

STATE OF MINNESOTA

Journal of the Senate

NINETY-THIRD LEGISLATURE

NINETY-THIRD DAY

St. Paul, Minnesota, Monday, March 18, 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. Daniel Haugan.

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communication was received.

March 15, 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
	3489	78	5:21 p.m. March 14	March 14

Sincerely,
Steve Simon
Secretary of State

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 4483 and 4518.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted March 14, 2024

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 4483: 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and statutes; correcting erroneous, obsolete, and omitted text and references; removing redundant, conflicting, and superseded provisions; amending Minnesota Statutes 2022, sections 12A.02, subdivision 6; 12B.15, subdivision 8; 13.3805, subdivision 1; 13.6401, subdivision 2; 14.37,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; 62V.05, subdivision 5; 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; 254B.05, subdivision 5; 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.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 4576, now on General Orders.

H.F. No. 4518: 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.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 4588, now on General Orders.

REPORTS OF COMMITTEES

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

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

S.F. No. 4162: A bill for an act relating to railroads; increasing insurance coverage requirements for motor carriers of railroad employees; creating civil penalties; amending Minnesota Statutes 2022, section 221.0255, subdivision 4, by adding a subdivision.

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

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

S.F. No. 1155: A bill for an act relating to taxation; individual income and corporate franchise; modifying transfer and certification provisions; amending Minnesota Statutes 2023 Supplement, section 290.0695, subdivisions 1, 3.

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

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

S.F. No. 4161: A bill for an act relating to railroads; establishing a maximum train length; providing for penalties; proposing coding for new law in Minnesota Statutes, chapter 219.

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

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

S.F. No. 4593: A bill for an act relating to wage theft; preventing wage theft and requiring use of responsible contractors when the Minnesota Housing Finance Agency provides financial assistance for development of multiunit residential housing; amending Minnesota Statutes 2023 Supplement, section 116J.871, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Page 4, line 7, delete "fail" and insert "is found by an enforcement agency to have, within three years after entering into a wage theft prevention plan under paragraph (a), failed"

Page 4, line 8, delete "second"

Page 4, line 9, delete everything after "more" and insert a period

Page 4, delete line 10

Page 4, after line 19, insert:

"EFFECTIVE DATE. This section is effective for financial assistance provided after August 1, 2024, except section 462A.051, subdivision 2, does not apply for requests for proposals that were initiated prior to August 1, 2024."

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

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

S.F. No. 4678: A bill for an act relating to housing; modifying an appropriation for the housing infrastructure program; providing for assistance to preserve naturally-occurring affordable housing;

amending Minnesota Statutes 2022, section 469.012, by adding a subdivision; Laws 2023, chapter 37, article 1, section 2, subdivision 17.

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

Page 1, line 9, delete "naturally-occurring" and insert "naturally occurring"

Page 2, delete section 2 and insert:

"Sec. 2. Laws 2023, chapter 37, article 1, section 2, subdivision 17, is amended to read:

Subd. 17. Housing Infrastructure	100,000,000	100,000,000
		<u>96,750,000</u>

This appropriation is for the housing infrastructure program for the eligible purposes under Minnesota Statutes, section 462A.37, subdivision 2. This is a onetime appropriation.

Sec. 3. APPROPRIATION; WILDER PARK ASSOCIATION CAPITAL REPAIR PROJECT.

\$3,250,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of the Housing Finance Agency for a grant to the Wilder Park Association to assist with the cost of a major capital repair project for the rehabilitation of portions of the owner-occupied senior high-rise facility. This is a onetime appropriation.

Amend the title as follows:

Page 1, line 2, delete everything after the semicolon

Page 1, line 3, delete "program;" and delete "naturally-occurring" and insert "naturally occurring" and after "housing" insert "; appropriating money"

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 Fateh from the Committee on Higher Education, to which was re-referred

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

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

Page 1, line 8, delete "enactment" and insert "effective date"

Page 1, line 9, delete everything after "Universities"

Page 1, line 10, delete everything before "must" and after "must" insert ", and the Board of Regents of the University of Minnesota is requested to,"

Page 2, lines 5 and 19, delete "enactment" and insert "effective date"

Page 2, line 8, delete "does the following"

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 Champion from the Committee on Jobs and Economic Development, to which was referred

S.F. No. 3223: A bill for an act relating to workforce development; establishing a Shakopee area workforce development scholarship pilot program; appropriating money.

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

Page 2, line 28, delete "2023" and insert "2024" and delete "2028" and insert "2029"

Page 3, line 23, delete everything after the second "to"

Page 3, delete lines 24 and 25

Page 3, line 26, delete "(2)"

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

Senator Klein from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 3358: A bill for an act relating to insurance; regulating sureties, supervising bail bond agencies, surety bail bond producers, and bail bond enforcement agents; amending Minnesota Statutes 2022, section 629.63; proposing coding for new law as Minnesota Statutes, chapter 60M.

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

Delete everything after the enacting clause and insert:

"Section 1. [60M.01] DEFINITIONS.

Subdivision 1. Terms. For the purposes of this chapter, the terms defined in this section have the meanings given them.

Subd. 2. Bail bond agency. "Bail bond agency" means an agency contracted by a surety to supervise or otherwise manage the bail bond business written in Minnesota by producers appointed by the surety.

Subd. 3. Commissioner. "Commissioner" means the commissioner of commerce.

Subd. 4. **Department.** "Department" means the Department of Commerce.

Subd. 5. **Negotiate.** "Negotiate" means the act of conferring directly with or offering advice directly to a purchaser or prospective purchaser of a particular insurance contract concerning any of the substantive benefits, terms, or conditions of the contract, if the person engaged in the act either sells insurance or obtains insurance from insurers for purchasers.

Subd. 6. **Net premium.** "Net premium" means a bond's premium, less any commission agreed to in advance and in writing between a producer and the surety or bail bond agency.

Subd. 7. **Personal information.** "Personal information" has the meaning given in section 72A.491, subdivision 17.

Subd. 8. **Privileged information.** "Privileged information" has the meaning given in section 72A.491, subdivision 19.

Subd. 9. **Producer.** "Producer" means a person that works for a supervising bail bond agency and is appointed by a surety to execute or countersign bail bonds for the surety in connection with judicial proceedings.

Subd. 10. **Sell.** "Sell" means to exchange on behalf of an insurance company an insurance contract by any means for money or money's equivalent.

Subd. 11. **Solicit.** "Solicit" means: (1) any written or printed presentation or advertising made by mail or other publication which implies that an individual is licensed to sell bail bonds; (2) an oral presentation or advertising in person or by means of telephone, radio, or television, which implies that an individual is licensed to sell bail bonds; (3) an activity in arranging for bail which results in compensation or anything of value to the individual conducting that activity; or (4) an attempt to sell or ask or urge a person to apply for a bail bond from a surety.

Subd. 12. **Surety.** "Surety" means a domestic, foreign, or alien insurance company that is licensed to transact surety business in Minnesota under section 60A.06.

Sec. 2. **[60M.02] PREMIUMS.**

Subdivision 1. **Premiums; generally.** (a) Regardless of whether a producer is an employee or an independent contractor, a producer must charge the approved, filed rate of the surety being used to post a bail bond. Except as provided in subdivision 2 or in a situation where cash bail is set by the court under subdivision 5, the rate charged must not be less than the surety's filed rate.

(b) A producer is prohibited from providing a premium rebate.

(c) A producer may charge travel or other related fees, provided the producer complies with section 60K.46, subdivision 2.

Subd. 2. **Minimum premium.** A producer must charge a minimum premium of \$100. Any premium amount must be included in the surety's rate filing with the commissioner.

Subd. 3. **Bail bonds less than \$10,000.** (a) A producer is prohibited from posting a bail bond with a penal sum of \$10,000 or less unless the producer has:

(1) received at least 50 percent of the total premium owed under the surety's rate filing;

(2) provided the premium's payer with a receipt that indicates the premium paid; and

(3) if the payment in full is not made before posting the bond, obtained a promissory note from the premium payer that requires the premium payer to pay the unpaid premium in full within 120 days after the date the bond is posted.

(b) A promissory note issued under paragraph (a), clause (3), must be made on a surety or bail bond agency form that has been approved by the commissioner. The maximum interest rate allowed in a promissory note under this subdivision is six percent. A promissory note may authorize collection of the actual costs incurred to collect the premium, including reasonable attorney fees, in the event of a default.

Subd. 4. **Bail bonds greater than \$10,000.** (a) A producer is prohibited from posting a bail bond with a penal sum greater than \$10,000 unless the producer has:

(1) received at least 30 percent of the total premium owed under the surety's rate filing;

(2) provided the premium's payer with a receipt that indicates the premium paid; and

(3) if the payment in full is not made before posting the bond, obtained a promissory note from the premium payer that requires the premium payer to pay the unpaid premium in full, making at a minimum equal monthly payments, within 12 days of the date the bond is posted.

(b) A promissory note issued under paragraph (a), clause (3), must be made on a surety or bail bond agency form that has been approved by the commissioner. The maximum interest rate allowed in a promissory note under this subdivision is six percent. A promissory note may authorize collection of the actual costs incurred to collect the premium, including reasonable attorney fees, in the event of a default.

