board"

Page 31, after line 19, insert:

"(c) The commission of the Public Utilities Commission must amend Minnesota Rules, chapter 7850 to authorize applicants for site and route permits to begin submitting preconstruction compliance filings to commission staff for review immediately following the commission's vote for granting the applicant a site or route permit but prior to the issuance of a written commission order."

Renumber the subdivisions in sequence

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

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

S.F. No. 4861: A bill for an act relating to health; modifying reporting requirements for 340B covered entities; proposing coding for new law in Minnesota Statutes, chapter 62J; repealing Minnesota Statutes 2023 Supplement, section 62J.312, subdivision 6.

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

Page 3, after line 21, insert:

"Sec. 2. Minnesota Statutes 2023 Supplement, section 62J.84, subdivision 10, is amended to read:

Subd. 10. **Notice of prescription drugs of substantial public interest.** (a) No later than January 31, 2024, and quarterly thereafter, the commissioner shall produce and post on the department's website a list of prescription drugs that the commissioner determines to represent a substantial public interest and for which the commissioner intends to request data under subdivisions 11 to 14, subject to paragraph (c). The commissioner shall base its inclusion of prescription drugs on any information the commissioner determines is relevant to providing greater consumer awareness of the factors contributing to the cost of prescription drugs in the state, and the commissioner shall consider drug product families that include prescription drugs:

(1) that triggered reporting under subdivision 3 or 4 during the previous calendar quarter;

(2) for which average claims paid amounts exceeded 125 percent of the price as of the claim incurred date during the most recent calendar quarter for which claims paid amounts are available; or

(3) that are identified by members of the public during a public comment process.

(b) Not sooner than 30 days after publicly posting the list of prescription drugs under paragraph (a), the department shall notify, via email, reporting entities registered with the department of the requirement to report under subdivisions 11 to 14.

(c) The commissioner must not designate more than 500 prescription drugs as having a substantial public interest in any one notice.

(d) Notwithstanding subdivision 16 of this section, the commissioner is exempt from chapter 14, including section 14.386, until December 31, 2024, in implementing this subdivision.

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

Renumber the 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 Wiklund from the Committee on Health and Human Services, to which was re-referred

S.F. No. 3313: A bill for an act relating to crime; enacting the Collateral Consequences of Conviction Model Act; conforming other law regarding collateral consequences and the rehabilitation of criminal offenders with the model act; appropriating money; amending Minnesota Statutes 2022, sections 245C.22, by adding a subdivision; 245C.24, by adding a subdivision; 364.07; proposing coding for new law in Minnesota Statutes, chapter 638; repealing Minnesota Statutes 2022, sections 609B.050; 609B.100; 609B.101; 609B.102; 609B.103; 609B.104; 609B.106; 609B.107; 609B.108; 609B.109; 609B.110; 609B.111; 609B.112; 609B.113; 609B.120; 609B.121; 609B.122; 609B.123; 609B.124; 609B.125; 609B.126; 609B.127; 609B.128; 609B.129; 609B.130; 609B.132; 609B.133; 609B.134; 609B.135; 609B.136; 609B.139; 609B.140; 609B.141; 609B.142; 609B.143; 609B.144; 609B.146; 609B.147; 609B.148; 609B.149; 609B.1495; 609B.150; 609B.151; 609B.152; 609B.153; 609B.155; 609B.157; 609B.158; 609B.159; 609B.160; 609B.162; 609B.164; 609B.1641; 609B.1645; 609B.165; 609B.168; 609B.170; 609B.171; 609B.172; 609B.173; 609B.174; 609B.175; 609B.176; 609B.177; 609B.179; 609B.180; 609B.181; 609B.183; 609B.184; 609B.185; 609B.187; 609B.188; 609B.189; 609B.191; 609B.192; 609B.193; 609B.194; 609B.195; 609B.200; 609B.201; 609B.203; 609B.205; 609B.206; 609B.216; 609B.231; 609B.235; 609B.237; 609B.241; 609B.245; 609B.255; 609B.262; 609B.263; 609B.265; 609B.271; 609B.273; 609B.275; 609B.277; 609B.301; 609B.310; 609B.311; 609B.312; 609B.320; 609B.321; 609B.330; 609B.331; 609B.332; 609B.333; 609B.340; 609B.341; 609B.342; 609B.343; 609B.344; 609B.345; 609B.400; 609B.405; 609B.410; 609B.415; 609B.425, subdivision 1; 609B.430; 609B.435, subdivisions 1, 3; 609B.445; 609B.450; 609B.455; 609B.460; 609B.465; 609B.500; 609B.505; 609B.510; 609B.515; 609B.518; 609B.520; 609B.525; 609B.530; 609B.535; 609B.540; 609B.545; 609B.600; 609B.610; 609B.611; 609B.612; 609B.613; 609B.614; 609B.615; 609B.700; 609B.710; 609B.720; 609B.721; 609B.722; 609B.723; 609B.724; 609B.725; Minnesota Statutes 2023 Supplement, sections 609B.161; 609B.425, subdivision 2; 609B.435, subdivision 2.

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

Page 6, lines 25 and 26, delete "the same" and insert "substantially similar"

Page 7, line 2, delete the second "the"

Page 7, line 3, delete "same" and insert "substantially similar" and delete "the same" and insert "substantially similar"

Page 8, after line 24, insert:

"(f) This section does not apply to collateral sanctions imposed by the Department of Human Services."

Page 9, after line 18, insert:

"(f) This section does not apply to collateral sanctions imposed by the Department of Human Services."

Page 12, line 6, before "The" insert "To the extent permitted by federal law,"

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

S.F. No. 4665: A bill for an act relating to human services; the Department of Human Services Office of Inspector General policy bill; modifying provisions relating to human services licensing, background studies, provider notifications, substance use disorder medications, and electronic signatures; amending Minnesota Statutes 2022, sections 245A.04, by adding a subdivision; 245A.043, subdivisions 2, 4, by adding subdivisions; 245A.52, subdivision 2, by adding a subdivision; 245C.03, by adding a subdivision; 245C.05, subdivision 5; 245C.08, subdivision 4; 245C.10, subdivision 18; 245C.14, subdivision 1, by adding a subdivision; 245C.15, subdivisions 3, 4; 245C.22, subdivision 4; 245C.24, subdivisions 2, 5, 6; 245C.30, by adding a subdivision; 245F.09, subdivision 2; 245F.14, by adding a subdivision; 245G.07, subdivision 4; 245G.08, subdivisions 5, 6; 245G.10, by adding a subdivision; 245G.22, subdivisions 6, 7; 260E.33, subdivision 2; Minnesota Statutes 2023 Supplement, sections 13.46, subdivision 4; 245.735, subdivision 4b; 245A.03, subdivision 2; 245A.043, subdivision 3; 245A.07, subdivision 1; 245A.11, subdivision 7; 245A.16, subdivision 1; 245A.211, subdivision 4; 245A.242, subdivision 2; 245C.02, subdivision 13e; 245C.033, subdivision 3; 245C.10, subdivision 15; 245C.15, subdivisions 2, 4a; 245G.22, subdivisions 2, 17; 256.046, subdivision 3; 256B.064, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 245C; repealing Minnesota Statutes 2022, section 245C.125; Minnesota Statutes 2023 Supplement, section 245C.08, subdivision 2; Minnesota Rules, part 9502.0425, subparts 5, 10.

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

Page 5, delete section 2

Page 5, after line 21, insert:

"EFFECTIVE DATE. This section is effective January 1, 2025."

Page 10, delete line 13

Page 13, line 17, delete "license holder's" and insert "party's"

Page 16, after line 13, insert:

"Sec. 10. Minnesota Statutes 2022, section 245A.07, subdivision 6, is amended to read:

Subd. 6. **Appeal of multiple sanctions.** (a) When the license holder appeals more than one licensing action or sanction that were simultaneously issued by the commissioner, the license holder shall specify the actions or sanctions that are being appealed.

(b) If there are different timelines prescribed in statutes for the licensing actions or sanctions being appealed, the license holder must submit the appeal within the longest of those timelines specified in statutes.

(c) The appeal must be made in writing by certified mail ~~or~~, personal service, or through the provider licensing and reporting hub. If mailed, the appeal must be postmarked and sent to the commissioner within the prescribed timeline with the first day beginning the day after the license holder receives the certified letter. If a request is made by personal service, it must be received by the commissioner within the prescribed timeline with the first day beginning the day after the license holder receives the certified letter. If the appeal is made through the provider licensing and reporting hub, it must be received by the commissioner within the prescribed timeline with the first day beginning the day after the commissioner issued the order through the hub.

(d) When there are different timelines prescribed in statutes for the appeal of licensing actions or sanctions simultaneously issued by the commissioner, the commissioner shall specify in the notice to the license holder the timeline for appeal as specified under paragraph (b)."

Page 22, line 5, delete the colon and insert "any individual who is affiliated with a Head Start program."

Page 22, delete lines 6 to 8

Page 22, line 32, delete the second "245C" and insert "245C.15"

Page 24, after line 17, insert:

"Sec. 22. Minnesota Statutes 2023 Supplement, section 245C.08, subdivision 1, is amended to read:

Subdivision 1. **Background studies conducted by Department of Human Services.** (a) For a background study conducted by the Department of Human Services, the commissioner shall review:

(1) information related to names of substantiated perpetrators of maltreatment of vulnerable adults that has been received by the commissioner as required under section 626.557, subdivision 9c, paragraph (j);

(2) the commissioner's records relating to the maltreatment of minors in licensed programs, and from findings of maltreatment of minors as indicated through the social service information system;

(3) information from juvenile courts as required ~~in subdivision 4 for individuals listed in section 245C.03, subdivision 1, paragraph (a),~~ for studies under this chapter when there is reasonable cause;

(4) information from the Bureau of Criminal Apprehension, including information regarding a background study subject's registration in Minnesota as a predatory offender under section 243.166;

(5) except as provided in clause (6), information received as a result of submission of fingerprints for a national criminal history record check, as defined in section 245C.02, subdivision 13c, when the commissioner has reasonable cause for a national criminal history record check as defined under section 245C.02, subdivision 15a, or as required under section 144.057, subdivision 1, clause (2);

(6) for a background study related to a child foster family setting application for licensure, foster residence settings, children's residential facilities, a transfer of permanent legal and physical custody of a child under sections 260C.503 to 260C.515, or adoptions, and for a background study required

for family child care, certified license-exempt child care, child care centers, and legal nonlicensed child care authorized under chapter 119B, the commissioner shall also review:

(i) information from the child abuse and neglect registry for any state in which the background study subject has resided for the past five years;

(ii) when the background study subject is 18 years of age or older, or a minor under section 245C.05, subdivision 5a, paragraph (c), information received following submission of fingerprints for a national criminal history record check; and

(iii) when the background study subject is 18 years of age or older or a minor under section 245C.05, subdivision 5a, paragraph (d), for licensed family child care, certified license-exempt child care, licensed child care centers, and legal nonlicensed child care authorized under chapter 119B, information obtained using non-fingerprint-based data including information from the criminal and sex offender registries for any state in which the background study subject resided for the past five years and information from the national crime information database and the national sex offender registry;

(7) for a background study required for family child care, certified license-exempt child care centers, licensed child care centers, and legal nonlicensed child care authorized under chapter 119B, the background study shall also include, to the extent practicable, a name and date-of-birth search of the National Sex Offender Public website; and

(8) for a background study required for treatment programs for sexual psychopathic personalities or sexually dangerous persons, the background study shall only include a review of the information required under paragraph (a), clauses (1) to (4).

(b) Except as otherwise provided in this paragraph, notwithstanding expungement by a court, the commissioner may consider information obtained under paragraph (a), clauses (3) and (4), unless:

(1) the commissioner received notice of the petition for expungement and the court order for expungement is directed specifically to the commissioner; or

(2) the commissioner received notice of the expungement order issued pursuant to section 609A.017, 609A.025, or 609A.035, and the order for expungement is directed specifically to the commissioner.

The commissioner may not consider information obtained under paragraph (a), clauses (3) and (4), or from any other source that identifies a violation of chapter 152 without determining if the offense involved the possession of marijuana or tetrahydrocannabinol and, if so, whether the person received a grant of expungement or order of expungement, or the person was resentenced to a lesser offense. If the person received a grant of expungement or order of expungement, the commissioner may not consider information related to that violation but may consider any other relevant information arising out of the same incident.

(c) The commissioner shall also review criminal case information received according to section 245C.04, subdivision 4a, from the Minnesota court information system that relates to individuals who have already been studied under this chapter and who remain affiliated with the agency that initiated the background study.

(d) When the commissioner has reasonable cause to believe that the identity of a background study subject is uncertain, the commissioner may require the subject to provide a set of classifiable fingerprints for purposes of completing a fingerprint-based record check with the Bureau of Criminal Apprehension. Fingerprints collected under this paragraph shall not be saved by the commissioner after they have been used to verify the identity of the background study subject against the particular criminal record in question.

(e) The commissioner may inform the entity that initiated a background study under NETStudy 2.0 of the status of processing of the subject's fingerprints."

Page 26, line 11, delete everything after "or" and insert "section 260C.301, subdivision 3."

Page 26, delete lines 12 and 13

Page 27, line 16, after the second semicolon, insert "152.0263, subdivision 1 (possession of cannabis in the first degree); 152.0264, subdivision 1 (sale of cannabis in the first degree); 152.0265, subdivision 1 (cultivation of cannabis in the first degree);"

Page 27, lines 23 and 24, delete the new language

Page 27, line 35, delete "609.528"

Page 28, lines 1, 5, 6, 7, 10, 11, 12, and 15, delete the new language

Page 28, line 9, delete everything after the second semicolon

Page 28, line 14, reinstate "or" and delete the new language

Page 28, line 21, reinstate the stricken language and delete the new language

Page 28, delete line 22

Page 28, line 23, delete the new language

Page 29, lines 17, 18, 27, 28, 30, 31, 32, 34, and 35, delete the new language

Page 29, line 33, strike everything after the first semicolon

Page 30, lines 1 and 2, delete the new language

Page 30, line 5, reinstate "or" and delete the new language

Page 30, line 6, delete the new language

Page 31, lines 1, 2, 7 to 13, 15, 18, and 19, delete the new language

Page 31, line 17, reinstate "or"

Page 34, line 10, after the semicolon, insert "152.0263, subdivision 1 (possession of cannabis in the first degree); 152.0264, subdivision 1 (sale of cannabis in the first degree); 152.0265, subdivision 1 (cultivation of cannabis in the first degree);"

Page 39, delete section 34

Page 41, after line 22, insert:

"Sec. 38. Minnesota Statutes 2022, section 245F.17, is amended to read:

245F.17 PERSONNEL FILES.

A license holder must maintain a separate personnel file for each staff member. At a minimum, the file must contain:

(1) a completed application for employment signed by the staff member that contains the staff member's qualifications for employment and documentation related to the applicant's background study data, as defined in chapter 245C;

(2) documentation of the staff member's current professional license or registration, if relevant;

(3) documentation of orientation and subsequent training; and

~~(4) documentation of a statement of freedom from substance use problems; and~~

~~(5) an annual job performance evaluation.~~

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

Page 42, delete lines 7 to 10 and insert:

"(c) If the license holder provides treatment services by telehealth, the services must be provided according to this paragraph:

(1) the license holder must maintain a licensed physical location in Minnesota where the license holder must offer all treatment services in subdivision 1, paragraph (a), clauses (1) to (4), physically in person to each client;

(2) the license holder must meet all requirements for the provision of telehealth in sections 254B.05, subdivision 5, paragraph (f), and 256B.0625, subdivision 3b. The license holder must document all items in section 256B.0625, subdivision 3b, paragraph (c), for each client receiving services by telehealth, regardless of payment type or whether the client is a medical assistance enrollee;

(3) the license holder may provide treatment services by telehealth to clients individually;

(4) the license holder may provide treatment services by telehealth to a group of clients that are each in a separate physical location;

(5) the license holder must not provide treatment services remotely by telehealth to a group of clients meeting together in person;

(6) clients and staff may join an in-person group by telehealth if a staff qualified to provide the treatment service is physically present with the group of clients meeting together in person; and

(7) the qualified professional providing a residential group treatment service by telehealth must be physically present on-site at the licensed residential location while the service is being provided."

Page 42, line 12, after "(5)" insert "and (8)"

Page 46, line 27, strike "with"

Page 46, line 28, strike "authority to prescribe"

Page 48, line 18, after "day" insert "(e.g., Sunday)"

Renumber the sections in sequence

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

S.F. No. 4860: A bill for an act relating to state government; modifying vital records provisions; amending Minnesota Statutes 2022, sections 144.212, by adding a subdivision; 144.216, subdivision 2, by adding subdivisions; 144.218, by adding a subdivision; 259.52, subdivisions 2, 4; repealing Minnesota Statutes 2022, section 144.218, subdivision 3.

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

S.F. No. 4618: A bill for an act relating to human services; the Department of Human Services Office of Inspector General executive bill on children's licensing issues; amending Minnesota Statutes 2022, sections 245A.04, subdivision 10, by adding a subdivision; 245A.09, subdivision 7; 245A.16, by adding a subdivision; 245A.66, subdivision 2; 245E.08; 245H.01, by adding subdivisions; 245H.08, subdivision 1; 245H.14, subdivisions 1, 4; 260E.30, subdivision 3; Minnesota Statutes 2023 Supplement, sections 245A.02, subdivision 2c; 245A.16, subdivision 11; 245C.02, subdivision 6a; 245H.06, subdivisions 1, 2; 245H.08, subdivisions 4, 5; proposing coding for new law in Minnesota Statutes, chapter 245H; repealing Minnesota Rules, part 9545.0805, subpart 1.

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

Page 3, after line 23, insert:

"Sec. 5. Minnesota Statutes 2022, section 245A.14, subdivision 17, is amended to read:

Subd. 17. **Reusable water bottles or cups.** Notwithstanding any law to the contrary, a licensed child care center may provide drinking water to a child in a reusable water bottle or reusable cup if

the center develops and ensures implementation of a written policy that at a minimum includes the following procedures:

(1) each day the water bottle or cup is used, the child care center cleans and sanitizes the water bottle or cup using procedures that comply with the Food Code under Minnesota Rules, chapter 4626, or allows the child's parent or legal guardian to bring the water bottle or cup home;

(2) a water bottle or cup is assigned to a specific child and labeled with the child's first and last name;

(3) water bottles and cups are stored in a manner that reduces the risk of a child using the wrong water bottle or cup; and

(4) a water bottle or cup is used only for water."

Page 11, line 5, after "(a)" insert "Except as provided in paragraph (b),"

Page 15, line 1, before "FAMILY" insert "DIRECTION TO COMMISSIONER OF HUMAN SERVICES;"

Renumber the sections in sequence

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

S.F. No. 4662: A bill for an act relating to human services; prohibiting kickbacks in human services benefits; providing for criminal penalties; amending Minnesota Statutes 2022, sections 245E.02, subdivision 3a; 256.98, subdivision 1; 256B.12; Minnesota Statutes 2023 Supplement, section 256.046, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 609.

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

Page 4, line 26, delete "119A or"

Page 4, line 31, delete "or" and delete "119A or"

Page 5, line 7, delete "119A"

Page 5, line 8, delete the first "or"

Page 5, line 12, delete "119A or"

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

S.F. No. 4573: A bill for an act relating to health; changing provisions for public review process in rulemaking, case mix review, and Minnesota One Health Antimicrobial Stewardship Collaborative; modifying a definition; creating a waiver for procurement contractors; aligning independent informal dispute resolution process; modifying licensure requirements for assisted living and home care licensure, and body art technicians and body art establishments; modifying medical cannabis provisions; amending Minnesota Statutes 2022, sections 62J.61, subdivision 5; 144.058; 144.0724, subdivisions 2, 3a, 4, 6, 7, 8, 9, 11; 144.1911, subdivision 2; 144.605, by adding a subdivision; 144A.10, subdivisions 15, 16; 144A.44, subdivision 1; 144A.471, by adding a subdivision; 144A.474, subdivision 13; 144G.08, subdivision 29; 144G.10, by adding a subdivision; 144G.16, subdivision 6; 146B.03, subdivision 7a; 146B.10, subdivisions 1, 3; 149A.65; 152.22, by adding a subdivision; 152.25, subdivision 2; 152.27, subdivision 6, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 144.0526, subdivision 1; 144A.4791, subdivision 10; 152.28, subdivision 1; 342.54, subdivision 2; 342.55, subdivision 2; repealing Minnesota Statutes 2022, section 144.497.

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

Page 3, line 13, before "classifications" insert "case mix reimbursement"

Page 3, line 14, delete "the" and insert "an"

Page 4, line 8, strike "reimbursement" and after "mix" insert "reimbursement"

Page 4, line 9, strike "reimbursement" and after "mix" insert "reimbursement"

Page 4, line 17, after "mix" insert "reimbursement"

Page 5, line 4, after "mix" insert "reimbursement" and strike "for reimbursement"

Page 5, line 32, after "is" insert "also"

Page 6, line 1, delete "OBRA"

Page 6, line 2, delete everything before "assessment " and insert "optional state"

Page 6, line 3, after "mix" insert "reimbursement" and delete "significant change in status" and insert "optional state"

Page 6, line 6, delete "OBRA comprehensive or quarterly " and insert "optional state" and delete "significant change"

Page 6, line 7, delete everything before "assessment" and insert "optional state"

Page 6, line 20, before "reimbursement" insert "case mix"

Page 7, line 4, strike "reimbursement" and after "mix" insert "reimbursement"

Page 7, line 7, after "mix" insert "reimbursement"

Page 7, line 8, strike "and"

Page 7, line 9, before the first "and" insert a comma

Page 7, line 16, after "mix" insert "reimbursement"

Page 7, line 18, before "notice" insert "written"

Page 7, line 19, after "mix" insert "reimbursement"

Page 7, line 21, strike "or"

Page 7, line 22, strike the first "or" and before "or" insert a comma and after "or" insert "the"

Page 7, line 23, strike "reimbursement" and after "mix" insert "reimbursement"

Page 8, line 1, strike "considered" and insert "reconsidered"

Page 8, line 17, after "mix" insert "reimbursement"

Page 8, line 20, after "a" insert "case mix reimbursement" and after "classification" insert "change"

Page 8, line 25, before the period, insert "also"

Page 9, line 16, after "mix" insert "reimbursement"

Page 10, line 14, before "reimbursement" insert "case mix"

Page 10, lines 23, 26, and 28, after "mix" insert "reimbursement"

Page 11, lines 4 and 9, after "mix" insert "reimbursement"

Page 26, after line 13, insert:

"Sec. 32. Minnesota Statutes 2022, section 256R.02, subdivision 20, is amended to read:

Subd. 20. **Facility average case mix index.** "Facility average case mix index" or "CMI" means a numerical score that describes the relative resource use for all residents within the case mix ~~classifications under the resource utilization group (RUG)~~ classification system prescribed by the commissioner based on an assessment of each resident. The facility average CMI shall be computed as the standardized days divided by the sum of the facility's resident days. The case mix indices used shall be based on the system prescribed in section 256R.17."

Page 28, delete section 35 and insert:

"Sec. 36. **REPEALER.**

Minnesota Statutes 2022, sections 144.497; and 256R.02, subdivision 46, are repealed."

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 4572: A bill for an act relating to human services; the Department of Human Services child placement and safety executive bill; amending Minnesota Statutes 2022, sections 256J.08, subdivision 34a; 256J.28, subdivision 1; 256N.22, subdivision 10; 256N.24, subdivision 10; 256N.26, subdivisions 15, 16, 18, 21, 22; 256P.05, by adding a subdivision; 259.37, subdivision 2; 259.79, subdivision 1; 259.83, subdivision 4; 260C.178, subdivision 7; 260C.201, subdivision 1; 260C.202; 260C.209, subdivision 1; 260C.212, subdivision 2; 260C.301, subdivision 1; 260C.515, subdivision 4; 260C.607, subdivisions 1, 6; 260C.611; 260C.613, subdivision 1; 260C.615, subdivision 1; 260E.03, subdivision 23; 393.07, subdivision 10a; Minnesota Statutes 2023 Supplement, sections 119B.011, subdivision 15; 119B.16, subdivisions 1a, 1c; 119B.161, subdivision 2; 124D.142, subdivision 2; 144.2252, subdivision 2; 144.2253; 245A.03, subdivision 7; 256.046, subdivision 3; 256P.06, subdivision 3; 259.83, subdivisions 1, 1b, 3a.

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

Page 6, after line 24, insert:

"Section 1. Minnesota Statutes 2022, section 243.166, subdivision 7, is amended to read:

Subd. 7. **Use of data.** (a) Except as otherwise provided in subdivision 4b or 7a or sections 244.052 and 299C.093, the data provided under this section is private data on individuals under section 13.02, subdivision 12.

(b) The data may be used only by law enforcement and corrections agencies for law enforcement and corrections purposes. Law enforcement or a corrections agent may disclose the status of an individual as a predatory offender to a child protection worker with a local welfare agency for purposes of doing a family investigation or assessment under chapter 260E. A corrections agent may also disclose the status of an individual as a predatory offender to comply with section 244.057.

(c) The commissioner of human services is authorized to have access to the data for:

(1) state-operated services, as defined in section 246.014, for the purposes described in section 246.13, subdivision 2, paragraph (b); and

(2) purposes of completing background studies under chapter 245C."

Renumber the sections in sequence

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 Rest from the Committee on Taxes, to which was referred

S.F. No. 3670: A bill for an act relating to taxation; repealing the tax on illegal cannabis and controlled substances; making related technical changes; amending Minnesota Statutes 2022, section 609.902, subdivision 4; Minnesota Statutes 2023 Supplement, section 609A.02, subdivision 3; repealing Minnesota Statutes 2022, sections 13.4967, subdivision 5; 297D.02; 297D.03; 297D.05; 297D.09, subdivisions 1, 2; 297D.12; 297D.13; Minnesota Statutes 2023 Supplement, sections 297D.01; 297D.04; 297D.06; 297D.07; 297D.08; 297D.085; 297D.09, subdivision 1a; 297D.10; 297D.11.

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

Page 2, delete section 2

Page 2, line 3, delete everything after "effective" and insert "August 1, 2024."

Page 6, line 3, delete everything after "effective" and insert "August 1, 2024."

Renumber the sections in sequence

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 Latz from the Committee on Judiciary and Public Safety, to which was referred

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

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

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

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, 4, 9, 10; proposing coding for new law in Minnesota Statutes, chapter 144.

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

Page 1, line 7, delete "144.293 to 144.297" and insert "144.291 to 144.298"

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

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

S.F. No. 3632: A bill for an act relating to Anoka County; authorizing Anoka County to build a jail and criminal justice center in a location outside the county seat; authorizing the Anoka County sheriff to keep office in a city outside the county seat.

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

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

S.F. No. 2597: A bill for an act relating to judiciary; amending the standard for a petition for postconviction relief based on newly discovered evidence; amending Minnesota Statutes 2022, section 590.01, subdivision 4.

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

Page 1, line 16, delete "the factual predicate for" and insert "facts necessary to sustain" and after "more" insert "legally cognizable" and after "for" insert "postconviction"

Page 2, line 10, delete "2023" and insert "2024"

Page 2, after line 10, insert:

"Sec. 2. Minnesota Statutes 2022, section 590.03, is amended to read:

590.03 PLEADINGS AND PRACTICE AFTER FILING A POSTCONVICTION PETITION.

Within ~~20~~ 45 days after the filing of the petition pursuant to section 590.01 or within such time as the judge to whom the matter has been assigned may fix, the county attorney, or the attorney general, on behalf of the state, shall respond to the petition by answer or motion which shall be filed with the court administrator of district court and served on the petitioner if unrepresented or on the petitioner's attorney. No further pleadings are necessary except as the court may order. The court may at any time prior to its decision on the merits permit a withdrawal of the petition, may permit amendments thereto, and to the answer. The court shall liberally construe the petition and any amendments thereto and shall look to the substance thereof and waive any irregularities or defects in form."

Amend the title accordingly

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

Senator Latz from the Committee on Judiciary and Public Safety, to which was re-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 do pass and be re-referred to the Committee on Labor. Report adopted.

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

S.F. No. 4576: A bill for an act relating to legislative enactments; making miscellaneous technical corrections to laws and statutes; correcting erroneous, obsolete, and omitted text and references; removing redundant, conflicting, and superseded provisions; amending Minnesota Statutes 2022, sections 12A.02, subdivision 6; 12B.15, subdivision 8; 13.3805, subdivision 1; 13.6401, subdivision 2; 14.37, subdivision 2; 16A.99, subdivision 4; 62V.04, subdivision 12; 115A.952, subdivision 1; 116.07, subdivision 4k; 120A.22, subdivision 11; 122A.182, subdivision 5; 123B.72, subdivision 3; 124E.03, subdivision 7; 124E.14; 126C.05, subdivision 8; 126C.126; 126C.13, subdivision 4; 126C.17, subdivision 5; 150A.091, subdivisions 2, 5, 11a; 152.25, subdivision 1b; 155A.29, subdivision 2; 161.088, subdivision 7; 171.17, subdivision 1; 171.22, subdivision 1; 176.011, subdivision 15; 180.03, subdivision 4; 216B.161, subdivision 1; 241.67, subdivision 2; 245A.11, subdivision 2; 253B.02, subdivisions 7, 9; 256.042, subdivision 4; 256.9742, subdivision 3; 256B.056, subdivision 11; 256B.058, subdivision 2; 256B.0595, subdivisions 1, 4; 256B.0625, subdivision 56; 256B.0941, subdivision 1; 256B.196, subdivision 2; 256B.197, subdivision 3; 256B.4911, subdivision 1; 256D.64, subdivision 2; 256I.04, subdivision 2a; 256L.11, subdivisions 2, 6a; 259.12; 260B.188, subdivision 1; 270C.445, subdivisions 6b, 6c, 6d; 270C.446, subdivision 5; 272.02, subdivision 97; 273.032; 273.121, subdivision 1; 276.04, subdivision 2; 290.0132, subdivision 15; 297A.71, subdivision 14; 297A.75, subdivisions 1, 2, 3; 299K.09, subdivision 1; 326B.164, subdivision 5; 353.6511, subdivision 5; 353.6512, subdivision 5; 462.357, subdivision 7; 504B.178, subdivision 2; 609.2231, subdivision 3; 609.596, subdivision 3; 609.748, subdivision 1; Minnesota Statutes 2023 Supplement, sections 15.06, subdivision 1; 17.457, subdivision 5; 47.60, subdivision 1; 115E.042, subdivision 1a; 116J.871, subdivision 1; 116P.21, subdivision 5; 122A.092, subdivision 5; 124D.65, subdivision 5; 124E.02; 125A.15; 125A.51; 125A.515, subdivision 3; 144E.101, subdivisions 7, 12; 145D.01, subdivision 5; 145D.02; 147.02, subdivision 1; 147.03, subdivision 1; 174.07, subdivision 3; 181.217, subdivision 1; 245A.03, subdivisions 2, 7; 245A.10, subdivision 3; 245G.06, subdivision 3a; 256B.0625, subdivision 13e; 256B.0913, subdivision 5; 256B.0943, subdivision 1; 289A.08, subdivision 7a; 290.0132, subdivision 32; 290.067, subdivision 1; 290A.04, subdivision 2h; 297A.71, subdivision 44; 299C.10, subdivision 1; 326B.164, subdivision 13; 609.185; 624.7178, subdivision 4; Laws 2023, chapter 41, article 1, section 2, subdivision 49; Laws 2023, chapter 57, article 1, section 4, subdivision 2; Laws 2023, chapter 70, article 15, sections 10, subdivision 4; 12; repealing Minnesota Statutes 2022, sections 13.6435, subdivision 8; 16A.727; 256.021, subdivision 3; 273.11, subdivision 16; 297A.71, subdivision 45; Laws 2023, chapter 16, section 36; Laws 2023, chapter 53, article 11, section 31; Laws 2023, chapter 55, article 1, section 2; article 7, section 6; Laws 2023, chapter 57, article 2, section 39; Laws 2023, chapter 60, article 7, section 8; Laws 2023, chapter 63, article 7, sections 1; 3.

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

Page 5, after line 25, insert:

"Sec. 11. Minnesota Statutes 2022, section 62V.05, subdivision 5, is amended to read:

Subd. 5. **Health carrier and health plan requirements; participation.** (a) Beginning January 1, 2015, the board may establish certification requirements for health carriers and health plans to be offered through MNsure that satisfy federal requirements under section 1311(c)(1) of the Affordable Care Act, Public Law 111-148.

(b) Paragraph (a) does not apply if by June 1, 2013, the legislature enacts regulatory requirements that:

- (1) apply uniformly to all health carriers and health plans in the individual market;
- (2) apply uniformly to all health carriers and health plans in the small group market; and

(3) satisfy minimum federal certification requirements under section 1311(c)(1) of the Affordable Care Act, Public Law 111-148.

(c) In accordance with section 1311(e) of the Affordable Care Act, Public Law 111-148, the board shall establish policies and procedures for certification and selection of health plans to be offered as qualified health plans through MNsure. The board shall certify and select a health plan as a qualified health plan to be offered through MNsure, if:

(1) the health plan meets the minimum certification requirements established in paragraph (a) or the market regulatory requirements in paragraph (b);

(2) the board determines that making the health plan available through MNsure is in the interest of qualified individuals and qualified employers;

(3) the health carrier applying to offer the health plan through MNsure also applies to offer health plans at each actuarial value level and service area that the health carrier currently offers in the individual and small group markets; and

(4) the health carrier does not apply to offer health plans in the individual and small group markets through MNsure under a separate license of a parent organization or holding company under section 60D.15, that is different from what the health carrier offers in the individual and small group markets outside MNsure.