Subd. 5. **Alternative premium structure.** (a) A bail bond agency or principal may include an alternative premium structure as part of the bail bond agency or producer's surety rate filing submitted to the commissioner. The commissioner may approve the alternative premium structure's use in circumstances as provided under this subdivision.

(b) If a court sets bail at 15 percent or less of the bond's penal amount, a surety, bail bond agency, or principal may charge an alternative premium that is as low as one-half of the cash bail amount set by the court. An alternative premium charged under this subdivision is subject to the minimum premium requirement under subdivision 2.

(c) A bail bond agency or principal is required to obtain from the court documentation indicating the cash bail amount set by the court and must maintain the documentation in the bond file.

(d) A bail bond agency and producer must maintain a log of all bonds where an alternative premium was charged under this subdivision.

(e) Subdivisions 3 and 4 apply to the payment of an alternative premium structure under this subdivision.

Subd. 6. **Late payments.** If a payment, including a minimum monthly payment, that is required under a promissory note executed pursuant to subdivision 3 or 4 is more than 90 days late, the bail bond agency or producer must, within 20 days of the date a payment becomes 90 days late:

(1) for amounts owed that are \$1,000 or less, assign the debt to a Minnesota-licensed debt collector; or

(2) for amounts owed that are greater than \$1,000:

(i) file a civil action against the delinquent premium payer; and

(ii) make all reasonable efforts to: (A) serve a summons and complaint; (B) enter judgment, unless the matter is settled while the action is pending; and (C) enforce the judgment, which may be satisfied by assigning the debt to a licensed debt collector.

Subd. 7. **Form of payment.** A surety, bail bond agency, or producer must accept only cash, money orders, checks, wire transfers, electronic funds transfers, debit cards, prepaid cash cards, or credit cards as a premium payment method. Any balance owed must be evidenced by a promissory note, as provided under subdivision 3 or 4.

Subd. 8. **Payments made directly to producer; premium trust account.** (a) Unless payment was previously forwarded to the surety or bail bond agency, within five business days of the date a bond is posted or a payment is made on a promissory note, a producer must deposit payments directly to the producer into a premium trust account that the producer, bail bond agency, or surety maintains.

(b) A premium trust account must be used only for premium payments and travel or other related fees authorized under subdivision 1, paragraph (c). A producer, bail bond agency, or surety is prohibited from depositing any other money into a premium trust account.

(c) A deposit into a premium trust account must be accompanied by a deposit slip that: (1) separately designates the source of the deposit; and (2) lists the power of attorney number for the bond that the premium is being collected on.

(d) Money may be withdrawn from a producer's premium trust account only to:

(1) pay the net premium to the surety or bail bond agency;

(2) pay a surety or bail bond agency any build-up fund or escrow account required by a contract executed by the producer and the surety or bail bond agency;

(3) pay travel or other related fees authorized under subdivision 1, paragraph (c);

(4) pay the producer any fees or charges deducted electronically by credit card processing vendors, provided the fees and charges comply with section 60K.46, subdivision 2; and

(5) distribute any excess amounts to the producer's operating account.

Sec. 3. [60M.03] COLLATERAL.

Subdivision 1. **Collateral generally.** (a) When collateral is accepted, the producer, or a surety or bail bond agency if collateral is provided directly to the surety or bail bond agency, must provide a written, numbered receipt to the individual on whose behalf the collateral is being held. The receipt must:

(1) contain the date; depositor's name and address; bail bond agency's name and address; surety's name and address; defendant's name; bond amount; and cash amount or a detailed description of the collateral, if the collateral is not cash; and

(2) be signed by: (i) the producer, surety, or bail bond agency; and (ii) the individual on whose behalf the collateral is being held.

(b) Collateral must be reasonably cared for in a manner that complies with this section and other law.

Subd. 2. **Collateral received; transfer; control.** (a) Except as otherwise provided under paragraph (b), a producer or bail bond agency must transfer all cash and noncash collateral that the producer or bail bond agency receives to the surety.

(b) A surety may, at the surety's discretion, permit: (1) a producer to transfer all cash and noncash collateral that the producer receives to the bail bond agency; and (2) the bail bond agency to retain possession and control over the cash and noncash collateral without transferring the cash and noncash collateral to the surety. If a surety exercises the surety's discretion under this paragraph, the bail bond agency assumes the surety's responsibilities and responsibilities under this section. A producer is prohibited from retaining possession or control of cash or noncash collateral beyond the time periods established in this section.

Subd. 3. **Cash collateral trust account.** (a) All cash collateral must be deposited into a cash collateral account maintained by a surety within five business days of the date the cash collateral is received.

(b) All checks, money orders, wire transfers, or similar money transfer for collateral must be made payable to the bail bond agency and deposited into the surety's or bail bond agency's collateral account within ten business days of the date the payment was received.

(c) When required by law, a bail bond agency or producer must: (1) file an IRS Form 8300 and informational notice; and (2) retain a copy of the filed IRS Form 8300 and informational notice in the bail bond agency's or producer's files.

Subd. 4. **Separate cash collateral account.** At the surety's discretion, the surety or a bail bond agency may maintain a separate cash collateral trust account. A cash collateral trust account may be an interest-bearing account or a noninterest-bearing account. If the separate cash collateral trust account is an interest-bearing account, the interest earned is for the benefit of the individual on whose behalf the collateral is being held.

Subd. 5. **Surety liable.** The surety is liable to return any cash or noncash collateral that a producer or bail bond agency collects, even if the collected collateral is not transferred to the surety.

Subd. 6. **Prohibitions.** (a) A surety, bail bond agency, or producer is prohibited from collecting collateral in excess of the bond's penal sum.

(b) A surety, bail bond agency, or producer is prohibited from using collateral for personal benefit or gain.

(c) A surety, bail bond agency, or producer is prohibited from taking a quitclaim deed on real property as collateral for a bond.

Subd. 7. **Collateral log.** (a) A bail bond agency or producer must maintain a collateral log that includes:

(1) the power of attorney number;

(2) the defendant's name;

(3) the depositor's name;

(4) the cash collateral amount, including whether the cash collateral is being held in an interest-bearing account;

(5) if the collateral is noncash collateral, a detailed description of the collateral;

(6) the date the collateral was taken; and

(7) the dates the collateral was sent to the surety, returned to the depositor, liquidated, or applied to a loss or cost incurred by the producer, bail bond agency, or surety.

(b) For purposes of paragraph (a), an indemnity agreement does not constitute collateral and is not required to be included in the collateral log. For purposes of paragraph (a), clause (7), the amount of a loss incurred must be listed separately from other costs in the collateral log.

Subd. 8. **Mortgages and deeds of trust.** (a) A mortgage or deed of trust, if applicable for property located outside of Minnesota, taken as collateral for a bond must name the surety as a mortgagee. At the discretion of the surety, a bail bond agency may be named as the mortgagee in lieu of the surety being named as the mortgagee.

(b) A producer is prohibited from being named as a mortgagee for a mortgage or deed of trust taken as collateral for a bond.

Subd. 9. **Return of collateral.** (a) A surety or bail bond agency that controls the collateral must return cash and noncash collateral to the depositor named in the collateral receipt within 21 days of the date the depositor provides the surety or bail bond agency with written proof that the bond has been discharged.

(b) If the depositor owes the surety, bail bond agency, or producer a premium; is liable for a loss or expense related to a breach of the bond; or is liable pursuant to the terms of an indemnity or other agreement, the surety or bail bond agency may retain from the collateral all money required to satisfy the depositor's debts.

(c) If all of the depositor's debts secured by collateral are satisfied, the surety or bail bond agency must file documentation to release any liens, security interests, mortgages, or other security interests that were filed or obtained in relation to the collateral. The documentation must be filed within 21 days of the date the depositor provides the surety or bail bond agency with written proof that the bond has been discharged.

Subd. 10. **Bond or indemnity agreement; breach.** If a bond or indemnity agreement is breached and the surety, bail bond agency, or producer suffers a loss, the surety or bail bond agency that controls the collateral must send to the depositor written notice that notifies the depositor that the surety or bail bond agency intends to liquidate noncash collateral. The written notice must be sent by certified mail to the depositor's last known address at least 30 days before the date the surety or bail bond agency liquidates the noncash collateral.

Subd. 11. **Compliance with Minnesota law.** Any action taken to enforce or foreclose on cash or noncash collateral must comply with Minnesota law.

Subd. 12. **Collateral documentation; audit and inspection.** (a) All collateral and related documentation held in trust by the surety or bail bond agency must be made available for immediate audit and inspection by the department.

(b) All collateral and related documentation held in trust by the bail bond agency must be made available for immediate audit and inspection by the surety.

Sec. 4. **[60M.04] PRODUCER AUDITS.**

Subdivision 1. **Premium audits.** (a) By April 30 each year, a surety must audit each licensed bail bond producer's bonds written during the previous calendar year to ensure the licensed bail bond producer has complied with this subdivision.

(b) The premium audits must include a review of an adequate sample of bonds written by each bail bond producer. A review sample is adequate if it consists of the lesser of: (1) 20 percent of the bonds written by the bail bond producer; (2) 24 bonds; or (3) all of the bonds written by the bail bond producer, if the bail bond producer wrote fewer than 12 bonds during the previous calendar year. The audit sample must include the four largest bonds written by the bail bond producer and four bonds that charged an alternative premium under section 60M.02, subdivision 5, if applicable. Of the remaining bonds audited and to the extent the quantity of bonds supports the percentages, 50 percent must be randomly selected bonds with a penal sum that is \$10,000 or less, and 50 percent must be randomly selected bonds with a penal sum that is greater than \$50,000.