(d) In determining the interests of qualified individuals and employers under paragraph (c), clause (2), the board may not exclude a health plan for any reason specified under section 1311(e)(1)(B) of the Affordable Care Act, Public Law 111-148. The board may consider:

- (1) affordability;
- (2) quality and value of health plans;
- (3) promotion of prevention and wellness;
- (4) promotion of initiatives to reduce health disparities;
- (5) market stability and adverse selection;
- (6) meaningful choices and access;

(7) alignment and coordination with state agency and private sector purchasing strategies and payment reform efforts; and

(8) other criteria that the board determines appropriate.

(e) For qualified health plans offered through MNsure on or after January 1, 2015, the board shall establish policies and procedures under paragraphs (c) and (d) for selection of health plans to be offered as qualified health plans through MNsure by February 1 of each year, beginning February 1, 2014. The board shall consistently and uniformly apply all policies and procedures and any requirements, standards, or criteria to all health carriers and health plans. For any policies, procedures, requirements, standards, or criteria that are defined as rules under section 14.02, subdivision 4, the board may use the process described in subdivision 9 8.

(f) For 2014, the board shall not have the power to select health carriers and health plans for participation in MNsure. The board shall permit all health plans that meet the certification requirements under section 1311(c)(1) of the Affordable Care Act, Public Law 111-148, to be offered through MNsure.

(g) Under this subdivision, the board shall have the power to verify that health carriers and health plans are properly certified to be eligible for participation in MNsure.

(h) The board has the authority to decertify health carriers and health plans that fail to maintain compliance with section 1311(c)(1) of the Affordable Care Act, Public Law 111-148.

(i) For qualified health plans offered through MNsure beginning January 1, 2015, health carriers must use the most current addendum for Indian health care providers approved by the Centers for Medicare and Medicaid Services and the tribes as part of their contracts with Indian health care providers. MNsure shall comply with all future changes in federal law with regard to health coverage for the tribes."

Page 50, after line 9, insert:

"Sec. 59. Minnesota Statutes 2023 Supplement, section 254B.05, subdivision 5, is amended to read:

Subd. 5. **Rate requirements.** (a) The commissioner shall establish rates for substance use disorder services and service enhancements funded under this chapter.

(b) Eligible substance use disorder treatment services include:

(1) those licensed, as applicable, according to chapter 245G or applicable Tribal license and provided according to the following ASAM levels of care:

(i) ASAM level 0.5 early intervention services provided according to section 254B.19, subdivision 1, clause (1);

(ii) ASAM level 1.0 outpatient services provided according to section 254B.19, subdivision 1, clause (2);

(iii) ASAM level 2.1 intensive outpatient services provided according to section 254B.19, subdivision 1, clause (3);

(iv) ASAM level 2.5 partial hospitalization services provided according to section 254B.19, subdivision 1, clause (4);

(v) ASAM level 3.1 clinically managed low-intensity residential services provided according to section 254B.19, subdivision 1, clause (5);

(vi) ASAM level 3.3 clinically managed population-specific high-intensity residential services provided according to section 254B.19, subdivision 1, clause (6); and

(vii) ASAM level 3.5 clinically managed high-intensity residential services provided according to section 254B.19, subdivision 1, clause (7);

(2) comprehensive assessments provided according to sections 245.4863, paragraph (a), and 245G.05;

(3) treatment coordination services provided according to section 245G.07, subdivision 1, paragraph (a), clause (5);

(4) peer recovery support services provided according to section 245G.07, subdivision 2, clause (8);

(5) withdrawal management services provided according to chapter 245F;

(6) hospital-based treatment services that are licensed according to sections 245G.01 to 245G.17 or applicable tribal license and licensed as a hospital under sections 144.50 to 144.56;

(7) adolescent treatment programs that are licensed as outpatient treatment programs according to sections 245G.01 to 245G.18 or as residential treatment programs according to Minnesota Rules, parts 2960.0010 to 2960.0220, and 2960.0430 to 2960.0490, or applicable tribal license;

(8) ASAM 3.5 clinically managed high-intensity residential services that are licensed according to sections 245G.01 to 245G.17 and 245G.21 or applicable tribal license, which provide ASAM level of care 3.5 according to section 254B.19, subdivision 1, clause (7), and are provided by a state-operated vendor or to clients who have been civilly committed to the commissioner, present the most complex and difficult care needs, and are a potential threat to the community; and

(9) room and board facilities that meet the requirements of subdivision 1a.

(c) The commissioner shall establish higher rates for programs that meet the requirements of paragraph (b) and one of the following additional requirements:

(1) programs that serve parents with their children if the program:

(i) provides on-site child care during the hours of treatment activity that:

(A) is licensed under chapter 245A as a child care center under Minnesota Rules, chapter 9503;

or

(B) is licensed under chapter 245A and sections 245G.01 to 245G.19; or

(ii) arranges for off-site child care during hours of treatment activity at a facility that is licensed under chapter 245A as:

(A) a child care center under Minnesota Rules, chapter 9503; or

(B) a family child care home under Minnesota Rules, chapter 9502;

(2) culturally specific or culturally responsive programs as defined in section 254B.01, subdivision 4a;

(3) disability responsive programs as defined in section 254B.01, subdivision 4b;

(4) programs that offer medical services delivered by appropriately credentialed health care staff in an amount equal to two hours per client per week if the medical needs of the client and the nature and provision of any medical services provided are documented in the client file; or

(5) programs that offer services to individuals with co-occurring mental health and substance use disorder problems if:

(i) the program meets the co-occurring requirements in section 245G.20;

(ii) 25 percent of the counseling staff are licensed mental health professionals under section 245I.04, subdivision 2, or are students or licensing candidates under the supervision of a licensed alcohol and drug counselor supervisor and mental health professional under section 245I.04, subdivision 2, except that no more than 50 percent of the mental health staff may be students or licensing candidates with time documented to be directly related to provisions of co-occurring services;

(iii) clients scoring positive on a standardized mental health screen receive a mental health diagnostic assessment within ten days of admission;

(iv) the program has standards for multidisciplinary case review that include a monthly review for each client that, at a minimum, includes a licensed mental health professional and licensed alcohol and drug counselor, and their involvement in the review is documented;

(v) family education is offered that addresses mental health and substance use disorder and the interaction between the two; and

(vi) co-occurring counseling staff shall receive eight hours of co-occurring disorder training annually.

(d) In order to be eligible for a higher rate under paragraph (c), clause (1), a program that provides arrangements for off-site child care must maintain current documentation at the substance use disorder facility of the child care provider's current licensure to provide child care services.

(e) Adolescent residential programs that meet the requirements of Minnesota Rules, parts 2960.0430 to 2960.0490 and 2960.0580 to 2960.0690, are exempt from the requirements in paragraph (c), clause ~~(4)~~ (5), items (i) to (iv).

(f) Subject to federal approval, substance use disorder services that are otherwise covered as direct face-to-face services may be provided via telehealth as defined in section 256B.0625, subdivision 3b. The use of telehealth to deliver services must be medically appropriate to the condition and needs of the person being served. Reimbursement shall be at the same rates and under the same conditions that would otherwise apply to direct face-to-face services.

(g) For the purpose of reimbursement under this section, substance use disorder treatment services provided in a group setting without a group participant maximum or maximum client to staff ratio under chapter 245G shall not exceed a client to staff ratio of 48 to one. At least one of the attending staff must meet the qualifications as established under this chapter for the type of treatment service provided. A recovery peer may not be included as part of the staff ratio.

(h) Payment for outpatient substance use disorder services that are licensed according to sections 245G.01 to 245G.17 is limited to six hours per day or 30 hours per week unless prior authorization of a greater number of hours is obtained from the commissioner.

(i) Payment for substance use disorder services under this section must start from the day of service initiation, when the comprehensive assessment is completed within the required timelines."

Renumber the sections in sequence

Amend the title numbers accordingly

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

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

S.F. No. 4544: A bill for an act relating to civil law; allowing the clients of civil legal services and volunteer attorneys to proceed in forma pauperis; amending Minnesota Statutes 2022, section 563.01, subdivision 3.

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 563.01, subdivision 3, is amended to read:

Subd. 3. **Court fee waiver; authorization of in forma pauperis.** (a) Any court of the state of Minnesota or any political subdivision thereof may authorize the commencement or defense of any civil action, or appeal therein, without prepayment of fees, costs, and security for costs by a natural person who makes affidavit stating ~~(a)~~ (1) the nature of the action, defense or appeal, ~~(b)~~ (2) a belief that affiant is entitled to redress, and ~~(c)~~ (3) that affiant is financially unable to pay the fees, costs and security for costs.

(b) Upon a finding by the court that the action, defense, or appeal is not of a frivolous nature, the court shall allow the person to proceed in forma pauperis without payment of fees, costs, and security for costs if the affidavit is substantially in the language required by this subdivision and is not found by the court to be untrue. Persons meeting presumed to meet the requirements of this subdivision include, but are not limited to, a person who is receiving public assistance described in

section 550.37, subdivision 14, who is represented by an attorney on behalf of a civil legal services program or a volunteer attorney program based on indigency, or who has an annual income not greater than 125 percent of the poverty line established under United States Code, title 42, section 9902(2), except as otherwise provided by section 563.02.

(c) If, at commencement of the action, the court finds that a party does not meet the eligibility criteria under paragraph (b), but the court also finds that the party is not able to pay all of the fees, costs, and security for costs, the court may order payment of a fee of \$75 or partial payment of the fees, costs, and security for costs, to be paid as directed by the court.

The court administrator shall transmit any fees or payments to the commissioner of management and budget for deposit in the state treasury and credit to the general fund.

(d) Notwithstanding paragraph (a), a person who is represented by a civil legal services program or a volunteer attorney program based on indigency may be allowed to proceed without payment of fees, costs, and security for costs without additional findings if the attorney representing the person submits an affidavit or makes an oral attestation during a court proceeding stating that civil legal services or a volunteer attorney program services are being provided to the client."

Delete the title and insert:

"A bill for an act relating to civil law; permitting clients of civil legal services and volunteer attorneys to proceed without payment of court fees without additional findings; amending Minnesota Statutes 2022, section 563.01, subdivision 3."

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

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

S.F. No. 3989: A bill for an act relating to human services; modifying timelines for medical assistance eligibility determinations for certain hospital patients; providing supplemental payments for certain disability waiver services; modifying long-term care assessment provisions; permitting direct referrals from hospitals to the state medical review team; amending Minnesota Statutes 2022, sections 256.01, subdivision 29; 256B.05, by adding a subdivision; 256B.0911, subdivision 20, by adding subdivisions; 256B.49, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 256B.0911, subdivision 13.

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

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

S.F. No. 4402: A bill for an act relating to human services; modifying SNAP eligibility for students enrolled in higher education; requiring reports; proposing coding for new law in Minnesota Statutes, chapter 256D.

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

Delete everything after the enacting clause and insert:

"Section 1. [256D.66] CAMPUS-BASED EMPLOYMENT AND TRAINING PROGRAM FOR STUDENTS ENROLLED IN HIGHER EDUCATION.

Subdivision 1. **Designation.** (a) Within six months of the enactment of this section, the Board of Trustees of Minnesota State Colleges and Universities and the University of Minnesota Board of Regents must submit an application to the commissioner of human services verifying whether each of its institutions meets the requirements to be a campus-based employment and training program that qualifies for the student exemption for supplemental nutrition assistance program (SNAP) eligibility, as described in the Code of Federal Regulations, title 7, section 273.5(b)(11)(iv).

(b) An institution of higher education must be designated as a campus-based employment and training program by the commissioner of human services if that institution meets the requirements set forth in the guidance under subdivision 3. The commissioner of human services must maintain a list of approved programs on its website.

Subd. 2. **Student eligibility.** A student is eligible to participate in a campus-based employment and training program under this section if they are enrolled in:

(1) a public two-year community or technical college and received a state grant under section 136A.121, received a federal Pell grant, or has a student aid index of \$0 or less;

(2) a Tribal college as defined in section 136A.62 and received a state grant under section 136A.121, received a federal Pell grant, or has a student aid index of \$0 or less; or

(3) a public four-year university and received a state grant under section 136A.121, received a federal Pell grant, or has a student aid index of \$0 or less.

Subd. 3. **Guidance.** Within three months of the enactment of this section and annually thereafter, the commissioner of human services, in consultation with the commissioner of higher education, must issue guidance to counties, Tribal Nations, Tribal colleges, and Minnesota public postsecondary institutions that does the following:

(1) clarifies the state and federal eligibility requirements for campus-based employment and training programs for low-income households;

(2) clarifies the application process for campus-based employment and training programs for low-income households including, but not limited to, providing a list of the supporting documents required for program approval;

(3) clarifies how students in an institution of higher education approved as campus-based employment and training program for low-income households qualify for a SNAP student exemption; and

(4) clarifies the SNAP eligibility criteria for students that qualify for a SNAP student exemption under this section.

Subd. 4. **Application.** Within three months of the enactment of this section, the commissioner of human services, in consultation with the commissioner of higher education, must design an

application for institutions of higher education to apply for a campus-based employment and training program designation.

Subd. 5. **Notice.** At the beginning of each academic semester, an institution of higher education with a designated campus-based employment and training program must send a letter to students eligible under this section to inform them that they may qualify for SNAP benefits and direct them to resources to apply. The letter under this subdivision shall serve as proof of a student's enrollment in a campus-based employment and training program.

EFFECTIVE DATE. This section is effective upon federal approval. The commissioner of human services must notify the revisor of statutes when federal approval is obtained."

Amend the title as follows:

Page 1, line 3, delete "requiring reports;"

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

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

S.F. No. 4038: A bill for an act relating to natural resources; classifying certain forest industry data; amending Minnesota Statutes 2022, section 13.7931, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 84.

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

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

S.F. No. 2495: A bill for an act relating to judiciary; prohibiting admission in judicial proceeding of certain custodial statements; proposing coding for new law in Minnesota Statutes, chapter 634.

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

Page 1, line 8, before "Any" insert "(a)"

Page 1, line 10, after "is" insert "presumed"

Page 1, line 13, after "about" insert "the existence or nature of" and before the semicolon, insert "to the extent such evidence would be material to assessing any suspected or alleged criminal conduct on behalf of the individual being interrogated" and after the semicolon, insert "or"

Page 1, delete line 14

Page 1, line 15, delete "(3)" and insert "(2)"

Page 1, after line 15 insert:

"(b) The presumption that any such admission, confession, or statement is involuntarily made and inadmissible may be overcome if the state proves by a preponderance of the evidence that the

admission, confession, or statement was voluntary, reliable, and not induced by any act described in paragraph (a)."

Page 1, line 16, delete "2024" and insert "2025"

Amend the title accordingly

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

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

S.F. No. 3709: A bill for an act relating to public safety; including aggravated first-degree witness tampering in certain definitions of violent crime and crimes against a person; amending Minnesota Statutes 2022, section 243.167, subdivision 1; Minnesota Statutes 2023 Supplement, sections 146A.08, subdivision 1; 609.1095, subdivision 1.

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

Senator Cwodzinski from the Committee on Education Policy, to which was referred

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.

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 2023 Supplement, section 122A.77, subdivision 2, is amended to read:

Subd. 2. **Grant uses.** (a) A grant recipient must use grant funds to support participants who are employed by the grant recipient ~~as either a paraprofessional or other unlicensed staff, or a teacher with a Tier 1 or Tier 2 license,~~ and demonstrate a willingness to be a special education teacher after completing the program.

(b) A grant recipient may use grant funds for:

- (1) tuition assistance or stipends for participants;
- (2) supports for participants, including mentoring, licensure test preparation, and technology support; or
- (3) participant recruitment.

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

Sec. 2. Laws 2023, chapter 55, article 5, section 64, subdivision 12, is amended to read:

Subd. 12. **Special education teacher pipeline.** (a) For grants to develop special education teacher pipelines across Minnesota under Minnesota Statutes, section 122A.731:

\$	20,000,000	2024
\$	10,000,000	2025

(b) This appropriation is subject to the requirements under Minnesota Statutes, section 122A.731, subdivision 5.

(c) The commissioner may allow a grant recipient to modify its program to align with statutory changes to Minnesota Statutes, section 122A.731, made after the grant was awarded.

~~(e)~~ (d) The base for fiscal year 2026 is \$0 and the base for fiscal year 2027 is \$10,000,000.

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

Amend the title numbers accordingly

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

Senator Cwodzinski from the Committee on Education Policy, to which was referred

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.