(c) The premium audit must be conducted at the producer's office or the bail bond agency's office, depending on which entity maintains the physical records. The surety must not disclose to the producer or bail bond agency, or anyone affiliated with the surety or bail bond agency, which files the surety intends to audit until the surety's on-site audit of the producer begins.

(d) For each bond audited, the surety must confirm that:

(1) the proper premium was charged and collected, including a review of the premium account statements and deposit slips;

(2) a proper premium receipt is in the producer's file;

(3) if the full premium was not paid before the bond was posted, a proper promissory note was executed;

(4) if the premium was not paid as required, a lawsuit was filed; and

(5) all reasonable efforts were made to: (i) serve the summons and complaint; (ii) enter judgment, unless the matter was settled while the action was pending; and (iii) enforce the judgment.

(e) An annual premium audit under this section must also include a follow-up review of each bond audited the previous year for which full premium had not yet been collected at the time the audit occurred. For each bond subject to a follow-up review, the surety must: (1) review the premium account and deposit slips to confirm that the full premium was collected; or (2) if full payment of the premium was not received, confirm that: (i) the required action was filed; (ii) all reasonable efforts were made to enter judgment, unless the matter was settled while the action was pending; and (iii) all reasonable efforts were made to enforce the judgment.

Subd. 2. **Collateral audits.** (a) By April 30 each year, a surety must audit each licensed bail bond producer's bonds written during the previous calendar year to ensure the licensed bail bond producer has complied with this subdivision.

(b) A collateral audit under this subdivision must include confirmation that:

(1) a collateral log was maintained;

(2) a cash collateral account exists;

(3) the balance of the cash collateral indicated on the collateral log is identical to the amount held in the collateral trust account; and

(4) a collateral receipt exists for collateral collected, as represented by a sampling of the lesser of: (i) 20 percent of all bonds secured by collateral; or (ii) 12 bonds that were secured by collateral.

Subd. 3. **Audits report.** (a) By May 31 each year, a surety must prepare a report of the audits conducted under this section during that year. The report must include:

(1) a list of the bonds audited under subdivision 1 for each producer, including the power of attorney number used for each audited bond and whether full premium payment was made by the date the audit occurred;

(2) a list of the bonds included in a follow-up review of the previous year's audit, including whether full premium payment was collected by the date the audit occurred;

(3) the compliance certifications required under section 60M.07, subdivision 4; and

(4) details regarding any violations discovered during the audit or a statement that no violations were discovered, as applicable.

(b) The annual report under this subdivision must be maintained for a period of at least 36 months from the date the report is complete. Annual reports must be submitted to the commissioner by June 30 each year.

Sec. 5. **[60M.05] SOLICITATION.**

Subdivision 1. **Solicitation generally.** (a) A producer is prohibited from, in or on the grounds of a jail, prison, or other location where an incarcerated person is confined, or in or on the grounds of a court:

- (1) approaching, enticing, inviting, or soliciting a person to use a bail bondsman's services;
- (2) distributing, displaying, or wearing an item that advertises a bail bondsman's services; or
- (3) otherwise soliciting business as a bail bondsman.

(b) Notwithstanding paragraph (a), clause (3), permissible print advertising in a jail is limited to:

(1) a listing in a telephone directory; and

(2) posting the producer's or bail bond agency's name, address, and telephone number in a designated location within the jail, as approved by the jail.

Subd. 2. **Identification; marketing material.** A producer is prohibited from wearing or displaying any information, other than identification approved by the surety or bail bond agency, which constitutes marketing material that a surety or bail bond agency must approve and maintain under Minnesota Rules, chapter 2790. A producer is prohibited from displaying any information constituting marketing material in or on the property or grounds of: (1) a jail, prison, or other location where incarcerated people are confined; or (2) a court.

Subd. 3. **Other prohibited conduct.** (a) A producer is prohibited from loitering in or about the courthouse, jail, or any other place where individuals are held in custody.

(b) A producer is prohibited from making unauthorized and unsolicited cold calls without having first spoken with or having a connection to a criminal defendant.

(c) A producer or bail bond agency is prohibited from initiating in-person or telephone solicitation before 8:00 a.m. or after 9:00 p.m.

(d) A producer is prohibited from soliciting a bond to a person by recorded or electronic communication, or by live telephone contact, unless the producer otherwise complies with applicable state and federal law, including but not limited to:

(1) the National Do Not Call Registry under Code of Federal Regulation, title 16, part 310; and

(2) the Telephone Consumer Protection Act of 1991, Code of Federal Regulations, title 47, part 64.1200.

(e) A surety, bail bond agency, or producer is prohibited from obtaining a credit check on a person unless the person has authorized the surety, bail bond agency, or producer to do so in writing. The surety, bail bond agency, or producer must retain the written authorization provided by the person subject to the credit check.

Subd. 4. **Compliance with other law.** (a) A surety, bail bond agency, and producer must comply with all federal and state privacy laws related to information provided to a producer during the application process and during bond underwriting by a bond principal, indemnitor, or other person.

(b) A surety, bail bond agency, and producer must comply with sections 60K.46, subdivision 6; 72A.494; 72A.496, subdivision 1; 72A.501; and 72A.502, subdivision 1.

(c) A surety, bail bond agency, and producer must receive preauthorization before collecting and disclosing personal or privileged information about an applicant or proposed insured, and must provide all notices otherwise required by Minnesota law.

(d) A surety, bail bond agency, and producer must otherwise comply with all applicable Minnesota law.

Subd. 5. **Insurance transaction.** The act of soliciting, underwriting, negotiating, or selling a bail bond constitutes an insurance transaction.

Sec. 6. [60M.06] UNLICENSED INDIVIDUALS; NO REBATES OR PAYMENT.

(a) A surety, bail bond agency, or producer is prohibited from paying a fee or commission, or otherwise giving or promising anything of value, to: (1) a jailer, police officer, peace officer, or any other person who has the power to arrest or hold an individual in custody; or (2) a judge, public official, or public employee.

(b) A surety, bail bond agency, or producer is prohibited from paying a fee or rebate, or otherwise giving or promising anything of value, to the individual seeking the producer's services or the individual seeking the producer's services on another individual's behalf.

(c) A surety, bail bond agency, or producer is prohibited from paying a fee or commission, or otherwise giving or promising anything of value, to a person for selling, soliciting, or negotiating a bail bond if the person is not properly licensed as a producer.

(d) A surety, bail bond agency, or producer is prohibited from paying a fee, rebate, or commission, or otherwise giving or promising anything of value, to an inmate for referring business or for any other reason related to soliciting, negotiating, or selling a bail bond.

Sec. 7. [60M.07] OTHER PROVISIONS.

Subdivision 1. **Compliance with standards of conduct.** A producer must comply with the Minnesota Court Administrator's Office's bail bond procedures and standards of conduct, including but not limited to while in or on the property of courts, jails, or other detention facilities in Minnesota. A surety or bail bond agency must require the surety or bail bond agency's producers to affirm that the producer complies with any changes to the bail bond procedures and standards of conduct as

the changes are posted to the Minnesota state court website or the Minnesota Court Administrator's Office's website.

Subd. 2. **No waiver.** A producer is prohibited from soliciting or accepting a waiver of any requirement under this chapter.

Subd. 3. **Record maintenance.** (a) A bail bond agency and producer must maintain the following records on each bond for at least seven years after the date the bond is terminated:

(1) power of attorney;

(2) premium receipts;

(3) the promissory note for unpaid premium, if any;

(4) the cash bond amount set by the court, if an amount less than the filed rate is accepted for the premium;

(5) all documents related to any lawsuit filed to collect the premium;

(6) indemnity agreements;

(7) collateral receipts, if any;

(8) proof that collateral was returned, if any;

(9) proof of bond exoneration or forfeiture payment;

(10) all records relating to liquidating and converting collateral, including fees or costs; and

(11) proof of any expenses incurred or losses paid by the surety, bail bond agency, or producer.

(b) A bail bond agency and producer must maintain all premium account, collateral account, and operating account bank records, including deposit slips, for at least seven years after the records are made available.

(c) All records that a bail bond agency or producer maintain under this chapter must be kept in the bail bond agency or producer's office, as applicable. If a bail bond agency or producer's relationship with a surety is terminated, the information and documentation must be immediately transferred to:

(1) the bail bond agency, if the producer is terminated; or

(2) the surety, if the bail bond agency is terminated.

(d) A bail bond agency and producer's records must be available for the commissioner or the surety to inspect, with or without notice.

Subd. 4. **Compliance certification.** (a) During the surety's annual audit of a producer, the producer must sign a compliance certification form that attests to the producer's compliance with this chapter during the previous calendar year.

(b) Before a producer is appointed by a surety and at each license renewal thereafter, a producer must sign an affidavit of compliance form in which the producer acknowledges the producer is familiar and continually complies with the requirements under this chapter. The surety must retain completed affidavits and send requested affidavits to the commissioner within ten days of the date an affidavit is requested.

(c) The commissioner must establish the compliance certification and affidavit of compliance forms for use under this subdivision.