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

Page 1, line 22, delete "the educational process of the district" and insert "personalized, competency-based education, as defined in section 120B.018, subdivision 7"

Page 2, line 6, reinstate the stricken language

Page 3, line 3, delete "be based on mastery and"

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

Senator Cwodzinski from the Committee on Education Policy, to which was referred

S.F. No. 3698: A bill for an act relating to education; literacy; amending the Read Act; requiring a report; appropriating money; amending Minnesota Statutes 2023 Supplement, sections 120B.1117; 120B.1118, subdivisions 4, 7, by adding subdivisions; 120B.12, subdivisions 1, 2a, 4, 4a; 120B.123, subdivisions 1, 5, by adding a subdivision; 120B.124, subdivision 1; 124D.42, subdivision 8; 124D.98, subdivision 5; Laws 2023, chapter 55, article 3, section 11, subdivisions 2, 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 2023 Supplement, section 120B.1117, is amended to read:

120B.1117 TITLE; THE READ ACT.

Sections ~~120B.1117~~ 120B.118 to 120B.124 may be cited as the "Reading to Ensure Academic Development Act" or the "Read Act."

Sec. 2. Minnesota Statutes 2023 Supplement, section 120B.1118, subdivision 4, is amended to read:

Subd. 4. **Evidence-based.** "Evidence-based" means the instruction or item described is based on reliable, trustworthy, and valid evidence and has demonstrated a record of success in increasing students' reading competency in the areas of phonological and phonemic awareness, phonics, vocabulary development, reading fluency, and reading comprehension. Evidence-based literacy instruction is explicit, systematic, and includes phonological and phonemic awareness, phonics and decoding, word study, spelling, fluency, vocabulary, oral language, and comprehension that can be differentiated to meet the needs of individual students. Evidence-based instruction does not include the three-cueing system, as defined in subdivision 16.

Sec. 3. Minnesota Statutes 2023 Supplement, section 120B.1118, subdivision 7, is amended to read:

Subd. 7. **Literacy specialist.** "Literacy specialist" means a person licensed by the Professional Educator Licensing and Standards Board as a teacher of reading, a special education teacher, or a kindergarten through grade 6 teacher, who has completed professional development approved by the Department of Education in structured literacy. ~~A literacy specialist employed by the department under section 120B.123, subdivision 7, or by a district as a literacy lead, is not required to complete the approved training before August 30, 2025.~~

Sec. 4. Minnesota Statutes 2023 Supplement, section 120B.1118, subdivision 10, is amended to read:

Subd. 10. **Oral language.** "Oral language," also called "spoken language," includes speaking and listening, and consists of five components: phonology, morphology, syntax, semantics, and pragmatics. Oral language also includes sign language, in which speaking and listening are defined as expressive and receptive skills, and consists of phonology, including sign language phonological awareness; morphology; syntax; semantics; and pragmatics.

Sec. 5. Minnesota Statutes 2023 Supplement, section 120B.1118, is amended by adding a subdivision to read:

Subd. 18. **Word study.** "Word study" includes instruction in word analysis or syllables, structural analysis or morphemes, and etymology.

Sec. 6. Minnesota Statutes 2023 Supplement, section 120B.12, subdivision 1, is amended to read:

Subdivision 1. **Literacy goal.** (a) The legislature seeks to have every child reading at or above grade level every year, beginning in kindergarten, and to support multilingual learners and students

receiving special education services in achieving their individualized reading goals in order to meet grade level proficiency. By the 2026-2027 school year, districts must provide evidence-based reading instruction through a focus on student mastery of the foundational reading skills of phonemic awareness, phonics, and fluency, as well as the development of oral language, vocabulary, and reading comprehension skills. Students must receive evidence-based instruction that is proven to effectively teach children to read, consistent with sections ~~120B.117~~ 120B.118 to 120B.124.

(b) To meet this goal, each district must provide teachers and instructional support staff with responsibility for teaching reading with training on evidence-based reading instruction that is approved by the Department of Education by the deadlines provided in this subdivision. The commissioner may grant a district an extension to the deadlines in this paragraph. Beginning July 1, 2024, a district must provide access to the training required under section 120B.123, subdivision 5, to:

(1) reading intervention teachers working with students in kindergarten through grade 12;

(2) all classroom teachers of students in kindergarten through grade 3 and children in prekindergarten programs;

(3) special education teachers;

(4) curriculum directors; and

~~(5) instructional support staff who provide reading instruction; and~~

~~(6)~~ (5) employees who select literacy instructional materials for a district.

~~(e) All other teachers and instructional staff required to receive training under the Read Act must complete the training no later than July 1, 2027.~~

(c) The following teachers and instructional staff must complete the training required under the Read Act by July 1, 2027:

(1) teachers who provide reading instruction to students in grades 4 to 12;

(2) teachers of multilingual students; and

(3) teachers who provide instruction to students who qualify for the graduation incentives program under section 124D.68.

(d) A teacher who has completed the required training within the last 5 years does not need to be retrained under this section.

~~(4)~~ (e) Districts are strongly encouraged to adopt a MTSS framework. The framework should include a process for monitoring student progress, evaluating program fidelity, and analyzing student outcomes and needs in order to design and implement ongoing evidenced-based instruction and interventions.

Sec. 7. Minnesota Statutes 2023 Supplement, section 120B.12, subdivision 2, is amended to read:

Subd. 2. **Identification; report.** (a) ~~Twice per year,~~ Each school district must screen every student enrolled in kindergarten, grade 1, grade 2, and grade 3 using a screening tool approved by the Department of Education three times each school year: (1) within the first six weeks of the school year; (2) at midyear; and (3) within the last six weeks of the school year. Students enrolled in kindergarten, grade 1, grade 2, and grade 3, including multilingual learners and students receiving special education services, must be universally screened for mastery of foundational reading skills, including phonemic awareness, phonics, decoding, fluency, oral language, and for characteristics of dyslexia as measured by a screening tool approved by the Department of Education. The screening for characteristics of dyslexia may be integrated with universal screening for mastery of foundational skills and oral language. A district must submit data on student performance in kindergarten, grade 1, grade 2, and grade 3 on foundational reading skills, including phonemic awareness, phonics, decoding, fluency, and oral language to the Department of Education in the annual local literacy plan submission due on June 15.

(b) Students in grades 4 and above, including multilingual learners and students receiving special education services, who do not demonstrate mastery of foundational reading skills, including phonemic awareness, phonics, decoding, fluency, and oral language, must be screened using a screening tool approved by the Department of Education for characteristics of dyslexia, and must continue to receive evidence-based instruction, interventions, and progress monitoring until the students achieve grade-level proficiency. A parent, in consultation with a teacher, may opt a student out of the literacy screener if the parent and teacher decide that continuing to screen would not be beneficial to the student. In such limited cases, the student must continue to receive progress monitoring and literacy interventions.

(c) Reading screeners in English, and in the predominant languages of district students where practicable, must identify and evaluate students' areas of academic need related to literacy. The district also must monitor the progress and provide reading instruction appropriate to the specific needs of multilingual learners. The district must use an approved, developmentally appropriate, and culturally responsive screener and annually report summary screener results to the commissioner by June 15 in the form and manner determined by the commissioner.

(d) The district also must include in its literacy plan under subdivision 4a, a summary of the district's efforts to screen, identify, and provide interventions to students who demonstrate characteristics of dyslexia as measured by a screening tool approved by the Department of Education. Districts are strongly encouraged to use ~~the~~ a MTSS framework. With respect to students screened or identified under paragraph (a), the report must include:

(1) a summary of the district's efforts to screen for dyslexia;

(2) the number of students universally screened for that reporting year;

(3) the number of students demonstrating characteristics of dyslexia for that year; and

(4) an explanation of how students identified under this subdivision are provided with alternate instruction and interventions under section 125A.56, subdivision 1.

Sec. 8. Minnesota Statutes 2023 Supplement, section 120B.12, subdivision 2a, is amended to read:

Subd. 2a. **Parent notification and involvement.** A district must administer ~~a~~ an approved reading screener to students in kindergarten through grade 3 within the first six weeks of the school year, at midyear, and again within the last six weeks of the school year. Schools, at least biannually after administering each screener, must give the parent of each student who is not reading at or above grade level timely information about:

(1) the student's reading proficiency as measured by a screener approved by the Department of Education;

(2) reading-related services currently being provided to the student and the student's progress; and

(3) strategies for parents to use at home in helping their student succeed in becoming grade-level proficient in reading in English and in their native language.

A district may not use this section to deny a student's right to a special education evaluation.

Sec. 9. Minnesota Statutes 2023 Supplement, section 120B.12, subdivision 4, is amended to read:

Subd. 4. **Staff development.** (a) A district must provide training on evidence-based ~~reading~~ structured literacy instruction to teachers and instructional staff in accordance with subdivision 1, ~~paragraph~~ paragraphs (b) and (c). The training must include teaching in the areas of phonemic awareness, phonics, vocabulary development, reading fluency, reading comprehension, and culturally and linguistically responsive pedagogy.

(b) Each district shall use the data under subdivision 2 to identify the staff development needs so that:

(1) elementary teachers are able to implement explicit, systematic, evidence-based instruction in the five reading areas of phonemic awareness, phonics, fluency, vocabulary, and comprehension with emphasis on mastery of foundational reading skills as defined in section ~~120B.111~~ 120B.119 and other literacy-related areas including writing until the student achieves grade-level reading and writing proficiency;

(2) elementary teachers ~~have sufficient~~ receive training to provide students with evidence-based reading and oral language instruction that meets students' developmental, linguistic, and literacy needs using the intervention methods or programs selected by the district for the identified students;

(3) licensed teachers employed by the district have ~~regular~~ opportunities to improve reading and writing instruction through professional development identified in the local literacy plan;

(4) licensed teachers recognize students' diverse needs in cross-cultural settings and are able to serve the oral language and linguistic needs of students who are multilingual learners by maximizing strengths in their native languages in order to cultivate students' English language development, including oral academic language development, and build academic literacy; and

(5) licensed teachers are ~~well~~ trained in culturally responsive pedagogy that enables students to master content, develop skills to access content, and build relationships.

(c) A district that offers early childhood programs, including voluntary prekindergarten for eligible four-year-old children, early childhood special education, and school readiness programs, must provide staff in early childhood programs ~~sufficient~~ training approved by the Department of Education to provide children in early childhood programs with explicit, systematic instruction in phonological and phonemic awareness; oral language, including listening comprehension; vocabulary; and letter-sound correspondence.

Sec. 10. Minnesota Statutes 2023 Supplement, section 120B.12, subdivision 4a, is amended to read:

Subd. 4a. **Local literacy plan.** (a) Consistent with this section, a school district must adopt a local literacy plan to have every child reading at or above grade level every year beginning in kindergarten and to support multilingual learners and students receiving special education services in achieving their individualized reading goals. A district must update and submit the plan to the commissioner by June 15 each year. The plan must be consistent with the Read Act, and include the following:

(1) a process to assess students' foundational reading skills, oral language, and level of reading proficiency and the screeners used, by school site and grade level, under section 120B.123;

(2) a process to notify and involve parents;

(3) a description of how schools in the district will determine the targeted reading instruction that is evidence-based and includes an intervention strategy for a student and the process for intensifying or modifying the reading strategy in order to obtain measurable reading progress;

(4) evidence-based intervention methods for students who are not reading at or above grade level and progress monitoring to provide information on the effectiveness of the intervention;

(5) identification of staff development needs, including a plan to meet those needs;

(6) the curricula used by school site and grade level;

(7) a statement of whether the district has adopted a MTSS framework;

(8) student data using the measures of foundational literacy skills and mastery identified by the Department of Education for the following students:

(i) students in kindergarten through grade 3;

(ii) students who demonstrate characteristics of dyslexia; and

(iii) students in grades 4 to 12 who are identified as not reading at grade level; and

(9) the number of teachers and other staff that have completed training approved by the department.

(b) The district must post its literacy plan on the official school district website and submit it to the commissioner of education using the template developed by the commissioner of education beginning June 15, 2024.

(c) By March 1, 2024, the commissioner of education must develop a streamlined template for local literacy plans that meets the requirements of this subdivision and requires all reading instruction and teacher training in reading instruction to be evidence-based. The template must require a district to report information using the student categories required in the commissioner's report under paragraph (d). The template must focus district resources on improving students' foundational reading skills while reducing paperwork requirements for teachers.

(d) By December 1, 2025, the commissioner of education must submit a report to the legislative committees with jurisdiction over prekindergarten through grade 12 education summarizing the local literacy plans submitted to the commissioner. The summary must include the following information:

(1) the number of teachers and other staff that have completed training approved by the Department of Education;

(2) the number of teachers and other staff required to complete the training under section 120B.12, subdivision 1, that have not completed the training;

~~(2)~~ (3) by school site and grade, the screeners ~~used at the beginning and end of the school year~~ and the reading curriculum used; and

~~(3)~~ (4) by school site and grade, using the measurements of foundational literacy skills and mastery identified by the department, both aggregated data and disaggregated data on student performance on the approved screeners using the student categories under section 120B.35, subdivision 3, paragraph (a), clause (2).

(e) By December 1, 2026, and December 1, 2027, the commissioner of education must submit updated reports containing the information required under paragraph (d) to the legislative committees with jurisdiction over prekindergarten through grade 12 education.

Sec. 11. Minnesota Statutes 2023 Supplement, section 120B.123, subdivision 1, is amended to read:

Subdivision 1. **Approved screeners.** A district must administer an approved evidence-based reading screener to students in kindergarten through grade 3 within the first six weeks of the school year, at midyear, and again within the last six weeks of the school year. The screener must be one of the screening tools approved by the Department of Education. A district must identify any screener it uses in the district's annual literacy plan, and submit screening data with the annual literacy plan by June 15.

Sec. 12. Minnesota Statutes 2023 Supplement, section 120B.123, subdivision 2, is amended to read:

Subd. 2. **Progress monitoring.** A district must implement progress monitoring using the approved assessments, as defined in section ~~120B.118~~ 120B.119, for a student not reading at grade level.

Sec. 13. Minnesota Statutes 2023 Supplement, section 120B.123, subdivision 5, is amended to read:

Subd. 5. **Professional development.** (a) A district must provide training from a menu of approved evidence-based training programs to all reading intervention teachers, literacy specialists, and other teachers and staff identified in section 120B.12, subdivision 1, paragraph (b), by July 1, 2025; and by July 1, 2027, to other teachers in the district who provide reading instruction or reading interventions, prioritizing teachers who work with students with disabilities, English learners, and students who qualify for the graduation incentives program under section 124D.68.

(b) The commissioner of education may grant a district an extension to the deadlines in this subdivision.

(c) For the 2024-2025 school year only, the hours of instruction requirement under section 120A.41 for students in grades 1 through 3 is reduced to 929-1/2 hours for a district that enters into an agreement with the exclusive representative of the teachers requiring teachers to receive approved evidence-based training required under section 120B.12, subdivision 1, for 5-1/2 hours on a day when other students in the district receive instruction. If a charter school's teachers are not represented by an exclusive representative, the charter school may reduce the number of instructional hours for students in grades 1 through 3 by 5-1/2 hours in order to provide teachers with evidence-based training required under section 120B.12, subdivision 1, on a day when other students receive instruction.

Sec. 14. Minnesota Statutes 2023 Supplement, section 120B.123, is amended by adding a subdivision to read:

Subd. 8. **Special revenue fund.** (a) An account is established in the special revenue fund known as the "Read Act program account." All amounts appropriated under Laws 2023, chapter 55, article 3, that are unobligated and unencumbered as of June 30, 2028, must be transferred to the Read Act program account. Remaining unspent funds from previously obligated or encumbered appropriations under the Read Act cancel to the Read Act program account.

(b) Funds appropriated to implement the Read Act must be transferred to the Read Act program account in the special revenue fund.

(c) Money in the account is annually appropriated to the commissioner for curriculum, training, and other programming necessary to implement the Read Act.

Sec. 15. Minnesota Statutes 2023 Supplement, section 120B.124, subdivision 1, is amended to read:

Subdivision 1. **Resources.** The Department of Education must partner with CAREI for two years beginning July 1, 2023, until August 30, ~~2025~~ 2027, to support implementation of the Read Act. The department and CAREI must jointly:

(1) identify at least five literacy curricula and supporting materials that are evidence-based or focused on structured literacy by January 1, 2024, and post a list of the curricula on the department website. The list must include curricula that use culturally and linguistically responsive materials that reflect diverse populations and, to the extent practicable, curricula that reflect the experiences of students from diverse backgrounds, including multilingual learners, biliterate students, and students who are Black, Indigenous, and People of Color. A district is not required to use an approved

curriculum, unless the curriculum was purchased with state funds that require a curriculum to be selected from a list of approved curricula;

(2) identify at least three professional development programs that focus on the five pillars of literacy and the components of structured literacy by August 15, 2023, subject to final approval by the department. The department must post a list of the programs on the department website. The programs may include a program offered by CAREI. The requirements of section 16C.08 do not apply to the selection of a provider under this section;

(3) identify evidence-based literacy intervention materials for students in kindergarten through grade 12;

(4) develop an evidence-based literacy lead training program that trains literacy specialists throughout Minnesota to support schools' efforts in screening, measuring growth, monitoring progress, and implementing interventions in accordance with subdivision 1;

(5) identify measures of foundational literacy skills and mastery that a district must report on a local literacy plan;

(6) provide guidance to districts about best practices in literacy instruction, and practices that are not evidence-based;

(7) develop MTSS model plans that districts may adopt to support efforts to screen, identify, intervene, and monitor the progress of students not reading at grade level; ~~and~~

(8) ensure that teacher professional development options and MTSS framework trainings are geographically equitable by supporting trainings through the regional service cooperatives.

Sec. 16. Minnesota Statutes 2023 Supplement, section 120B.124, subdivision 2, is amended to read:

Subd. 2. **Reconsideration.** (a) The department and CAREI must provide districts an opportunity to request that the department and CAREI add to the list of curricula or professional development programs a specific curriculum or professional development program. The department must publish the request for reconsideration procedure on the department website. A request for reconsideration must demonstrate that the curriculum or professional development program meets the requirements of the Read Act, is evidence-based, and has structured literacy components; or that the screener accurately measures literacy growth, monitors progress, and accurately assesses effective reading, including phonemic awareness, phonics, fluency, vocabulary, and comprehension. The department and CAREI must review the request for reconsideration and approve or deny the request within 60 days.

(b) The department and CAREI must conduct a final curriculum review by August 1, 2024, to review intervention curriculum that is available to districts at no cost.

Sec. 17. Minnesota Statutes 2023 Supplement, section 120B.124, is amended by adding a subdivision to read:

Subd. 5. **Training for paraprofessionals.** The Department of Education must partner with CAREI to identify or develop training for paraprofessionals that assist in providing literacy instruction or interventions to students in Minnesota school districts on the key components of structured literacy instruction and interventions by November 1, 2024. The training must be ten to 25 hours long.

Sec. 18. Minnesota Statutes 2023 Supplement, section 124D.42, subdivision 8, is amended to read:

Subd. 8. **Minnesota reading corps program.** (a) A Minnesota reading corps program is established to provide ServeMinnesota AmeriCorps members with a data-based problem-solving model of literacy instruction to use in helping to train local Head Start program providers, other prekindergarten program providers, and staff in schools with students in kindergarten through grade 3 to evaluate and teach early literacy skills, including evidence-based literacy instruction under sections 120B.1117 to 120B.124, to children age 3 to grade 3 and interventions for children in kindergarten to grade ~~12~~ 3.

(b) Literacy programs under this subdivision must comply with the provisions governing literacy program goals and data use under section 119A.50, subdivision 3, paragraph (b).

(c) Literacy programs under this subdivision must use evidence-based reading instruction and interventions focused on structured literacy, and must provide training to ServeMinnesota AmeriCorps members.

~~(e)~~ (d) The commission must submit a biennial report to the committees of the legislature with jurisdiction over kindergarten through grade 12 education that records and evaluates program data to determine the efficacy of the programs under this subdivision.

Sec. 19. Minnesota Statutes 2023 Supplement, section 124D.98, subdivision 5, is amended to read:

Subd. 5. **Literacy incentive aid uses.** A school district must use its literacy incentive aid to support implementation of evidence-based reading instruction. The following are eligible uses of literacy incentive aid:

(1) training for kindergarten through grade 3 teachers, early childhood educators, special education teachers, reading intervention teachers working with students in kindergarten through grade 12, curriculum directors, and instructional support staff that provide reading instruction, on using evidence-based screening and progress monitoring tools;

(2) evidence-based training using a training program approved by the Department of Education under the READ Act;

(3) employing or contracting with a literacy lead, as defined in section ~~120B.1118~~ 120B.119;

(4) employing an intervention specialist;

~~(4)~~ (5) screeners, materials, training, and ongoing coaching to ensure reading interventions under section 125A.56, subdivision 1, are evidence-based; and

~~(5)~~ (6) costs of substitute teachers to allow teachers to complete required training during the teachers' contract day; and

(7) stipends for teachers completing training required under section 120B.12.

Sec. 20. Laws 2023, chapter 55, article 3, section 11, subdivision 4, is amended to read:

Subd. 4. **Read Act professional development.** (a) For evidence-based training on structured literacy for teachers working in school districts, charter schools, and cooperatives:

\$	34,950,000	2024
\$	0	2025

(b) Of the amount in paragraph (a), \$18,000,000 is for the Department of Education and the regional literacy networks and \$16,700,000 is for statewide training. The department must use the funding to develop a data collection system to collect and analyze the submission of the local literacy plans and student-level universal screening data, establish the regional literacy networks as a partnership between the department and the Minnesota service cooperatives, and to administer statewide training based in structured literacy to be offered free to school districts and charter schools and facilitated by the regional literacy networks and the department. The regional literacy networks must focus on implementing comprehensive literacy reform efforts based on structured literacy. Each regional literacy network must add a literacy lead position and establish a team of trained literacy coaches to facilitate evidence-based structured literacy training opportunities and ongoing supports to school districts and charter schools in each of their regions.

(c) Of the amount in paragraph (a), \$250,000 is for administration.

(d) If funds remain unspent on July 1, 2026, the commissioner must expand eligibility for approved training to include principals and other district, charter school, or cooperative administrators.

(e) The commissioner must report to the legislative committees with jurisdiction over kindergarten through grade 12 education the number of teachers from each district who received approved structured literacy training using funds under this subdivision, and the amounts awarded to districts, charter schools, or cooperatives.

(f) The regional literacy networks and staff at the Department of Education must provide ongoing support to school districts, charter schools, and cooperatives implementing evidence-based literacy instruction.

(g) This appropriation is available until June 30, 2028. Any unspent funds do not cancel but are transferred to the Read Act program account in the special revenue fund. The base for fiscal year 2026 and later is \$7,750,000, of which \$6,500,000 is for the regional literacy networks and \$1,250,000 is for statewide training.

Sec. 21. **READ ACT DEAF, DEAFBLIND, AND HARD OF HEARING WORKING GROUP.**

Subdivision 1. Working group purpose. The Department of Education must establish a working group to make recommendations on literacy training, screeners, and curriculum for students who cannot fully access sound-based approaches such as phonics.

Subd. 2. **Members.** The Department of Education must appoint representatives from the Center for Applied Research and Educational Improvement at the University of Minnesota; the Minnesota Commission of the Deaf, Deafblind, and Hard of Hearing; Minnesota State Academy for the Deaf; Minnesota State Academy for the Blind; Metro Deaf School; intermediate school districts; regional low-incidence facilitators; a deaf and hard of hearing teaching licensure preparation program in Minnesota approved by the Professional Educator Licensing and Standards Board; and teachers of students who are deaf, deafblind, or hard of hearing.

Subd. 3. **Report.** The working group must review curriculum, screeners, and training approved under the Read Act and make recommendations for adaptation of curriculum, screeners, and training available to districts, charter schools, teachers, and administrators to meet the needs of students and educators who cannot fully access sound-based approaches. The report must address how approved curriculum, screeners, and training may be modified and identify resources for alternatives to sound-based approaches. The working group must post its report on the Department of Education website, and submit it to the legislative committees with jurisdiction over kindergarten through grade 12 education no later than January 15, 2025.

Subd. 4. **Administrative provisions.** The commissioner, or the commissioner's designee, must convene the initial meeting of the working group. Members of the working group are eligible for per diem compensation as provided under Minnesota Statutes, section 15.059, subdivision 3. The working group expires January 16, 2025, or upon submission of the report to the legislature under subdivision 3, whichever is earlier.

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

Sec. 22. **APPROPRIATION; SUPPLEMENTAL READ ACT FUNDING.**

Subdivision 1. **Department of Education.** The sums indicated in this section are appropriated from the general fund to the Department of Education in the fiscal years designated.

Subd. 2. **Read Act implementation.** (a) For transfer to the Read Act program account in the special revenue fund under Minnesota Statutes, section 120B.123:

§ 100,000,000 2025

(b) Of this amount, \$23,000,000 is for payments to districts for substitute teachers to enable teachers to complete required training during the school day unless the teachers are compensated for time outside the school day to complete the training, and for incentives to teachers to complete an evidence-based professional development program approved under Minnesota Statutes, section 120B.124. To be eligible for the payment, a teacher must have a license to teach in Minnesota; work for a school district, charter school, or cooperative; and complete an approved professional development program between July 1, 2024, and July 1, 2027.

(c) Of this amount, \$10,000,000 is for the regional literacy networks to provide evidence-based training on structured literacy to teachers working in school districts, charter schools, and cooperatives, and faculty teaching literacy instruction at state-approved teacher preparation programs in Minnesota.

(d) Of this amount, \$4,200,000 is to contract with CAREI for the Read Act implementation partnerships under Minnesota Statutes, section 120B.124.

(e) Of this amount, \$3,000,000 is to partially reimburse school districts, charter schools, and cooperatives for approved evidence-based structured literacy curriculum and supporting materials, and intervention materials based on structured literacy purchased after July 1, 2023. To be eligible for the partial reimbursement, a school district, charter school, or cooperative unit must purchase literacy curriculum and instructional materials that reflect diverse populations. An applicant must apply for the reimbursement in the form and manner determined by the commissioner. The commissioner must report to the legislative committees with jurisdiction over kindergarten through grade 12 education the districts, charter schools, and cooperative units that receive literacy grants under this paragraph and the amounts of each grant, by January 15, 2025, according to Minnesota Statutes, section 3.195. The commissioner must, to the extent practicable, award grants in a regionally equitable manner.

Sec. 23. **APPROPRIATIONS.**

Subdivision 1. **Department of Education.** The sum indicated in this section is appropriated from the general fund to the Department of Education for the fiscal year designated.

Subd. 2. **Evidence-based reading instruction training reimbursement.** (a) To reimburse teachers, school districts, and charter schools for evidence-based reading instruction training:

§ 2025

(b) A teacher who is currently teaching in a Minnesota school must apply in the form and manner determined by the commissioner to receive reimbursement for the actual cost the applicant paid for an evidence-based reading instruction training, including tuition, books, and other instructional materials. The commissioner must establish procedures to ensure that the costs reimbursed under this section have not been reimbursed by the applicant's employer or another source. If the appropriation is insufficient, the commissioner must prorate the amount paid to applicants seeking reimbursement.

(c) A school district or charter school that offered evidence-based reading instruction training between June 20, 2021, and June 30, 2023, must apply in the form and manner determined by the commissioner to receive reimbursement for the costs of providing the training. The commissioner must establish procedures to ensure that the costs reimbursed under this section have not been reimbursed by another source. If the appropriation is insufficient, the commissioner must prorate the amount paid to applicants seeking reimbursement.

(d) An eligible evidence-based reading instruction training is an approved professional development program identified under Minnesota Statutes, section 120B.124, subdivision 1, clause (2), that was completed by the applicant between June 30, 2021, and June 30, 2023.

(e) This is a onetime appropriation.

Sec. 24. **REVISOR INSTRUCTION.**

The revisor of statutes shall renumber each section of Minnesota Statutes listed in column A with the number listed in column B. The revisor shall also make necessary cross-reference changes

consistent with the renumbering. The revisor shall also make any technical and other changes necessitated by the renumbering and cross-reference changes in this act.

Column A
120B.1117
120B.1118

Column B
120B.118
120B.119"

Amend the title numbers accordingly

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

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

S.F. No. 4579: A bill for an act relating to energy; providing for and regulating single-metered utility service in residential buildings; amending Minnesota Statutes 2022, sections 216B.022; 504B.285, subdivision 4; Minnesota Statutes 2023 Supplement, section 216B.172, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapters 216B; 504B; repealing Minnesota Statutes 2022, section 504B.215.

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 216B.022, is amended to read:

216B.022 SUBMETERING IN SHARED-METERED RESIDENTIAL BUILDINGS.

Subdivision 1. **Definitions.** (a) For the purposes of this section and sections 216B.023 and 216B.024, the following terms have the meanings given.

(b) "Individually meter" means the tenant has an individual account with a utility provider and:

(1) the utility provider has installed meters that measure utility service consumed in each unit;

(2) the meters are owned, read, and maintained by the utility provider; and

(3) the meter readings constitute the basis for direct billing of a tenant by the utility provider.

(c) "Landlord" has the meaning given in section 504B.001, subdivision 7. Landlord includes a third-party billing agent.

(d) "Nonresidential building" means a building that is not a residential building.

(e) "Shared-metered residential building" means a residential building with multiple separate living units where the building's utility service is measured by fewer meters than there are separate living units. Shared-metered residential building does not include a manufactured home park.

(f) "Submeter" means a meter that is owned by a landlord and installed by the landlord or by a third-party billing agent or other agent and that measures utility service consumed solely within an individual living unit in the shared-metered residential building.

(g) "Tenant" means a person who is occupying a living unit in a residential building under a lease or contract, whether oral or written, that requires the payment of money or exchange of services, and all other regular occupants of that unit.

(h) "Third-party billing agent" means a person or entity other than the property owner that performs one or more utility management services at a shared-metered residential building on behalf of a landlord that include, but are not limited to installing submeters, reading submeters, or handling utility billing and collections.

(i) "Utility provider" means a public utility, a municipal utility, or a cooperative electric association providing utility service.

(j) "Utility service" means natural gas and electricity.

Subd. 2. **Submetering in shared-metered residential buildings.** (a) A landlord who has installed submeters in a shared-metered residential building is subject to the commission's authority under this chapter.

(b) All submeters installed by a landlord must be certified to meet industry standards and must accurately measure utility service.

Subd. 3. **Submetering in nonresidential buildings.** Nothing in this chapter grants the commission or a public utility the authority to limit the availability of submetering to a nonresidential building occupant when the building is served by a public utility's master meter which measures the total electric energy delivered to the building.

Subd. 4. **Inaccurate submeters.** (a) If a tenant notifies the landlord in writing that the tenant suspects the submeter is incorrectly registering the tenant's utility service and includes an explanation for the suspicion, the landlord must promptly initiate an investigation to determine whether the submeter is inaccurate. If the submeter is found to be inaccurate, the landlord must either repair or replace the submeter or inform the tenant in writing why no corrective action is believed necessary.

(b) If the inaccurate submeter has resulted in an overcharge, the landlord must promptly refund the difference between what the tenant paid and what the tenant would have paid if the submeter was correctly registering the tenant's utility service.

(c) If the inaccurate submeter has resulted in an undercharge, the landlord may bill the tenant the difference between what the tenant paid and what the tenant would have paid if the submeter was correctly registering the tenant's utility service for a period not exceeding the previous six months. Any undercharge the landlord seeks to collect must be recovered in accordance with section 216B.023, subdivision 8.

(d) If a tenant has notified the landlord that the tenant suspects the tenant's submeter is incorrectly registering the tenant's utility service, as provided in paragraph (a), and the landlord has failed within a reasonable time to check the submeter and provide the tenant with the results of a meter test

showing the submeter is accurate, the landlord is prohibited from recovering from the tenant any undercharge for the period between the date of the tenant's notification and the date the submeter was checked.

Subd. 5. Fees. A landlord is prohibited from charging to or collecting from tenants any administrative, capital, or any other expenses associated with the installation, maintenance, repair, replacement, or reading of submeters, unless the expense is due to the tenant's willful, malicious, or negligent conduct.

Sec. 2. **[216B.023] BILLING; CONSUMER PROTECTIONS.**

Subdivision 1. Billing. (a) Where utility service is submetered, bills for utility service provided by landlords to tenants must be based on actual submeter readings. Where natural gas service is apportioned, billing for the service must comply with section 504B.216, subdivision 4.

(b) Landlords are prohibited from billing tenants who are submetered or whose natural gas service is apportioned less frequently than the landlord is billed by the utility. Landlords must include in the lease or, if there is no written lease, provide a written statement at the outset of the lease term, notification of when monthly utility bills will be issued.

(c) Bills for utility service rendered by landlords to tenants for utility service must include, at a minimum, the following information:

(1) the present and last preceding submeter readings;

(2) the date of the present reading;

(3) the rate or rates, including peak and off-peak rates, at which the utility service is being billed, the amount of the service billed at each separate rate, and the rate at which the landlord is being billed by the utility provider for the utility service;

(4) any administrative charge charged in accordance with subdivision 4;

(5) the tenant's portion of taxes and surcharges;

(6) the total amount of the monthly bill; and

(7) the date by which payment is due, the date after which, if the bill is not paid, a late payment charge will be imposed, and the amount of the charge, if any.