Subd. 5. **Producer termination; notice.** (a) If a producer's relationship with a surety is voluntarily or involuntarily terminated due to a violation of this chapter or because the surety determined the producer violated this chapter during an annual audit, the surety must, within 30 days of the date the producer is terminated, provide the commissioner with the terminated producer's name and the reason the producer was terminated.

(b) Another surety is prohibited from appointing a producer subject to a termination under paragraph (a) unless the department approves the appointment."

Delete the title and insert:

"A bill for an act relating to insurance; codifying bail bond standards and regulations; proposing coding for new law as Minnesota Statutes, chapter 60M."

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 Klein from the Committee on Commerce and Consumer Protection, to which was referred

S.F. No. 4065: A bill for an act relating to consumer protection; modifying various provisions governing debt collection, garnishment, and consumer finance; providing for debtor protections; requiring a review of certain statutory forms; amending Minnesota Statutes 2022, sections 176.175, subdivision 2; 332.31, subdivision 3, by adding subdivisions; 332.32; 332.37; 332.39; 334.01, by adding a subdivision; 519.05; 541.04; 541.053; 548.09, subdivision 1; 550.37, subdivisions 2, 4, 6, 12a, 14, 20, 22, 23, by adding subdivisions; 550.39; 563.01, subdivisions 3, 4, 8, 9, 10; 563.02, subdivision 2; 571.72, subdivisions 6, 9; 571.76; 571.911; 571.914, subdivision 1; 571.92; 571.921; 571.922; 571.924, subdivision 1; Minnesota Statutes 2023 Supplement, section 270A.03, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 62Q; 332; 550; 571.

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

Delete everything after the enacting clause and insert:

"Section 1. **[62J.805] DEFINITIONS.**

Subdivision 1. **Application.** For purposes of sections 62J.805 to 62J.808, the following terms have the meanings given.

Subd. 2. **Group practice.** "Group practice" has the meaning given to health care provider group practice in section 145D.01, subdivision 1.

Subd. 3. **Health care provider.** "Health care provider" means:

(1) a health professional who is licensed or registered by the state to provide health treatments and services within the professional's scope of practice and in accordance with state law;

(2) a group practice; or

(3) a hospital.

Subd. 4. **Health plan.** "Health plan" has the meaning given in section 62A.011, subdivision 3.

Subd. 5. **Hospital.** "Hospital" means a health care facility licensed as a hospital under sections 144.50 to 144.56.

Subd. 6. **Medically necessary.** "Medically necessary" means:

(1) safe and effective;

(2) not experimental or investigational, except as provided in Code of Federal Regulations, title 42, section 411.15(o);

(3) furnished in accordance with acceptable medical standards of medical practice for the diagnosis or treatment of the patient's condition or to improve the function of a malformed body member;

(4) furnished in a setting appropriate to the patient's medical need and condition;

(5) ordered and furnished by qualified personnel;

(6) meets, but does not exceed, the patient's medical need; and

(7) is at least as beneficial as an existing and available medically appropriate alternative.

Subd. 7. **Miscode.** "Miscode" means a health care provider or a health care provider's designee, using a coding system and for billing purposes, assigns a numeric or alphanumeric code to a health treatment or service provided to a patient and the code assigned does not accurately reflect the health treatment or service provided based on factors that include the patient's diagnosis and the complexity of the patient's condition.

Subd. 8. **Payment.** "Payment" includes co-payments and coinsurance and deductible payments made by a patient.

Sec. 2. **[62J.806] POLICY FOR COLLECTION OF MEDICAL DEBT.**

Subdivision 1. **Requirement.** Each health care provider must make available to the public the health care provider's policy for the collection of medical debt from patients. This policy must be made available by:

(1) clearly posting it on the health care provider's website or, for health professionals, on the website of the health clinic, group practice, or hospital at which the health professional is employed or under contract; and

(2) providing a copy of the policy to any individual who requests it.

Subd. 2. **Content.** A policy made available under this section must at least specify the procedures followed by the health care provider for:

(1) communicating with patients about the medical debt owed and collecting medical debt;

(2) referring medical debt to a collection agency or law firm for collection; and

(3) identifying medical debt as uncollectible or satisfied, and ending collection activities.

Sec. 3. [62J.807] DENIAL OF HEALTH TREATMENTS OR SERVICES DUE TO OUTSTANDING MEDICAL DEBT.

(a) A health care provider must not deny medically necessary health treatments or services to a patient or any member of the patient's family or household because of outstanding medical debt owed by the patient or any member of the patient's family or household to the health care provider, regardless of whether the health treatment or service may be available from another health care provider.

(b) As a condition of providing medically necessary health treatments or services in the circumstances described in paragraph (a), a health care provider may require the patient to enroll in a payment plan for the outstanding medical debt owed to the health care provider.

Sec. 4. [62J.808] BILLING AND PAYMENT FOR MISCODED HEALTH TREATMENTS AND SERVICES.

Subdivision 1. **Participation and cooperation required.** Each health care provider must participate in, and cooperate with, all processes and investigations to identify, review, and correct the coding of health treatments and services that are miscoded by the health care provider or a designee.

Subd. 2. **Notice; billing and payment during review.** (a) When a health care provider receives notice, other than notice from a health plan company as provided in paragraph (b), or otherwise determines that a health treatment or service may have been miscoded, the health care provider must notify the health plan company administering the patient's health plan in a timely manner of the potentially miscoded health treatment or service.

(b) When a health plan company receives notice, other than notice from a health care provider as provided in paragraph (a), or otherwise determines that a health treatment or service may have been miscoded, the health plan company must notify the health care provider who provided the health treatment or service of the potentially miscoded health treatment or service.

(c) When a review of a potentially miscoded health treatment or service is commenced, the health care provider and health plan company must notify the patient that a miscoding review is being conducted and that the patient will not be billed for any health treatment or service subject to

the review and is not required to submit payments for any health treatment or service subject to the review until the review is complete and any miscoded health treatments or services are correctly coded.

(d) While a review of a potentially miscoded health treatment or service is being conducted, the health care provider and health plan company must not bill the patient for, or accept payment from the patient for, any health treatment or service subject to the review.

Subd. 3. **Billing and payment after completion of review.** The health care provider and health plan company may bill the patient for, and accept payment from the patient for, the health treatment or service that was subject to the miscoding review only after the review is complete and any miscoded health treatments or services have been correctly coded.

Sec. 5. **[62Q.491] OUT-OF-POCKET MAXIMUM OR COST-SHARING REQUIREMENT; ENROLLEE CONTRIBUTION CALCULATION.**

(a) To the extent permitted by federal law, a health plan company must include any amounts paid by the enrollee or paid on behalf of the enrollee by another person when calculating an enrollee's overall contribution toward any out-of-pocket maximum or cost-sharing requirement under a health plan.

(b) For purposes of this section, "cost sharing" means a co-payment, coinsurance, or deductible.

Sec. 6. Minnesota Statutes 2023 Supplement, section 144.587, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) The terms defined in this subdivision apply to this section and sections 144.588 to 144.589.

(b) "Charity care" means the provision of free or discounted care to a patient according to a hospital's financial assistance policies.

(c) "Hospital" means a private, nonprofit, or municipal hospital licensed under sections 144.50 to 144.56.

(d) "Insurance affordability program" has the meaning given in section 256B.02, subdivision 19.

(e) "Navigator" has the meaning given in section 62V.02, subdivision 9.

(f) "Presumptive eligibility" has the meaning given in section 256B.057, subdivision 12.

~~(g) "Revenue recapture" means the use of the procedures in chapter 270A to collect debt.~~

~~(h)~~ (g) "Uninsured service or treatment" means any service or treatment that is not covered by:

(1) a health plan, contract, or policy that provides health coverage to a patient; or

(2) any other type of insurance coverage, including but not limited to no-fault automobile coverage, workers' compensation coverage, or liability coverage.

~~(+)~~ (h) "Unreasonable burden" includes requiring a patient to apply for enrollment in a state or federal program for which the patient is obviously or categorically ineligible or has been found to be ineligible in the previous 12 months.

Sec. 7. Minnesota Statutes 2023 Supplement, section 144.587, subdivision 4, is amended to read:

Subd. 4. **Prohibited actions.** (a) A hospital must not initiate one or more of the following actions until the hospital determines that the patient is ineligible for charity care or denies an application for charity care:

(1) offering to enroll or enrolling the patient in a payment plan;

(2) changing the terms of a patient's payment plan;

(3) offering the patient a loan or line of credit, application materials for a loan or line of credit, or assistance with applying for a loan or line of credit, for the payment of medical debt;

(4) referring a patient's debt for collections, including in-house collections, third-party collections, ~~revenue recapture~~, or any other process for the collection of debt; or

~~(5) denying health care services to the patient or any member of the patient's household because of outstanding medical debt, regardless of whether the services are deemed necessary or may be available from another provider; or~~

~~(6)~~ (5) accepting a credit card payment of over \$500 for the medical debt owed to the hospital.

(b) A hospital is subject to section 62J.807.

Sec. 8. Minnesota Statutes 2022, section 176.175, subdivision 2, is amended to read:

Subd. 2. **Nonassignability.** No claim for compensation or settlement of a claim for compensation owned by an injured employee or dependents is assignable. Except as otherwise provided in this chapter, any claim for compensation owned by an injured employee or dependents is exempt from seizure or sale for the payment of any debt or liability, up to a total amount of \$1,000,000 per claim and subsequent award.

Sec. 9. Minnesota Statutes 2023 Supplement, section 270A.03, subdivision 2, is amended to read:

Subd. 2. **Claimant agency.** "Claimant agency" means any state agency, as defined by section 14.02, subdivision 2, the regents of the University of Minnesota, any district court of the state, any county, any statutory or home rule charter city, including a city that is presenting a claim for a ~~municipal hospital or a public library or a municipal ambulance service, a hospital district, any ambulance service licensed under chapter 144E,~~ any public agency responsible for child support enforcement, any public agency responsible for the collection of court-ordered restitution, and any public agency established by general or special law that is responsible for the administration of a low-income housing program.

Sec. 10. [332C.01] DEFINITIONS.

Subdivision 1. **Application.** For purposes of this chapter, the following terms have the meanings given.

Subd. 2. **Collecting party.** "Collecting party" means a party engaged in the collection of medical debt.

Subd. 3. **Debtor.** "Debtor" means a person obligated or alleged to be obligated to pay any debt.

Subd. 4. **Medical debt.** "Medical debt" means debt incurred primarily for necessary medical care and related services.

Subd. 5. **Person.** "Person" means any individual, partnership, association, or corporation.

Sec. 11. **[332C.02] PROHIBITED PRACTICES.**

No collecting party shall:

(1) in a collection letter, publication, invoice, or any oral or written communication, threaten wage garnishment or legal suit by a particular lawyer, unless the collecting party has actually retained the lawyer to do so;

(2) use or employ sheriffs or any other officer authorized to serve legal papers in connection with the collection of a claim, except when performing their legally authorized duties;

(3) use or threaten to use methods of collection which violate Minnesota law;

(4) furnish legal advice to debtors or represent that the collecting party is competent or able to furnish legal advice to debtors;

(5) communicate with debtors in a misleading or deceptive manner by falsely using the stationery of a lawyer, forms or instruments which only lawyers are authorized to prepare, or instruments which simulate the form and appearance of judicial process;

(6) publish or cause to be published any list of debtors, use shame cards or shame automobiles, advertise or threaten to advertise for sale any claim as a means of forcing payment thereof, or use similar devices or methods of intimidation;

(7) operate under a name or in a manner which falsely implies the collecting party is a branch of or associated with any department of federal, state, county, or local government or an agency thereof;

(8) transact business or hold itself out as a debt settlement company, debt management company, debt adjuster, or any person who settles, adjusts, prorates, pools, liquidates, or pays the indebtedness of a debtor, unless there is no charge to the debtor, or the pooling or liquidation is done pursuant to court order or under the supervision of a creditor's committee;

(9) unless an exemption in the law exists, violate Code of Federal Regulations, title 12, part 1006, while attempting to collect on any account, bill, or other indebtedness. For purposes of this section, Public Law 95-109 and Code of Federal Regulations, title 12, part 1006, apply to collecting parties;

(10) communicate with a debtor by use of an automatic telephone dialing system or an artificial or prerecorded voice after the debtor expressly informs the collecting party to cease communication utilizing an automatic telephone dialing system or an artificial or prerecorded voice. For purposes of this clause, an automatic telephone dialing system or an artificial or prerecorded voice includes but is not limited to (i) artificial intelligence chat bots, and (ii) the usage of the term under the Telephone Consumer Protection Act, United States Code, title 47, section 227(b)(1)(A);

(11) in collection letters or publications, or in any oral or written communication, imply or suggest that medically necessary health treatment or services will be denied as a result of a medical debt;

(12) when a debtor has a listed telephone number, enlist the aid of a neighbor or third party to request that the debtor contact the collecting party, except a person who resides with the debtor or a third party with whom the debtor has authorized with the collecting party to place the request. This clause does not apply to a call back message left at the debtor's place of employment which is limited solely to the collecting party's telephone number and name;

(13) when attempting to collect a medical debt, fail to provide the debtor with the full name of the collecting party, as registered with the secretary of state;

(14) fail to return any amount of overpayment from a debtor to the debtor or to the state of Minnesota pursuant to the requirements of chapter 345;

(15) accept currency or coin as payment for a medical debt without issuing an original receipt to the debtor and maintain a duplicate receipt in the debtor's payment records;

(16) attempt to collect any amount, including any interest, fee, charge, or expense incidental to the charge-off obligation, from a debtor unless the amount is expressly authorized by the agreement creating the medical debt or is otherwise permitted by law;

(17) falsify any documents with the intent to deceive;

(18) when initially contacting a Minnesota debtor by mail to collect a medical debt, fail to include a disclosure on the contact notice, in a type size or font which is equal to or larger than the largest other type of type size or font used in the text of the notice, that includes and identifies the Office of the Minnesota Attorney General's general telephone number, and states: "You have the right to hire your own attorney to represent you in this matter.";

(19) commence legal action to collect a medical debt outside the limitations period set forth in section 541.053;

(20) report to a credit reporting agency any medical debt which the collecting party knows or should know is or was originally owed to a health care provider, as defined in section 62J.805, subdivision 2; or

(21) challenge a debtor's claim of exemption to garnishment or levy in a manner that is baseless, frivolous, or otherwise in bad faith.

Sec. 12. **[332C.04] DEFENDING MEDICAL DEBT CASES.**

A debtor who successfully defends against a claim for payment of medical debt that is alleged by a collecting party must be awarded the debtor's costs, including a reasonable attorney fee, incurred in defending against the collecting party's claim for debt payment.

Sec. 13. **[332C.06] ENFORCEMENT.**

(a) The attorney general may enforce this chapter under section 8.31.

(b) A collecting party that violates this chapter is strictly liable to the debtor in question for the sum of:

(1) actual damage sustained by the debtor as a result of the violation;

(2) additional damages as the court may allow, but not exceeding \$1,000 per violation; and

(3) in the case of any successful action to enforce the foregoing, the costs of the action, together with a reasonable attorney fee as determined by the court.

(c) A collecting party that willfully and maliciously violates this chapter is strictly liable to the debtor for three times the sums allowable under paragraph (b), clauses (1) and (2).

(d) The dollar amount limit under paragraph (b), clause (2), changes on July 1 of each even-numbered year in an amount equal to changes made in the Consumer Price Index, compiled by the United States Bureau of Labor Statistics. The Consumer Price Index for December 2024 is the reference base index. If the Consumer Price Index is revised, the percentage of change made under this section must be calculated on the basis of the revised Consumer Price Index. If a Consumer Price Index revision changes the reference base index, a revised reference base index must be determined by multiplying the reference base index that is effective at the time by the rebasing factor furnished by the Bureau of Labor Statistics.

(e) If the Consumer Price Index is superseded, the Consumer Price Index referred to in this section is the Consumer Price Index represented by the Bureau of Labor Statistics as most accurately reflecting changes in the prices paid by consumers for consumer goods and services.

(f) The attorney general must publish the base reference index under paragraph (c) in the State Register no later than September 1, 2024. The attorney general must calculate and then publish the revised Consumer Price Index under paragraph (c) in the State Register no later than September 1 each even-numbered year.

(g) An action brought under this section benefits the public.

Sec. 14. Minnesota Statutes 2022, section 334.01, is amended by adding a subdivision to read:

Subd. 4. **Contracts for medical care.** Interest for any debt owed to a health care provider incurred in exchange for care, treatment, services, devices, medicines, or procedures to maintain, diagnose, or treat a person's physical or mental health shall be at a rate of \$4 upon \$100 for a year.

Sec. 15. Minnesota Statutes 2022, section 519.05, is amended to read:

519.05 LIABILITY OF HUSBAND AND WIFE SPOUSES.

(a) A spouse is not liable to a creditor for any debts of the other spouse. ~~Where husband and wife are living together, they shall be jointly and severally liable for necessary medical services that have been furnished to either spouse, including any claims arising under section 246.53, 256B.15, 256D.16, or 261.04, and necessary household articles and supplies furnished to and used by the family.~~ Notwithstanding this paragraph, in a proceeding under chapter 518 the court may apportion such debt between the spouses.

(b) Either spouse may close a credit card account or other unsecured consumer line of credit on which both spouses are contractually liable, by giving written notice to the creditor.

Sec. 16. Minnesota Statutes 2022, section 550.37, subdivision 2, is amended to read:

Subd. 2. ~~Bible and musical instrument~~ **Sacred possessions.** The family Bible, library, and musical instruments Torah, Qur'an, prayer rug, and other religious items in an aggregate not exceeding \$2,000.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 17. Minnesota Statutes 2022, section 550.37, is amended by adding a subdivision to read:

Subd. 2b. **Library.** A personal library in an aggregate amount not exceeding \$2,000.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 18. Minnesota Statutes 2022, section 550.37, is amended by adding a subdivision to read:

Subd. 2c. **Musical instruments.** Musical instruments in an aggregate amount not exceeding \$2,000.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 19. Minnesota Statutes 2022, section 550.37, subdivision 4, is amended to read:

Subd. 4. **Personal goods.** (a) All wearing apparel, one watch, utensils, and foodstuffs of the debtor and the debtor's family.