(d) Bills for utility service rendered by landlords who apportion natural gas service must:

(1) include the formula used to apportion the service;

(2) reflect and identify any portion of a bill credit the landlord received from the utility provider that is apportioned to the tenant;

(3) identify what portion of the bill the landlord received from the utility provider that is for common areas that is not being apportioned among tenants;

(4) include any administrative charge charged in accordance with subdivision 4; and

(5) if applicable, include the date by which payment is due and the date after which if the bill is not paid that the late payment charge will be imposed, the interest rate, and the amount of the late charge.

Subd. 2. **Separate billing for electricity.** (a) A landlord who bills a tenant separately from rent may not apportion for electricity usage and must:

(1) charge only for the electricity used in the tenant's unit, calculated by multiplying the kilowatt-hours used during the billing period as measured by the submeter by the rate charged by the utility provider as shown on the bill issued to the landlord by the provider. A landlord may not charge any tenant for electricity consumed in common areas or in spaces used exclusively or primarily by the landlord; and

(2) charge a tenant only for the tenant's pro rata share of the fixed meter or service charge, calculated by dividing the charge as shown on the bill issued to the landlord by the utility provider equally among the number of units in the building; and

(3) charge a tenant only for the tenant's pro rata share of the taxes, surcharges, and flat fees by dividing the sum of those charges as shown on the bill issued to the landlord by the provider equally among the number of units in the building.

(b) A landlord must deduct from a tenant's total bill the tenant's pro rata share of any bill credits or adjustments received by the landlord on the bill from the utility provider by dividing the credit or adjustment equally among the number of units in the building.

Subd. 3. **Separate billing for natural gas.** A landlord who bills tenants separately from rent may apportion natural gas in accordance with section 504B.216, subdivision 4.

Subd. 4. **Administrative billing charge.** A landlord who bills separately from rent for electricity or natural gas, or both, may charge a tenant a single administrative billing fee that does not exceed \$6 per bill. No other fees may be charged to or collected from tenants for utility service.

Subd. 5. **Billing errors.** (a) If a billing error occurs that has resulted in an overcharge, the landlord must promptly refund the difference between what the tenant paid and what the tenant would have paid but for the error.

(b) If a billing error has occurred that has resulted in an undercharge, the landlord may bill the tenant for the difference between what the tenant paid and what the tenant would have paid but for the billing error for a period not exceeding six months. Any undercharge must be recovered in accordance with subdivision 8.

Subd. 6. **Late payment charges.** A landlord may impose one late payment fee per billing period if a tenant's utility bill payment is not received by the landlord by the next scheduled billing date. The late fee may not be added to subsequent bills on which subsequent late fees are imposed. The amount of the late charge may not exceed one and one-half percent per billing period on the delinquent amount.

Subd. 7. **Payment agreements.** A landlord must offer a payment agreement for the payment of utility service arrears. If the tenant receives or is eligible for public assistance or legal aid services, payment agreements must be consistent with the tenant's financial circumstances and any extenuating circumstances of the household.

Subd. 8. **Undercharges.** A landlord must offer a payment agreement to tenants who have been undercharged if no culpable conduct by the tenant or member of the tenant's household caused the undercharge. The agreement must cover a period equal to the time over which the undercharge occurred or a different time period that is mutually agreeable to the tenant and the landlord, except that the duration of a payment agreement offered by a landlord to a tenant who is receiving or eligible for public assistance, or is eligible for legal aid services, must be consistent with the financial circumstances and any extenuating circumstances of the customer's household. No interest or delinquency fee may be charged as part of an undercharge agreement under this subdivision.

Sec. 3. [216B.024] SHARED-METERED RESIDENTIAL BUILDINGS; DISPUTE RESOLUTION.

A tenant disputing a bill or claiming a violation of section 216B.022 or 216B.023 must first attempt to resolve the dispute or claim with the landlord. If the tenant disagrees with the landlord's proposed resolution, the landlord must notify the tenant of the tenant's right to file a complaint with the commission and provide the phone number and email address of the commission's consumer affairs office. The consumer affairs office must follow the procedures set forth in section 216B.172, subdivision 2, and Minnesota Rules, part 7829.3200, and the procedures under section 216B.72, subdivisions 3 and 4, apply.

Sec. 4. Minnesota Statutes 2022, section 216B.098, subdivision 6, is amended to read:

Subd. 6. **Commission authority.** (a) In addition to any other authority, the commission has the authority to resolve customer complaints against a public utility, as defined in section 216B.02, subdivision 4, whether or not the complaint involves a violation of this chapter. The commission may delegate this authority to commission staff as it deems appropriate.

(b) The commission has the authority to levy a fine as provided under section 216B.57 for a violation of section 216B.022, 216B.023, or 216B.024 with respect to complaints filed by tenants under section 216B.023, subdivision 7. Nothing in this chapter limits the right of a tenant to seek or obtain judicial remedies.

Sec. 5. Minnesota Statutes 2023 Supplement, section 216B.172, subdivision 1, is amended to read:

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

(b) "Appeal" means a request a complainant files with the commission to review and make a final decision regarding the resolution of the complainant's complaint by the consumer affairs office.

(c) "Complainant" means an individual residential customer or a tenant who files with the consumer affairs office a complaint against a public utility or a landlord of a shared-metered residential building.

(d) "Complaint" means an allegation submitted to the consumer affairs office by a complainant that a public ~~utility's~~ utility or a landlord's action or practice regarding billing or terms and conditions of service:

- (1) violates a statute, rule, tariff, service contract, or other provision of law;
- (2) is unreasonable; or
- (3) has harmed or, if not addressed, harms a complainant.

Complaint does not include an objection to or a request to modify any natural gas or electricity rate contained in a tariff that has been approved by the commission. A complaint under this section is an informal complaint under Minnesota Rules, chapter 7829.

(e) "Consumer affairs office" means the staff unit of the commission that is organized to receive and respond to complaints.

(f) "Informal proceeding" has the meaning given in Minnesota Rules, part 7829.0100, subpart 8.

(g) "Landlord" has the meaning given in section 216B.022, subdivision 1.

(h) "Public assistance" has the meaning given in section 550.37, subdivision 14.

~~(h)~~ (i) "Public utility" has the meaning given in section 216B.02, subdivision 4.

(j) "Shared-metered residential building" has the meaning given in section 216B.022, subdivision 1.

(k) "Tenant" has the meaning given in section 216B.022, subdivision 1.

(l) "Third-party billing agent" has the meaning given in section 216B.022, subdivision 1.

Sec. 6. Minnesota Statutes 2023 Supplement, section 216B.172, subdivision 2, is amended to read:

Subd. 2. **Complaint resolution procedure.** A complainant must first attempt to resolve a dispute with a public utility or a landlord. If dissatisfied with the proposed resolution by the public utility or the landlord, the complainant may seek assistance of the commission to resolve the matter by filing a complaint with the consumer affairs office. The consumer affairs office must: (1) notify the complainant of the resolution of the complaint; and (2) provide written notice of (i) the complainant's right to appeal the resolution to the commission, and (ii) the steps the complainant may take to appeal the resolution. Upon request, the consumer affairs office must provide to the complainant a written notice containing the substance of and basis for the resolution. Nothing in this section affects any other rights existing under this chapter or other law.

Sec. 7. **[504B.216] UTILITY SERVICE IN SHARED-METERED RESIDENTIAL BUILDINGS.**

Subdivision 1. Definitions. (a) For the purposes of this section, the following definitions apply.

(b) "Commission" means the public utilities commission.

(c) "Landlord" has the meaning given in section 504B.001, subdivision 7. For the purposes of this section, landlord includes a third-party billing agent.

(d) "Shared-metered residential building" means a building with multiple separate living units where the building's utility service is measured by fewer meters than there are separate living units. Shared-metered residential building does not include a manufactured home park.

(e) "Submeter" means a meter that is owned by a landlord and installed by the landlord or by a third-party billing agent or other agent and that measures utility service consumed solely within an individual living unit in the shared-metered residential building.

(f) "Third-party billing agent" has the meaning given in section 216B.022, subdivision 1.

(g) "Utility provider" means a public utility, a municipal utility, a cooperative electric association, or a local municipal water company providing utility service.

(h) "Utility service" means natural gas, electricity, or water and sewer.

Subd. 2. Landlord is bill payer and customer of record. (a) The landlord of a shared-metered residential building must be the bill payer responsible and must be the customer of record contracting with a utility provider for utility service. Except as provided in paragraph (b), a tenant is not responsible to a utility provider or landlord for utility service. The landlord must advise the utility provider that the utility services apply to a shared-metered residential building.

(b) Notwithstanding paragraph (a), a tenant may be liable to the utility provider for utility service if the tenant exercises the right granted under subdivision 5 because the landlord has failed to pay for utility service and the utility provider issues a final notice proposing to disconnect or discontinue the service to the building.

(c) A landlord is prohibited from removing a directly metered tenant from the tenant's existing utility account or requesting that a utility remove the tenant from the tenant's existing utility account.

(d) This subdivision may not be waived by contract or otherwise.

Subd. 3. Submetering. (a) A landlord who is authorized to submeter natural gas or electricity must comply with this section and sections 216B.022 and 216B.023.

(b) On or after January 1, 2025, any submeters installed by a landlord to measure water and sewer usage must comply with standards established by the local municipal water company for meters the company uses to measure water and sewer service provided to the company's customers. A landlord must promptly initiate an investigation if a tenant notifies the landlord in writing that the tenant suspects the tenant's submeter is incorrectly registering the tenant's water and sewer service and includes an explanation for the suspicion, and must promptly refund any overcharge and may recover any undercharges as provided in section 216B.022, subdivision 4. A landlord may not charge to or collect from tenants any administrative, capital, or any other expenses associated with the installation, maintenance, repair, replacement, or reading of submeters, unless the expense is due to the tenant's willful, malicious, or negligent conduct.

Subd. 4. **Apportionment.** (a) Apportionment of electricity is prohibited.

(b) A landlord may apportion natural gas usage based on the square footage in the tenant's unit as agreed to by the landlord and tenant in the lease or a written agreement. The landlord may charge a tenant only for the tenant's pro rata share of the fixed meter or service charge, calculated by dividing the charge as shown on the bill issued to the landlord by the utility provider equally among the number of units in the building. The landlord may charge a tenant only for the tenant's pro rata share of the taxes, surcharges, and flat fees by dividing the sum of those charges as shown on the bill issued to the landlord by the provider equally among the number of units in the building. The landlord must deduct from a tenant's total bill the tenant's pro rata share of any bill credits or adjustments received by the landlord on the bill from the utility provider by dividing the credit or adjustment equally among the number of units in the building.

(c) A landlord may apportion water and sewer utility service based on a combination of the square footage in the tenant's unit and the unit's occupancy as agreed to by the landlord and tenant in the lease or a written agreement. The landlord may charge a tenant only for the tenant's pro rata share of the fixed meter or service charge, calculated by dividing the charge as shown on the bill issued to the landlord by the utility provider equally among the number of units in the building. The landlord may charge a tenant only for the tenant's pro rata share of the taxes, surcharges, and flat fees by dividing the sum of those charges as shown on the bill issued to the landlord by the provider equally among the number of units in the building. The landlord must deduct from a tenant's total bill the tenant's pro rata share of any bill credits or adjustments received by the landlord on the bill from the utility provider by dividing the credit or adjustment equally among the number of units in the building.

(d) A landlord who apportions natural gas or water and sewer, or both, must include in the lease a provision that, upon a tenant's request, the landlord must provide a copy of the actual water or sewer utility bill for the building along with each apportioned water or sewer utility bill. Upon a tenant's request, a landlord must also provide past copies of water or sewer utility bills for any period of the tenancy for which the tenant received an apportioned utility bill. Past copies of utility bills must be provided for the preceding two years or from the time the current landlord acquired the building, whichever is most recent.

(e) A landlord who apportions natural gas or water and sewer service, or both, must comply with section 216B.023, subdivisions 5, 6, and 7.

(f) A landlord who bills separately from rent through apportionment for any utility service may charge a tenant a single administrative billing fee that does not exceed \$6 per bill, except if the landlord is billing separately from rent through submetering of electricity and charging an administrative fee for electricity billing. No other fees may be charged to or collected from tenants for utility service.

(g) A failure of the landlord to comply with this subdivision is a violation of sections 504B.161, subdivision 1, 504B.221, and 325F.69.

Subd. 5. **Disconnection of utility service prohibited.** (a) Disconnection of a tenant's utility service by a landlord for the failure to pay utility service charges is prohibited. Nothing in this

subdivision prohibits a public utility, a municipal utility, or a cooperative electric association from disconnecting service to a landlord's single meter as otherwise allowed by law.

(b) If a landlord asserts a tenant owes rent and utilities, sums paid by the tenant to landlord must first be applied to unpaid rent.

(c) Tenant payments toward rent may not be designated as payments toward utility service and tenant utility service payments may not be designated as rent. A landlord may bring a claim for breach of lease under section 504B.285, subdivision 4, for the failure of a tenant to pay for utilities billed separately from rent as allowed under this section, except as provided in paragraph (d). There shall be no presumption that a claim brought for breach for the failure to pay for utilities is material or warrants entry of a writ of recovery or other eviction remedy.

(d) Notwithstanding paragraph (c):

(1) a landlord may not bring a claim for breach unless the landlord has offered an eligible tenant and the tenant has defaulted on a payment agreement to pay amounts owed for utility charges, as required under section 216B.023, subdivision 7;

(2) an eviction action may not be filed and any eviction already filed must be stayed for the failure to pay utility service charges:

(i) during the cold weather period;

(ii) during a heat emergency; and

(iii) if the tenant notifies the landlord or the court that the tenant or a member of the tenant's household is experiencing a medical emergency or where medical equipment requiring electricity necessary to sustain life is in use and certification of the emergency is provided to the landlord or the court by a licensed medical health care professional within three days of notification to the landlord or the court; and

(3) the tenant may, at any time before possession has been delivered, cure the breach by bringing to court the amount of the utility charges that are in arrears, with an additional charge as provided under section 216B.023, subdivision 7.

(e) If the failure to pay utility charges occurs during the cold weather period or in the event of a medical emergency or where medical equipment requiring electricity necessary to sustain life is in use, a landlord must follow the procedures set forth in section 216B.023, subdivision 7.

(f) A violation of this subdivision is a violation of section 504B.221.

(g) For the purposes of this subdivision:

(1) "cold weather rule" has the meaning given in section 216B.098, subdivision 1;

(2) "disconnection" includes installation of a service or load limiter or any device that limits or interrupts utility service in any way; and

(3) "heat emergency" means any period when an excessive heat watch, heat advisory, or excessive heat warning issued by the National Weather Service is in effect.

Subd. 5. Procedure where landlord defaults on payments to the utility. (a) A utility provider supplying natural gas, electricity, or water, or other company supplying home heating oil or propane, to a building who issues a final notice proposing to disconnect or discontinue the service to the building because a landlord who has contracted for the service has failed to pay for it or because a landlord is required by law or contract to pay for the service and fails to do so must provide notice to the residents of the impending disconnection by posting the building. The posting must be placed in at least one conspicuous location in or on the building and provide tenants with, at a minimum, the following information:

(1) the date the service will be discontinued;

(2) the telephone number to call at the utility to obtain further information;

(3) a brief description of the rights of tenants under this section to continue or restore service;
and

(4) advice to consider seeking assistance from legal aid, a private attorney, or a housing organization in exercising the rights of tenants under Minnesota law to maintain their utility service.

A tenant or group of tenants may pay to have the service continued or reconnected as provided under this section. Before paying for the service, the tenant or group of tenants shall give oral or written notice to the landlord of the tenant's intention to pay after 48 hours, or a shorter period that is reasonable under the circumstances, if the landlord has not already paid for the service. In the case of oral notification, written notice shall be mailed or delivered to the landlord within 24 hours after oral notice is given.

(b) In the case of natural gas or electricity, if the landlord has not paid the bill by the time of the tenant's intended payment or if the service remains discontinued, the tenant or tenants may pay the current charges for the most recent billing period and the utility company or municipality must restore the service for at least one billing period. In a residential building with less than five units, one of the tenants may notify the utility company or municipality that the tenant agrees to become the bill payer responsible and customer of record and the utility company or municipality must place the account disconnected or subject to disconnection in the tenant's name and provide service prospectively, provided the tenant satisfies all requirements for establishing service. A tenant becoming the customer of record of a cooperative electric association does not acquire membership rights. Exercise of the right to pay the current charges for the most recent billing period does not preclude exercising the right to become the bill payer responsible and customer of record, provided that if there are multiple tenants in an affected multifamily building, the utility company or municipality is not required to offer the right to become the bill payer responsible and the customer of record to more than one tenant in a 12-month period.

(c) In the case of water, if the landlord has not paid the bill by the time of the tenant's intended payment or if the service remains discontinued, upon request from a tenant, a municipality must provide a copy of each bill the landlord fails to pay. The tenant:

(1) has a continuing right to pay the current charges for the most recent billing period and retain service;

(2) has the period of time provided by the governing ordinance, policy, or practice within which to pay the charges;

(3) is not subject to any deposit requirements; and

(4) is entitled to reasonable notice of any disconnection.