(b) Household furniture, household appliances, ~~phonographs, radio and television receivers~~ radios, computers, tablets, televisions, printers, cell phones, smart phones, and other consumer electronics of the debtor and the debtor's family, not exceeding \$11,250 in value.

(c) The debtor's aggregate interest, not exceeding \$3,062.50 in value, in ~~wedding rings or other religious or culturally recognized symbols of marriage exchanged between the debtor and spouse at the time of the marriage and in the debtor's possession~~ jewelry.

The exemption provided by this subdivision may not be waived except with regard to purchase money security interests. Except for a pawnbroker's possessory lien, a nonpurchase money security interest in the property exempt under this subdivision is void.

If a debtor has property of the type which would qualify for the exemption under clause (b), of a value in excess of \$11,250 an itemized list of the exempt property, together with the value of each item listed, shall be attached to the security agreement at the time a security interest is taken, and a creditor may take a nonpurchase money security interest in the excess over \$11,250 by requiring the debtor to select the exemption in writing at the time the loan is made.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 20. Minnesota Statutes 2022, section 550.37, subdivision 6, is amended to read:

Subd. 6. **Tools of trade.** The tools, implements, machines, vehicles, instruments, office furniture, stock in trade, and library reasonably necessary in the trade, business, or profession of the debtor, not exceeding \$12,500 in value.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 21. Minnesota Statutes 2022, section 550.37, subdivision 12a, is amended to read:

Subd. 12a. **Motor vehicles.** One of the following: (1) one motor vehicle, to the extent of a value not exceeding \$5,000 \$10,000; (2) one motor vehicle that is regularly used by or for the benefit of a physically disabled person, as defined under section 169.345, subdivision 2, to the extent of a value not exceeding \$25,000; or (3) one motor vehicle, to the extent of a value not exceeding \$50,000 \$100,000, that has been designed or modified, at a cost of not less than \$3,750, to accommodate the physical disability making a disabled person eligible for a certificate authorized by section 169.345.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 22. Minnesota Statutes 2022, section 550.37, subdivision 14, is amended to read:

Subd. 14. **Public assistance.** All government assistance based on need, and the earnings or salary of a person who is a recipient of government assistance based on need, shall be exempt from all claims of creditors including any contractual setoff or security interest asserted by a financial institution. For the purposes of this chapter, government assistance based on need includes but is not limited to Minnesota family investment program; Supplemental Security Income; medical assistance; received by the person or by the person's dependent child; MinnesotaCare; received by the person or by the person's dependent child; payment of Medicare part B premiums or receipt of part D extra help; MFIP diversionary work program; work participation cash benefit; Minnesota supplemental assistance; emergency Minnesota supplemental assistance; general assistance; emergency general assistance; emergency assistance or county crisis funds; energy or fuel assistance; and Supplemental Nutrition Assistance Program (SNAP); and the portion of any tax refund attributable to a state or federal tax credit, including but not limited to the earned income tax credit, state or federal child tax credit, Minnesota working family credit, renter's credit, or any low-income tax credit. The salary or earnings of any debtor who is or has been an eligible recipient of government assistance based on need, or an inmate of a correctional institution shall, upon the debtor's return to private employment or farming after having been an eligible recipient of government assistance based on need, or an inmate of a correctional institution, be exempt from attachment, garnishment,

or levy of execution for a period of six months after the debtor's return to employment or farming and after all public assistance for which eligibility existed has been terminated. Any portion of an income tax refund consisting of income that was exempt when the income was earned is also exempt under this subdivision. The exemption provisions contained in this subdivision also apply ~~for 60 days~~ after deposit in any financial institution, whether in a single or joint account. In tracing the funds, the first-in first-out method of accounting shall be used. The burden of establishing that funds are exempt rests upon the debtor. Agencies distributing government assistance and the correctional institutions shall, at the request of creditors, inform them whether or not any debtor has been an eligible recipient of government assistance based on need, or an inmate of a correctional institution, within the preceding six months.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 23. Minnesota Statutes 2022, section 550.37, subdivision 20, is amended to read:

Subd. 20. **Traceable funds.** The exemption of funds from creditors' claims, provided by subdivisions 9, 10, 11, 15, 22, and 24, shall not be affected by the subsequent deposit of the funds in a bank or any other financial institution, whether in a single or joint account, if the funds are traceable to ~~their~~ the funds' exempt source. In tracing the funds, the first-in first-out method of accounting shall be used. The burden of establishing that funds are exempt rests upon the debtor. No bank or other financial institution shall be liable for damages for complying with process duly issued out of any court for the collection of a debt even if the funds affected by the process are subsequently determined to have been exempt.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 24. Minnesota Statutes 2022, section 550.37, subdivision 22, is amended to read:

Subd. 22. **Rights of action.** Rights of action or money received for injuries to the person of the debtor or of a relative whether or not resulting in death. Injuries to the person include physical, mental, and emotional injuries. The exemption under this subdivision applies to the right to receive, annuities being paid, and money already received.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 25. Minnesota Statutes 2022, section 550.37, subdivision 23, is amended to read:

Subd. 23. **Life insurance aggregate interest.** The debtor's aggregate interest not to exceed in value \$10,000 in any accrued ~~dividend~~ dividends or interest under or loan value of any unmaturing life insurance ~~contract~~ contracts owned by the debtor under which the insured is the debtor or an individual of whom the debtor is a dependent.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 26. Minnesota Statutes 2022, section 550.37, is amended by adding a subdivision to read:

Subd. 27. **Household tools and equipment.** The debtor's aggregate interest, not to exceed \$3,000, in household tools and equipment, including but not limited to hand and power tools, snow removal equipment, and lawnmowers.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 27. Minnesota Statutes 2022, section 550.37, is amended by adding a subdivision to read:

Subd. 28. **Property tax refunds.** Any refund due under chapter 290A, up to a present value of \$3,000.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 28. Minnesota Statutes 2022, section 550.37, is amended by adding a subdivision to read:

Subd. 29. **Funds in a depository account.** An amount up to an aggregate of \$4,000 in financial institutions in which the debtor has a depository account, regardless of the sources of the funds, is exempt from garnishment under sections 571.91 to 571.915. This exemption cannot be claimed in conjunction with the exemption under subdivision 30.

EFFECTIVE DATE. This section is effective August 1, 2024, for garnishment levied on or after this date.

Sec. 29. Minnesota Statutes 2022, section 550.37, is amended by adding a subdivision to read:

Subd. 30. **Wild card exemption in bankruptcy.** In a bankruptcy, a debtor may exempt any property, including funds in a bank account, up to \$4,000 in value. A debtor cannot claim this exemption if they are already protecting funds in a bank account under subdivision 29, nor may they use this subdivision in conjunction with subdivision 29.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced or exemptions claimed on or after that date.

Sec. 30. **[550.3711] MOTOR VEHICLE; BANKRUPTCY DEBTOR'S RIGHT TO RETAIN.**

Subdivision 1. **No default.** If a buyer does not default in performing the buyer's obligations under the contract, the seller or holder is prohibited from (1) accelerating the maturity of part or the entire amount due under the contract, or (2) repossessing the motor vehicle.

Subd. 2. **Bankruptcy.** (a) Neither of the following constitutes a default in the performance of the buyer's obligations under the contract: (1) the buyer or another individual liable under the contract files a petition commencing a case for bankruptcy under United States Code, title 11; or (2) the buyer or another individual liable under the contract is a debtor in bankruptcy.

(b) The act or status under paragraph (a), clauses (1) and (2), with respect to the buyer or another individual liable on the contract, must not be used by a seller or holder to: (1) accelerate the maturity of a portion of or the entire amount due under the contract; or (2) repossess the motor vehicle.

(c) A contract provision that states an act or status under paragraph (a), clauses (1) and (2), with respect to the buyer or another individual liable on the contract, constitutes a default is void and unenforceable.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 31. Minnesota Statutes 2022, section 550.39, is amended to read:

550.39 EXEMPTION OF INSURANCE POLICIES.

The net amount payable to any insured or to any beneficiary under any policy of accident or disability insurance or under accident or disability clauses attached to any policy of life insurance shall be exempt and free and clear from the claims of all creditors of such insured or such beneficiary and from all legal and judicial processes of execution, attachment, garnishment, or otherwise, up to a total amount of \$1,000,000 per claim and subsequent award.

Sec. 32. 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) the nature of the action, defense or appeal, (b) a belief that affiant is entitled to redress, and (c) that affiant is financially unable to pay the fees, costs and security for costs.

(b) Upon a finding by the court that the action is not of a frivolous nature, the court shall allow the person to proceed ~~in forma pauperis~~ with a court fee waiver if the affidavit is substantially in the language required by this subdivision and is not found by the court to be untrue. Persons meeting 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.

Sec. 33. Minnesota Statutes 2022, section 563.01, subdivision 4, is amended to read:

Subd. 4. **Payment of expenses.** Upon order of the court, the court administrator and the sheriff of any Minnesota county shall perform their duties without charge to the person proceeding ~~in forma pauperis~~ with a court fee waiver. The court shall direct payment of the reasonable expense of service

of process pursuant to subdivision 2 if served by a private process server, if the sheriff is unavailable, or by publication.