This paragraph does not require a municipality to alter its accounting system or billing records if the tenant exercises the right to pay current charges and retain water service. If there are multiple tenants in an affected property, the municipality is not required to offer the right to pay current charges and retain service to more than one tenant in a 12-month period.

(d) For purposes of this subdivision, "current charges" does not include arrears or late payment fees incurred by the landlord.

(e) In a shared-metered residential building, other residential tenants in the building may contribute payments to the utility company or municipality on the account of the tenant who is the customer of record under paragraph (b) or on the landlord's account under paragraph (c).

(f) A landlord who satisfies all requirements for reestablishing service, including paying, or entering into an agreement acceptable to the utility company or municipality to pay, all arrears and other lawful charges incurred by the landlord on the account that was placed in the tenant's name, may reestablish service in the landlord's name.

(g) This section does not restrict or prohibit a municipal utility provider from exercising its authority pursuant to section 444.075, subdivisions 3 and 3e, to make contracts with and impose utility charges against property owners and to certify unpaid charges to the county auditor with taxes against the property served for collection as a tax.

(h) In the case of home heating oil or propane, if the landlord has not yet paid the bill by the time of the tenant's intended payment, or if the service remains discontinued, the tenant or tenants may order and pay for one month's supply of the proper grade and quality of oil or propane.

(i) After submitting documentation to the landlord of the tenant's payment to the utility company or municipality, a tenant may deduct the amount of the tenant's payment to the utility company or municipality from the rental payment next paid to the landlord. Any amount paid to the municipality, utility company, or other company by a tenant under this subdivision is considered payment of rent to the landlord for purposes of section 504B.291.

Subd. 6. **Limitations; waiver prohibited; rights as additional.** The tenant rights under this section:

(1) do not extend to conditions caused by the willful, malicious, or negligent conduct of the tenant or of a person under the tenant's direction or control;

(2) may not be waived or modified; and

(3) are in addition to and do not limit other rights which may be available to the tenant in law or equity, including the right to damages and the right to restoration of possession of the premises under section 504B.291.

Subd. 7. **Additional requirement.** By September 30 of each year, a landlord of a shared-metered residential building who bills for gas and electric utility charges separate from rent must inform tenants in writing of the possible availability of energy assistance from the low income home energy assistance program. The information must contain the toll-free telephone number of the administering agency.

Subd. 8. **Attorney general authority.** The attorney general has authority under section 8.31 to investigate and prosecute violations of this section.

Sec. 8. Minnesota Statutes 2022, section 504B.285, subdivision 4, is amended to read:

Subd. 4. Nonlimitation of landlord's rights. (a) Nothing contained in subdivisions 2 and 3 limits the right of the landlord pursuant to the provisions of subdivision 1 to terminate a tenancy for a violation by the tenant of a lawful, material provision of a lease or contract, whether written or oral, or to hold the tenant liable for damage to the premises caused by the tenant or a person acting under the tenant's direction or control.

(b) If landlord takes an action to terminate a tenancy for failure to pay for utility services in a shared-metered building, the court:

(1) if the tenant has filed a complaint involving utility service with the public utilities commission under section 216B.024, must stay the action until the commission has made a final determination and 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 the complaint pursuant to section 216B.172, subdivisions 3 and 4. The procedures described in clauses (2) and (3) regarding payment of money into court or to the landlord or posting a bond or security apply to any subsequent action taken under this subdivision;

(2) if the tenant has not filed a complaint involving utility service with the public utilities commission under section 216B.024, and the tenant meets the requirements for a fee waiver, may not require the tenant to post any amount of money into court, post a bond, make a payment directly to a landlord, or by any other means post security for utility charges; and

(3) if the tenant has not filed a complaint involving utility service with the public utilities commission under section 216B.024, and the tenant does not meet the requirements to proceed in forma pauperis, may, in its discretion, require the tenant to pay an amount of money or post security as it deems appropriate for prospective utility charges only.

(c) A court may not require a tenant to post rent as a condition of a tenant asserting an affirmative claim or defense, or a counterclaim related to landlord utility billings or practices.

Sec. 9. **REPEALER.**

Minnesota Statutes 2022, section 504B.215, is repealed.

Sec. 10. EFFECTIVE DATE.

(a) Sections 1 to 6, 8, and 9 are effective January 1, 2025.

(b) Section 7 is effective January 1, 2025, for leases entered into or renewed on or after that date."

Amend the title as follows:

Page 1, line 2, delete "single-metered" and insert "shared-metered"

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

S.F. No. 4726: A bill for an act relating to human services; establishing Direct Care and Treatment as an agency; modifying date for transfer of authority and responsibility from the commissioner of human services to the Direct Care and Treatment executive board; establishing Direct Care and Treatment executive board membership qualifications, procedures, powers, and duties; authorizing rulemaking; establishing role of Direct Care and Treatment chief executive officer; establishing chief executive officer powers and duties; establishing Direct Care and Treatment accounts; modifying terms of the social welfare fund; modifying certain effective dates; providing for initial appointment of Direct Care and Treatment executive board and chief executive officer; exempting Direct Care and Treatment buildings and structures from commissioner of administration repair duties; amending Minnesota Statutes 2022, sections 13.46, subdivisions 1, 10; 16B.24, subdivisions 2, 3a; 16B.297, subdivision 1; 145.61, subdivision 5; 246.018, subdivision 3; 246.13, subdivision 2; 256.88; 256.89; 256.90; 256.91; 256.92; Minnesota Statutes 2023 Supplement, sections 10.65, subdivision 2; 13.46, subdivision 2; 15.01; 15.06, subdivision 1; 43A.08, subdivisions 1, 1a; 246C.01; 246C.02; 246C.04; 246C.05; Laws 2023, chapter 61, article 8, sections 1; 2; 3; 8; proposing coding for new law in Minnesota Statutes, chapter 246C; repealing Minnesota Statutes 2022, sections 246.01; 246.12; 246.234; 246.36; 246.41; Minnesota Statutes 2023 Supplement, section 246C.03.

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

S.F. No. 4864: A bill for an act relating to human services; removing language from Minnesota Statutes concerning expired human services reports to the legislature; amending Minnesota Statutes 2022, sections 254A.03, subdivision 1; 256B.69, subdivision 5k; 256C.233, subdivision 2; 402A.16, subdivision 2; Minnesota Statutes 2023 Supplement, section 256B.4914, subdivisions 10, 10a; repealing Minnesota Statutes 2022, sections 245G.011, subdivision 5; 252.34; 256.01, subdivisions 39, 41; 256B.79, subdivision 6; 256K.45, subdivision 2.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Health and Human Services. Report adopted.

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

S.F. No. 4580: A bill for an act relating to human services; increasing nursing facility transparency in related-organization transactions; repealing duplicative nursing facility rate setting legislative report; amending Minnesota Statutes 2022, section 256R.08, subdivision 1, by adding a subdivision; repealing Minnesota Statutes 2022, section 256R.18.

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

Page 1, line 19, after "licensee" insert "controls or" and delete "or controlling"

Page 2, line 10, after the second "licensee" insert "controls or"

Page 3, line 5, delete "has" and insert "and 'control' have"

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

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

S.F. No. 3459: A bill for an act relating to substance use disorder treatment; modifying continuing education requirements for licensed alcohol and drug counselors; allowing for religious objections to placements in substance use disorder treatment programs; modifying comprehensive assessment requirements; prohibiting courts or other placement authorities from compelling an individual to participate in religious elements of substance use disorder treatment; requiring a report; amending Minnesota Statutes 2022, sections 148F.075, subdivision 2; 244.0513, by adding a subdivision; 245F.10, subdivision 1; 245G.13, by adding a subdivision; 245G.15, subdivision 1; 253B.03, subdivisions 4, 10; 253B.04, subdivision 1; Minnesota Statutes 2023 Supplement, sections 241.415; 245I.10, subdivision 6; 254B.05, subdivision 1; 609.14, subdivision 2a; proposing coding for new law in Minnesota Statutes, chapter 254B.

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

Page 1, delete section 1

Page 2, after line 19, insert:

"Sec. 2. [241.417] SUBSTANCE USE DISORDER TREATMENT; RELIGIOUS ELEMENTS.

(a) No court, corrections officer, probation officer, or other placing authority, or an organization providing services under contract with any such individual or entity, shall directly or indirectly compel an individual to participate in any religious element of a substance use disorder treatment program if the individual objects in good faith. If an individual objects to the religious character or any religious element of a substance use disorder treatment program, the entity requiring the individual to receive substance use disorder treatment must document the individual's objection and may require the individual to participate in an equivalent alternative treatment program to which the individual

has no religious objection. If an equivalent alternative treatment program is not available within a reasonable time, the individual may decline to participate in any religious element of a treatment program to which the individual objects. An individual's good faith refusal to participate in a treatment program or element of a treatment program for religious reasons may not adversely impact the individual's ability to receive treatment, the duration of the individual's treatment, or requirements for discharge from treatment.

(b) For purposes of this section, "directly or indirectly compel" means:

(1) requiring an individual to receive substance use disorder treatment from a specific type of program or treatment that includes religious elements;

(2) requiring an individual to receive substance use disorder treatment that meets nonclinical criteria that limits the number of equivalent alternative providers available, such as requiring the individual to have a sponsor or prohibiting the individual from receiving medication-assisted treatment; or

(3) preventing an individual from receiving substance use disorder treatment solely because of the individual's objection to or refusal to participate in a religious element of the treatment program."

Page 3, lines 3 and 21, delete "254B.035" and insert "241.417"

Page 8, delete subdivision 1

Page 9, line 30, delete "this" and insert "section 241.417."

Page 9, delete line 31

Page 10, delete section 12

Page 13, line 10, delete "254B.035" and insert "241.417"

Page 13, line 17, delete "section" and insert "sections 241.417 and"

Renumber the subdivisions and sections in sequence

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon

Page 1, line 3, delete everything before "allowing"

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.

SECOND READING OF SENATE BILLS

S.F. Nos. 3094, 4588, 3555, 4199, 3632, 2597, 4576, 4544, 4038, 2495, 3709, and 4580 were read the second time.

SECOND READING OF HOUSE BILLS

H.F. Nos. 3309, 3520, and 3526 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senator Gustafson introduced--

S.F. No. 4952: A bill for an act relating to public safety; establishing that venue for certain criminal sexual conduct cases may be proper in multiple counties; proposing coding for new law in Minnesota Statutes, chapter 627.

Referred to the Committee on Judiciary and Public Safety.

Senators Dibble, Mohamed, Pha, and Abeler introduced--

S.F. No. 4953: A bill for an act relating to housing; appropriating money for Land Bank Twin Cities.

Referred to the Committee on Housing and Homelessness Prevention.

Senators Housley, Duckworth, and Anderson introduced--

S.F. No. 4954: A bill for an act relating to capital investment; appropriating money for improvements at Veterans Campground.

Referred to the Committee on Capital Investment.

Senators Abeler and Hoffman introduced--

S.F. No. 4955: A bill for an act relating to human services; modifying long-term care consultation services; amending Minnesota Statutes 2022, section 256B.0911, subdivisions 12, 17, 18, 20, 24, 25.

Referred to the Committee on Human Services.

Senator Limmer introduced--

S.F. No. 4956: A bill for an act relating to transportation; providing a grant to develop data for a roadside test to determine impairment from tetrahydrocannabinol; appropriating money.

Referred to the Committee on Judiciary and Public Safety.

Senator Limmer introduced--

S.F. No. 4957: A bill for an act relating to cannabis; requiring the Office of Cannabis Management to establish limits on the total THC in cannabis flower and cannabis products; prohibiting the addition of ingredients to impart a taste or smell to cannabis products intended to be consumed through the inhalation of smoke, vapor, or aerosol; requiring warnings about cannabis consumption to include a warning regarding cancer; prohibiting advertisements that promote the co-consumption of alcohol and cannabis; amending Minnesota Statutes 2023 Supplement, sections 342.06; 342.63, subdivision 6; 342.64, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

Senators Seeberger, Pappas, McEwen, and Hauschild introduced--

S.F. No. 4958: A bill for an act relating to retirement; public employees local government correctional service retirement plan; modifying eligibility to add public safety telecommunicators; providing for an employee contribution rate for public safety telecommunicators; modifying the vesting requirements for public safety telecommunicators; modifying the definition of 911 telecommunicator; amending Minnesota Statutes 2022, sections 353E.02, subdivision 1, by adding a subdivision; 353E.03, subdivision 1; 403.02, subdivision 17c; Minnesota Statutes 2023 Supplement, section 353.01, subdivision 47.

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

Senator Latz introduced--

S.F. No. 4959: A bill for an act relating to public safety; correcting statutory citation related to obscene or harassing telephone calls; clarifying reference to minimum term of imprisonment for certain offenders; clarifying organized retail theft; correcting statutory citation reference related to expungement; clarifying eligibility standard applicable to retroactive relief for certain persons convicted of aiding and abetting felony murder; making conforming changes; amending Minnesota Statutes 2023 Supplement, sections 299C.10, subdivision 1; 609.3455, subdivision 5; 609.522, subdivisions 1, 2; 609A.02, subdivision 3; 638.12, subdivision 2; 638.15, subdivision 1; Laws 2023, chapter 52, article 4, section 24, subdivisions 3, 4, 7.

Referred to the Committee on Judiciary and Public Safety.

Senator Latz introduced--

S.F. No. 4960: A bill for an act relating to corrections; modifying membership and meetings of state correctional facilities security audit group; amending Minnesota Statutes 2022, section 241.021, subdivision 1h.

Referred to the Committee on Judiciary and Public Safety.

Senator Latz introduced--

S.F. No. 4961: A bill for an act relating to public safety; modifying the law addressing release of certain inmates; amending Minnesota Statutes 2023 Supplement, section 244.05, subdivision 5.

Referred to the Committee on Judiciary and Public Safety.

Senator Latz introduced--

S.F. No. 4962: A bill for an act relating to public safety; changing name of Ensuring Police Excellence and Improving Community Relations Advisory Council to Public Safety Advisory Council; amending Minnesota Statutes 2022, sections 626.8435, subdivision 1; 626.8457, subdivision 3.

Referred to the Committee on Judiciary and Public Safety.

Senator Koran introduced--

S.F. No. 4963: A bill for an act relating to transportation; establishing a special license plate for veterans who received the Army of Occupation Medal; making technical changes; amending Minnesota Statutes 2022, section 168.123.

Referred to the Committee on Transportation.

Senator Mohamed introduced--

S.F. No. 4964: A bill for an act relating to human services; modifying background check requirements for certain housing support providers; amending Minnesota Statutes 2022, section 256I.04, subdivision 2c.

Referred to the Committee on Health and Human Services.

Senator Hauschild introduced--

S.F. No. 4965: A bill for an act relating to education finance; modifying the allowed uses of student support personnel aid for school districts and charter schools with declining enrollment; amending Minnesota Statutes 2023 Supplement, section 124D.901, subdivision 4.

Referred to the Committee on Education Finance.

Senator Hauschild introduced--

S.F. No. 4966: A bill for an act relating to capital investment; appropriating money for a public works maintenance facility in the city of Ranier; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Seeberger introduced--

S.F. No. 4967: A bill for an act relating to consumer protection; enacting the Consumers in Crisis Protection Act; providing civil penalties; authorizing administrative rulemaking; proposing coding for new law as Minnesota Statutes, chapter 45B.

Referred to the Committee on Commerce and Consumer Protection.

Senator Pappas introduced--

S.F. No. 4968: A bill for an act relating to retirement; Teachers Retirement Association; St. Paul Teachers Retirement Fund Association; extending the suspension of earnings limitation for retired teachers who return to teaching; amending Laws 2022, chapter 65, article 3, section 1, subdivisions 2, 3.

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

Senator McEwen introduced--

S.F. No. 4969: A bill for an act relating to energy; establishing a program to award grants for the purchase of electric lawn and snow removal equipment; requiring reports; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 216C.

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

Senator Miller introduced--

S.F. No. 4970: A bill for an act relating to capital investment; appropriating money for campus improvements at Minnesota State College Southeast; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Miller introduced--

S.F. No. 4971: A bill for an act relating to capital investment; appropriating money for street improvements in the city of La Crescent; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Miller introduced--

S.F. No. 4972: A bill for an act relating to capital investment; appropriating money for improvements to the Winona wastewater treatment facility; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Miller introduced--

S.F. No. 4973: A bill for an act relating to capital investment; appropriating money for preservation of the historic Forestville bridge in Fillmore County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Miller introduced--

S.F. No. 4974: A bill for an act relating to capital investment; appropriating money for a regional ice arena in the city of La Crescent; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Kunesh and Dzedzic introduced--

S.F. No. 4975: A bill for an act relating to local government; authorizing the cities of Minneapolis and St. Anthony Village to regulate truck weight and length on 29th Avenue Northeast.