Sec. 34. Minnesota Statutes 2022, section 563.01, subdivision 8, is amended to read:

Subd. 8. **Appellate briefs.** In any case on appeal the appellate court shall, upon granting permission to proceed ~~in forma pauperis~~ with a court fee waiver following application in the manner provided in subdivision 3, direct payment of the reasonable expenses incurred in obtaining the record and reproducing the appellate briefs.

Sec. 35. Minnesota Statutes 2022, section 563.01, subdivision 9, is amended to read:

Subd. 9. **Rescinding ~~in forma pauperis status~~ court fee waiver.** Upon motion, the court may rescind its permission to proceed ~~in forma pauperis~~ with a court fee waiver if ~~it~~ the court finds the allegations of poverty contained in the affidavit are untrue, or if, following commencement of the action, the party becomes able to pay the fees, costs and security for the costs. In such cases, the court may direct the party to pay to the court administrator any costs allowing the action to proceed. The court administrator shall transmit the costs to the commissioner of management and budget for deposit in the state treasury and credit them to the general fund.

Sec. 36. Minnesota Statutes 2022, section 563.01, subdivision 10, is amended to read:

Subd. 10. **Judgment.** Judgment may be rendered for costs at the conclusion of the action as in other cases. In the event any person recovers moneys by either settlement or judgment as a result of commencing or defending an action ~~in forma pauperis~~ with a court fee waiver, the costs deferred and the expenses directed by the court to be paid under this section shall be included in such moneys and shall be paid directly to the court administrator by the opposing party. The court administrator shall transmit the costs to the commissioner of management and budget for deposit in the state treasury and credit them to the general fund.

Sec. 37. Minnesota Statutes 2022, section 563.02, subdivision 2, is amended to read:

Subd. 2. **Inmate request to ~~proceed in forma pauperis~~ waive court fees.** (a) An inmate who wishes to commence a civil action ~~by proceeding in forma pauperis~~ with court fee waived must meet the following requirements, in addition to the requirements of section 563.01, subdivision 3:

(1) exhaust the inmate complaint procedure developed under the commissioner of corrections policy and procedure before commencing a civil action against the department, and state in the application to ~~proceed in forma pauperis~~ waive court fees that the inmate has done so; and

(2) include the following information in an affidavit submitted under section 563.01:

(i) a statement that the inmate's claim is not substantially similar to a previous claim brought by the inmate against the same party, arising from the same operative facts, and in which there was an action that operated as an adjudication on the merits;

(ii) complete information on the inmate's identity, the nature and amount of the inmate's income, spouse's income, if available to the inmate, real property owned by the inmate, and the inmate's bank accounts, debts, monthly expenses, and number of dependents; and

(iii) the most recent monthly statement provided by the commissioner of corrections showing the balance in the inmate's inmate account.

(b) The inmate shall also attach a written authorization for the court to obtain at any time during pendency of the present action, without further authorization from the inmate, a current statement of the inmate's inmate account balance, if needed to determine eligibility to proceed with bringing a civil action ~~in forma pauperis~~ with court fees waived. An inmate who has no funds in an inmate account satisfies the requirement of section 563.01, subdivision 3, clause (c).

(c) An inmate who seeks to proceed as a plaintiff ~~in forma pauperis~~ with court fees waived must file with the court the complaint in the action and the affidavit under this section before serving the complaint on an opposing party.

(d) An inmate who has funds in an inmate account may only proceed as a plaintiff in a civil action by paying the lesser of:

(1) the applicable court filing fee; or

(2) 50 percent of the balance shown in the inmate's account according to the statement filed with the court under this subdivision, consistent with the requirements of section 243.23, subdivision 3.

(e) If an inmate elects to proceed under paragraph (d), the court shall notify the commissioner of corrections to withdraw from the inmate's account the amount required under this section and forward the amount to the court administrator in the county where the action was commenced. The court shall also notify the commissioner of corrections of the amount of the filing fee remaining unpaid. The commissioner shall continue making withdrawals from the inmate's account and forwarding the amounts withdrawn to the court administrator, at intervals as the applicable funds in the inmate's account equal at least \$10, until the entire filing fee and any costs have been paid in full.

Sec. 38. Minnesota Statutes 2022, section 571.72, subdivision 6, is amended to read:

Subd. 6. **Bad faith claim.** If, in a proceeding brought under subdivision 9, section 571.91, or a similar proceeding under this chapter to determine a claim of exemption, the claim of exemption is not upheld, and the court finds that it was asserted in bad faith, the creditor shall be awarded actual damages, costs, reasonable attorney fees resulting from the additional proceedings, and an amount not to exceed \$100. If the claim of exemption is upheld, and the court finds that the creditor disregarded the claim of exemption in bad faith, the debtor shall be awarded actual damages, costs, reasonable attorney fees resulting from the additional proceedings, and an amount not to exceed \$100. The underlying judgment shall be modified to reflect assessment of damages, costs, and attorney fees. However, if the party in whose favor a penalty assessment is made is not actually indebted to that party's attorney for fees, the attorney's fee award shall be made directly to the attorney and if not paid an appropriate judgment in favor of the attorney shall be entered.

Sec. 39. Minnesota Statutes 2022, section 571.72, subdivision 8, is amended to read:

Subd. 8. **Exemption notice.** In every garnishment where the debtor is a natural person, the debtor shall be provided with a garnishment exemption notice. If the creditor is garnishing earnings,

the earnings exemption notice provided in section 571.924 must be served ten or more days before the service of the first garnishment summons. If the creditor is garnishing funds in a financial institution, the exemption notice provided in section 571.912 must be served with the garnishment summons. In all other cases, the exemption notice must be in the following form and served on the debtor with a copy of the garnishment summons.

STATE OF MINNESOTA DISTRICT COURT
COUNTY OF JUDICIAL DISTRICT
..... (Creditor)
against
..... (Debtor) EXEMPTION NOTICE
and
..... (Garnishee)

A Garnishment Summons is being served upon you. Some of your property may be exempt and cannot be garnished. The following is a list of some of the more common exemptions. It is not complete and is subject to section 550.37 of the Minnesota Statutes and other state and federal laws. The dollar amounts contained in this list are subject to the provisions of section 550.37, subdivision 4a, at the time of garnishment. If you have questions about an exemption, you should obtain legal advice.

- (1) a homestead or the proceeds from the sale of a homestead;
- (2) household furniture, appliances, phonographs, radios, and televisions up to a total current value of \$5,850;
- (3) a manufactured (mobile) home used as your home;
- (4) one motor vehicle currently worth less than \$2,600 after deducting any security interest;
- (5) farm machinery used by an individual principally engaged in farming, or tools, machines, or office furniture used in your business or trade. This exemption is limited to \$13,000;
- (6) relief based on need. This includes:
 - (i) Minnesota Family Investment Program (MFIP) and Work First Program;
 - (ii) Medical Assistance (MA), whether received by you or by your dependent child;
 - (iii) General Assistance (GA);
 - (iv) Emergency General Assistance (EGA);
 - (v) Minnesota Supplemental AID (MSA);
 - (vi) MSA-Emergency Assistance (MSA-EA);
 - (vii) Supplemental Security Income (SSI);
 - (viii) Energy Assistance; and

- (ix) Emergency Assistance (EA);
- (7) Social Security benefits;
- (8) unemployment benefits, workers' compensation, or veteran's benefits;
- (9) an accident, disability, or retirement pension or annuity;
- (10) life insurance proceeds;
- (11) earnings of your minor child; and

(12) money from a claim for damage or destruction of exempt property (such as household goods, farm tools, business equipment, a manufactured (mobile) home, or a car).

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to exemption notices provided on or after that date.

Sec. 40. Minnesota Statutes 2022, section 571.72, subdivision 9, is amended to read:

Subd. 9. **Motion to determine objections.** (a) This subdivision applies to all garnishment proceedings governed by this chapter. An objection regarding a garnishment must be interposed as provided in section 571.914, subdivision 1, in the form provided under section 571.914, subdivision 2.

(b) Upon motion of any party in interest, on notice, the court shall determine the validity of any claim of exemption and may make any order necessary to protect the rights of those interested.

(c) Upon receipt of a claim of exemption by the debtor, the creditor must comply with the claim or interpose an objection within ten business days of the date the exemption claim was received. An objection must be interposed by:

(1) in the district court that issued the judgment, filing the Notice of Objection and requesting a hearing; and

(2) mailing or delivering one copy of the Notice of Objection and Notice of Hearing to the garnishee and one copy of the Notice of Objection and Notice of Hearing to the debtor.

(d) For the purposes of subdivision 6, there is a rebuttable presumption of bad faith if the court finds that the creditor failed to comply with the requirements of this subdivision.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 41. Minnesota Statutes 2022, section 571.72, subdivision 10, is amended to read:

Subd. 10. **Exemption notice for prejudgment garnishment.**

EXEMPTION NOTICE

IMPORTANT NOTICE: A garnishment summons may be served on your employer, bank, or other third parties without any further court proceeding or notice to you. See the attached Notice of Intent to Garnish for more information.