Referred to the Committee on Transportation.

Senators Hoffman and Boldon introduced--

S.F. No. 4976: A bill for an act relating to health; requiring health plans to develop a maternal mental health program; defining terms related to maternal mental health; requiring certain health care professionals to ensure that mothers are offered screenings for maternal mental health conditions; amending Minnesota Statutes 2022, sections 62A.0411; 62Q.521; 147.091, subdivision 1; 147A.13, subdivision 1; 256B.69, by adding a subdivision; 256L.12, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 148.261, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 145.

Referred to the Committee on Human Services.

Senator Draheim introduced--

S.F. No. 4977: A bill for an act relating to taxation; sales and use; providing a refundable exemption for construction materials for certain projects in the St. Clair School District.

Referred to the Committee on Taxes.

Senator Draheim introduced--

S.F. No. 4978: A bill for an act relating to taxation; sales and use; providing a refundable exemption for construction materials for a new school building in the Le Sueur-Henderson School District.

Referred to the Committee on Taxes.

Senators Hauschild, Kupec, Weber, and Rasmusson introduced--

S.F. No. 4979: A bill for an act relating to taxation; property; modifying tier limits for homestead resort properties; amending Minnesota Statutes 2022, section 273.13, subdivision 22.

Referred to the Committee on Taxes.

Senators Hoffman and Weber introduced--

S.F. No. 4980: A bill for an act relating to health; modifying requirements for well disclosure certificates; establishing a fee; appropriating money; amending Minnesota Statutes 2022, section 103I.235, subdivision 1, by adding subdivisions.

Referred to the Committee on Health and Human Services.

Senator Dibble introduced--

S.F. No. 4981: A bill for an act relating to taxation; property; tax increment financing; authorizing use of tax increment from redevelopment districts to convert vacant or underused commercial or industrial buildings to residential purposes; providing rules for calculating the original net tax capacity of property to be converted from commercial or industrial to residential purposes; exempting districts established to convert vacant or underused commercial or industrial buildings to residential purposes from the market value finding requirement; amending Minnesota Statutes 2022, sections 469.174, subdivision 10; 469.175, subdivision 3; 469.176, subdivision 4j; 469.177, subdivision 1.

Referred to the Committee on Taxes.

Senators Dibble, Weber, and Hawj introduced--

S.F. No. 4982: A bill for an act relating to taxation; solid waste management; increasing the dedication to the resource management account; amending Minnesota Statutes 2023 Supplement, section 297H.13, subdivision 2.

Referred to the Committee on Taxes.

Senators Hauschild and Weber introduced--

S.F. No. 4983: A bill for an act relating to taxation; sales and use; modifying the exemption for data centers; amending Minnesota Statutes 2022, sections 297A.68, subdivision 42; 297A.75, subdivision 1.

Referred to the Committee on Taxes.

Senators Abeler, Hoffman, and Pha introduced--

S.F. No. 4984: A bill for an act relating to human services; establishing grants for culturally competent supports and resources related to well-being and long-term services and supports; appropriating money.

Referred to the Committee on Human Services.

Senators Westlin and Hauschild introduced--

S.F. No. 4985: A bill for an act relating to taxation; property; modifying distribution of excess proceeds from sales of tax-forfeited property; providing grants for environmental remediation of tax-forfeited property; appropriating money; amending Minnesota Statutes 2022, sections 281.23, subdivision 2; 282.01, by adding subdivisions; 282.08; proposing coding for new law in Minnesota Statutes, chapter 116.

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

Senator Hoffman introduced--

S.F. No. 4986: A bill for an act relating to behavioral health; creating a certified community behavioral health pilot project; appropriating money; requiring a report.

Referred to the Committee on Health and Human Services.

Senators Jasinski, Dornink, and Rarick introduced--

S.F. No. 4987: A bill for an act relating to taxation; aid to local governments and private ambulance services; establishing a onetime aid program for certain licensed ambulance services; requiring reports; appropriating money.

Referred to the Committee on Taxes.

Senators Weber, Dahms, Howe, Putnam, and Duckworth introduced--

S.F. No. 4988: A bill for an act relating to economic development; establishing the Minnesota Strategic Industrial Development Enhancement tax credits; authorizing rulemaking; proposing coding for new law in Minnesota Statutes, chapter 116J.

Referred to the Committee on Jobs and Economic Development.

Senator Boldon introduced--

S.F. No. 4989: A bill for an act relating to insurance; setting requirements for calculating an enrollee's contribution toward an out-of-pocket maximum or cost sharing; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Commerce and Consumer Protection.

Senator Westrom introduced--

S.F. No. 4990: A bill for an act relating to veterans; appropriating money to the commissioner of veterans affairs for a grant to Eagle's Healing Nest.

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

Senator Westrom introduced--

S.F. No. 4991: A bill for an act relating to local government; modifying requirements for the number of board members of a hospital district in Swift County; making technical changes; amending Laws 1992, chapter 534, sections 7, subdivisions 1, 2, 3; 8, subdivision 2; 10, subdivision 4; 16.

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

Senators Kunesh and Morrison introduced--

S.F. No. 4992: A bill for an act relating to health; directing the use of grant funds for activities relating to the planning of an American Indian focused birth center; appropriating money.

Referred to the Committee on Health and Human Services.

Senator Kunesh introduced--

S.F. No. 4993: A bill for an act relating to capital investment; appropriating money for a White Earth Area Detox Center in the city of Mahnomen.

Referred to the Committee on Capital Investment.

Senator Gustafson introduced--

S.F. No. 4994: A bill for an act relating to private detectives; specifying that a protective agent license is required for private companies to transport prisoners; requiring license revocation for certain acts committed by a licensee or employee of a licensee; requiring a minimum administrative penalty for certain violations; amending Minnesota Statutes 2022, sections 326.338, subdivision 4; 326.3388; Minnesota Statutes 2023 Supplement, section 326.3387, subdivision 1.

Referred to the Committee on Judiciary and Public Safety.

MOTIONS AND RESOLUTIONS

Senator Kunesh moved that the name of Senator Mitchell be added as a co-author to S.F. No. 1718. The motion prevailed.

Senator Kunesh moved that the name of Senator Mitchell be added as a co-author to S.F. No. 1915. The motion prevailed.

Senator Westlin moved that the names of Senators Oumou Verbeten, Kunesh, and Boldon be added as co-authors to S.F. No. 3416. The motion prevailed.

Senator Carlson moved that the name of Senator Koran be added as a co-author to S.F. No. 3555. The motion prevailed.

Senator Maye Quade moved that the name of Senator Housley be added as a co-author to S.F. No. 3576. The motion prevailed.

Senator Xiong moved that the names of Senators Abeler and Hoffman be added as co-authors to S.F. No. 3606. The motion prevailed.

Senator Kunesh moved that the name of Senator Abeler be added as a co-author to S.F. No. 3731. The motion prevailed.

Senator Pha moved that the name of Senator Mitchell be added as a co-author to S.F. No. 3980. The motion prevailed.

Senator Hoffman moved that the name of Senator Morrison be added as a co-author to S.F. No. 3989. The motion prevailed.

Senator Hoffman moved that the name of Senator Abeler be added as a co-author to S.F. No. 4010. The motion prevailed.

Senator Rest moved that the name of Senator Weber be added as a co-author to S.F. No. 4115. The motion prevailed.

Senator Mohamed moved that the name of Senator Champion be added as a co-author to S.F. No. 4230. The motion prevailed.

Senator Oumou Verbeten moved that the names of Senators Boldon and Cwodzinski be added as co-authors to S.F. No. 4483. The motion prevailed.

Senator Hauschild moved that the name of Senator McEwen be added as a co-author to S.F. No. 4523. The motion prevailed.

Senator Hauschild moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 4553. The motion prevailed.

Senator Mann moved that the name of Senator Boldon be added as a co-author to S.F. No. 4584. The motion prevailed.

Senator Mann moved that her name be stricken as a co-author to S.F. No. 4750. The motion prevailed.

Senator Marty moved that the name of Senator Dibble be added as a co-author to S.F. No. 4750. The motion prevailed.

Senator Kupec moved that the name of Senator Boldon be added as a co-author to S.F. No. 4791. The motion prevailed.

Senator Seeberger moved that the name of Senator Boldon be added as a co-author to S.F. No. 4826. The motion prevailed.

Senator Seeberger moved that the name of Senator Mitchell be added as a co-author to S.F. No. 4831. The motion prevailed.

Senator Seeberger moved that the name of Senator Mitchell be added as a co-author to S.F. No. 4835. The motion prevailed.

Senator Wiklund moved that the name of Senator Boldon be added as a co-author to S.F. No. 4837. The motion prevailed.

Senator Carlson moved that the name of Senator Boldon be added as a co-author to S.F. No. 4933. The motion prevailed.

Senator Kreun moved that H.F. No. 3868 be withdrawn from the Committee on Commerce and Consumer Protection and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

Senator Gruenhagen moved that S.F. No. 4844 be withdrawn from the Committee on Commerce and Consumer Protection and re-referred to the Committee on Health and Human Services. The motion prevailed.

SPECIAL ORDERS

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

H.F. Nos. 3646 and 3987.

SPECIAL ORDER

H.F. No. 3646: A bill for an act relating to children, youth, and families; creating the statutory infrastructure for the new Department of Children, Youth, and Families; moving and copying statutes; amending Minnesota Statutes 2022, sections 13.46, subdivisions 1, 3; 116L.665, subdivision 2; 116L.86, subdivisions 1, 3; 119A.5411; 119B.03, subdivision 8; 119B.09, subdivision 12; 119B.24; 124D.13, subdivisions 2, 3, 4; 124D.135, subdivisions 1, 3, by adding a subdivision; 124D.142, subdivision 1; 124D.15, subdivision 3a; 124D.151, subdivision 7, by adding a subdivision; 124D.16, by adding a subdivision; 124D.165, subdivision 1; 125A.02, subdivisions 1a, 2; 125A.28; 125A.35, subdivision 1; 125A.45; 125A.48; 125A.76, by adding a subdivision; 144.225, subdivision 2b; 245.814, subdivision 5; 245A.02, subdivision 6e; 245A.03, subdivisions 1, 4; 245A.035, subdivision 4; 245A.04, subdivision 9; 245A.08, subdivision 2a; 245A.09, subdivision 7; 245A.10, subdivisions 1, 2; 245A.14, subdivisions 1, 14; 245A.1443, subdivision 2; 245A.1444; 245A.146, subdivisions 1, 2, 5, 6; 245A.147, subdivision 1; 245A.156, subdivisions 1, 2; 245A.16, subdivisions 3, 5; 245A.18, subdivision 1; 245A.25, subdivisions 1, 6, 8; 245A.66, subdivision 1; 245C.03, by adding a subdivision; 245C.08, subdivision 3; 245C.22, by adding a subdivision; 245C.25; 256.01, subdivisions 1, 2, 4, 5, 12, 16, 18, 18a, 34; 256.012, subdivision 2, by adding a subdivision; 256.016; 256.017, subdivisions 1, 2, 3, 5, 7; 256.018; 256.019, subdivisions 1, 2; 256.029; 256.045, subdivisions 3b, 4, 6, 10; 256.0451, subdivisions 1, 2; 256.046, subdivision 2; 256.741, subdivisions 1, 2, 12a; 256.82; 256.87, subdivisions 1, 1a, 5; 256.981; 256.982; 256.983, as amended; 256.9831, subdivision 1; 256.986; 256.9861; 256.987, subdivision 1; 256.998, subdivision 7; 256D.64, subdivisions 1, 3; 256E.21, subdivision 1; 256E.22, subdivision 7; 256E.24; 256E.25, subdivisions 5, 6, 7; 256E.26; 256E.27; 256J.01, subdivision 2; 256J.021; 256J.08, subdivision 32; 256J.09, by adding a subdivision; 256J.351; 256J.395, subdivision 1; 256J.425, subdivision 8; 256J.645, subdivision 1; 256P.04, subdivision 13; 260.92, subdivision 1; 260C.178, subdivision 1; 260C.201, subdivision 1; 260C.215, subdivision 5; 260C.301, subdivision 1; 260D.02, subdivisions 5, 9; 260E.02, subdivision 2; 260E.03, subdivision 23; 260E.14, subdivision 1; 260E.20, subdivisions 3, 5; 260E.24, subdivision 5; 260E.28,

subdivisions 1, 3; 260E.29, subdivision 2; 260E.30, subdivisions 3, 6; 260E.32, subdivision 3; 260E.33, subdivisions 2, 3, 5; 260E.34; 260E.35, subdivision 3; 260E.36, subdivision 4; 299A.72; 393.07, subdivisions 1, 2, 3, 4, 5, 7, 8, 10; 393.11, subdivision 2; 518A.26, by adding a subdivision; 518A.60; 631.40, subdivision 3; Minnesota Statutes 2023 Supplement, sections 13.46, subdivisions 2, 4; 119B.125, subdivisions 1a, 2, 3; 121A.19; 124D.142, subdivision 2; 124D.151, subdivision 5; 125A.02, subdivision 1; 142A.02, subdivision 1; 142A.03, subdivision 2, by adding subdivisions; 144.225, subdivision 2; 245A.02, subdivision 5a; 245A.03, subdivisions 2, 7; 245A.04, subdivisions 4, 7; 245A.041, subdivision 6; 245A.05; 245A.07, subdivisions 1, 3; 245A.10, subdivisions 3, 4; 245A.13, subdivision 7; 245A.1435; 245A.16, subdivision 1; 245A.66, subdivision 4; 245C.02, subdivision 22; 245C.03, subdivision 1; 245H.05; 256.045, subdivision 3; 256.046, subdivision 1; 256.0471, subdivision 1; 256.98, subdivision 8; 256D.65, subdivision 1; 256J.35; 256J.37, subdivision 3a; 256J.40; 260C.317, subdivision 3; 260E.02, subdivision 1; 609A.015, subdivisions 1, 2, 3; 609A.06, subdivisions 7, 12; Laws 2017, First Special Session chapter 5, article 8, section 9, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 142A; proposing coding for new law as Minnesota Statutes, chapters 142B; 142C; repealing Minnesota Statutes 2022, sections 245A.04, subdivision 17; 245A.09, subdivision 10; 245H.12; 256.01, subdivision 30; 256.741, subdivision 3; 256.9831, subdivisions 2, 3; 256J.01, subdivision 5; 256J.78, subdivision 3; Minnesota Statutes 2023 Supplement, section 245A.18, subdivision 2.

H.F. No. 3646 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 40 and nays 25, as follows:

Those who voted in the affirmative were:

Abeler	Dziedzic	Klein	Miller	Port
Boldon	Fateh	Kunesh	Mitchell	Putnam
Carlson	Frentz	Kupec	Mohamed	Rarick
Champion	Gustafson	Latz	Morrison	Rest
Coleman	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Duckworth	Housley	McEwen	Pha	Xiong

Pursuant to Rule 40, Senator Frentz cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, and Port.

Those who voted in the negative were:

Anderson	Drazkowski	Howe	Limmer	Rasmusson
Bahr	Eichorn	Jasinski	Lucero	Utke
Dahms	Farnsworth	Johnson	Mathews	Weber
Dornink	Green	Koran	Nelson	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

So the bill passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 3987: 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.

H.F. No. 3987 was read the third time and placed on its final passage.

The question was taken on the passage of the bill.

The roll was called, and there were yeas 37 and nays 28, as follows:

Those who voted in the affirmative were:

Abeler	Frentz	Latz	Morrison	Rest
Boldon	Gustafson	Mann	Murphy	Seeberger
Carlson	Hauschild	Marty	Nelson	Westlin
Champion	Hawj	Maye Quade	Oumou Verbeten	Wiklund
Cwodzinski	Hoffman	McEwen	Pappas	Xiong
Dibble	Klein	Miller	Pha	
Dziedzic	Kunesh	Mitchell	Port	
Fateh	Kupec	Mohamed	Putnam	

Pursuant to Rule 40, Senator Frenz cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, and Port.

Those who voted in the negative were:

Anderson	Drzkowski	Housley	Limmer	Utke
Bahr	Duckworth	Howe	Lucero	Weber
Coleman	Eichorn	Jasinski	Mathews	Wesenberg
Dahms	Farnsworth	Johnson	Pratt	Westrom
Dornink	Green	Koran	Rarick	
Draheim	Gruenhagen	Kreun	Rasmusson	

So the bill passed and its title was agreed to.

MEMBERS EXCUSED

Senator Lang was excused from the Session of today. Senator Fateh was excused from the Session of today from 11:00 to 11:45 a.m. Senator Lieske was excused from the Session of today at 11:10 a.m.

ADJOURNMENT

Senator Murphy moved that the Senate do now adjourn until 11:00 a.m., Monday, March 18, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate

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