The following money and wages may be protected (the legal word is exempt) from garnishment:

1. Financial institutions/bank

Some of the money in your account may be protected because you receive government benefits from one or more of the following places:

MFIP - Minnesota family investment program,

MFIP Diversionary Work Program,

Work participation cash benefit,

GA - general assistance,

EA - emergency assistance,

MA - medical assistance, whether received by you or by your dependent child,

EGA - emergency general assistance or county crisis funds,

MSA - Minnesota supplemental aid,

MSA-EA - MSA emergency assistance,

Supplemental Nutrition Assistance Program (SNAP),

SSI - Supplemental Security Income,

MinnesotaCare, whether received by you or by your dependent child,

Medicare Part B premium payments,

Medicare Part D extra help,

Energy or fuel assistance,

Social Security benefits,

Unemployment benefits,

Workers' compensation,

Veterans benefits.

Sending the creditor's attorney (or creditor, if no attorney) a copy of BANK STATEMENTS that show what was in your account for the past 60 days may give the creditor enough information about your exemption claim to avoid a garnishment.

2. Earnings

All or some of your earnings may be completely protected from garnishment if:

All of your earnings (wages) may be protected if:

You get government benefits (see list of government benefits)

You currently receive other assistance based on need

You have received government benefits in the last six months

You were in jail or prison in the last six months

Your wages are only protected for 60 days after they are deposited in your account so **it would be helpful if you immediately send the undersigned creditor a copy of BANK STATEMENTS that show what was in your account for the past 60 days.**

Some of your earnings (wages) may be protected if:

If all of your earnings are not exempt, some of your earnings may still be protected for 20 days after they were deposited in your account. The amount protected is the larger amount of:

75 percent of your wages (after taxes are taken out); or

(insert the sum of the current federal minimum wage) multiplied by 40.

The money from the following are also exempt for 20 days after they are deposited in your account.

An accident, disability, or retirement pension or annuity

Payments to you from a life insurance policy

Earnings of your child who is under 18 years of age

Child support

Money paid to you from a claim for damage or destruction of property. Property includes household goods, farm tools or machinery, tools for your job, business equipment, a mobile home, a car, a musical instrument, a pew or burial lot, clothes, furniture, or appliances.

Death benefits paid to you.

YOU WILL BE ABLE TO CLAIM THESE EXEMPTIONS WHEN YOU RECEIVE A NOTICE. You will get the notice at least ten days BEFORE a wage garnishment. BUT if the creditor garnishes your bank account, you will not get the notice until AFTER the account has been frozen. IF YOU BELIEVE THE MONEY IN YOUR BANK ACCOUNT OR YOUR WAGES ARE EXEMPT, YOU SHOULD IMMEDIATELY CONTACT THE PERSON BELOW. YOU SHOULD TELL THEM WHY YOU THINK YOUR ACCOUNT OR WAGES ARE EXEMPT TO SEE IF YOU CAN AVOID GARNISHMENT.

Creditor
Creditor address
Creditor telephone number

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to exemption notices provided on or after that date.

Sec. 42. Minnesota Statutes 2022, section 571.911, is amended to read:

571.911 EXEMPTION NOTICE; DUTY OF FINANCIAL INSTITUTION.

(a) If the garnishment summons is used to garnish funds of a debtor who is a natural person and if the funds to be garnished are held on deposit at a financial institution, the creditor shall serve with the garnishee summons a notice, instructions, and two copies of an exemption notice. The notice, instructions, and exemption notices must be substantially in the forms set forth in section 571.912. Failure of the creditor to send the exemption notice renders the garnishment void, and the financial institution shall take no action.

(b) Unless the total amount in the depository accounts under the debtor's name is less than the amount specified under section 550.37, subdivision 29, upon receipt of the garnishment summons and exemption notices, the financial institution shall retain as much of the amount under section 571.73 as the financial institution has on deposit owing to the debtor, but not more than 110 percent of the creditor's claim. If the amount in the account does not exceed the amount specified under section 550.37, subdivision 29, the bank must notify the creditor that no funds are retained.

(c) If the creditor receives notice from the financial institution that no funds are retained, the creditor is prohibited from sending the notice under section 571.912.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 43. Minnesota Statutes 2022, section 571.914, subdivision 1, is amended to read:

Subdivision 1. **Objections and request for hearing.** ~~An objection shall be interposed, within six business days of receipt by the creditor of an exemption claim from the debtor, by mailing or delivering one copy of the Notice of Objection and Notice of Hearing to the financial institution and one copy of the Notice of Objection and Notice of Hearing to the debtor.~~

(a) The Notice of Objection and Notice of Hearing form must be substantially in the form set out in subdivision 2.

(b) The court administrator may charge a fee of \$1 for the filing of a Notice of Objection and Notice of Hearing. Upon the filing of a Notice of Objection and Notice of Hearing, the court administrator shall schedule the matter for hearing no sooner than five business days but no later than seven business days from the date of filing. A debtor may request continuance of the hearing by notifying the creditor and the court. The court shall schedule the continued hearing within seven days of the original hearing date.

(c) An order stating whether the debtor's funds are exempt shall be issued by the court within three days of the date of the hearing.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 44. Minnesota Statutes 2022, section 571.92, is amended to read:

571.92 GARNISHMENT OF EARNINGS.

Sections 571.921 to 571.926 relate to the garnishment of earnings. The exemptions available under section 550.37 apply to the garnishment of earnings if the debtor is a resident of Minnesota and the debtor's place of employment is in Minnesota, regardless of where the employer is domiciled.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 45. Minnesota Statutes 2022, section 571.921, is amended to read:

571.921 DEFINITIONS.

For purposes of sections 571.921 to 571.926, the following terms have the meanings given them:

(a) "Earnings" means:

(1) compensation paid or payable to an employee, independent contractor, or self-employed person for personal service, whether denominated as wages, salary, commissions, bonus, payments, profit-sharing distribution, severance payment, fees, or otherwise, and includes periodic payments pursuant to a pension or retirement program;

(2) compensation paid or payable to the producer for the sale of agricultural products; livestock or livestock products; milk or milk products; or fruit or other horticultural products produced when the producer is operating a family farm, a family farm corporation, or an authorized farm corporation, as defined in section 500.24, subdivision 2; or

(3) maintenance as defined in section 518.003, subdivision 3a.

(b) "Disposable earnings" means that part of the earnings of an individual remaining after the deduction from those earnings of amounts required by law to be withheld.

(c) "Employee" means an individual ~~who performs services subject to the right of the employer to control both what is done and how it is done,~~ whether currently or formerly employed, who is owed earnings and who:

(1) is treated by an employer as an employee for federal employment tax purposes; or

(2) receives earnings from an employer through periodic payments and is not treated by the employer as an employee for federal employment tax purposes.

(d) "Employer" means a person ~~for whom an individual performs services as an employee who owes or will owe earnings to an employee.~~

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 46. Minnesota Statutes 2022, section 571.922, is amended to read:

571.922 LIMITATION ON WAGE GARNISHMENT.

(a) Unless the judgment is for child support, the maximum part of the aggregate disposable earnings of an individual for any pay period subjected to garnishment may not exceed the lesser of:

(1) 25 percent of the debtor's disposable earnings; ~~or~~ if the debtor's weekly income exceeds 120 times the greater of the hourly wages described in section 571.922, paragraph (a), clause (2);

(2) 15 percent of the debtor's disposable earnings, if the debtor's weekly income exceeds 80 times but is less than 120 times the greater of the hourly wages described in section 571.922, paragraph (a), clause (2);

(3) five percent of the debtor's disposable earnings, if the debtor's weekly income exceeds 40 times but is less than 80 times the greater of the hourly wages described in section 571.922, paragraph (a), clause (2); or

(4) the amount by which the debtor's disposable earnings exceed the greater of:

(i) 40 times the hourly wage described in section 177.24, subdivision 1, paragraph (b), clause (1), item (iii); or

(ii) 40 times the federal minimum hourly wages prescribed by section 6(a)(1) of the Fair Labor Standards Act of 1938, United States Code, title 29, section 206(a)(1). The calculation of the amount that is subject to garnishment must be based on the hourly wage in effect at the time the earnings are payable, times the number of work weeks in the pay period. When a pay period consists of other than a whole number of work weeks, each day of that pay period in excess of the number of completed work weeks shall be counted as a fraction of a work week equal to the number of excess workdays divided by the number of days in the normal work week.

(b) If the judgment is for child support, the garnishment may not exceed:

(1) 50 percent of the judgment debtor's disposable income, if the judgment debtor is supporting a spouse or dependent child and the judgment is 12 weeks old or less (12 weeks to be calculated to the beginning of the work week in which the execution levy is received);

(2) 55 percent of the judgment debtor's disposable income, if the judgment debtor is supporting a spouse or dependent child, and the judgment is over 12 weeks old (12 weeks to be calculated to the beginning of the work week in which the garnishment summons is received);

(3) 60 percent of the judgment debtor's disposable income, if the judgment debtor is not supporting a spouse or dependent child and the judgment is 12 weeks old or less (12 weeks to be calculated to the beginning of the work week in which the execution levy is received); or

(4) 65 percent of the judgment debtor's disposable income, if the judgment debtor is not supporting a spouse or dependent child, and the judgment is over 12 weeks old (12 weeks to be calculated to the beginning of the work week in which the garnishment summons is received).

Wage garnishments on judgments for child support are effective until the judgments are satisfied if the judgment creditor is a county and the employer is notified by the county when the judgment is satisfied.

(c) No court may make, execute, or enforce an order or any process in violation of this section.

Sec. 47. Minnesota Statutes 2022, section 571.924, subdivision 1, is amended to read:

Subdivision 1. **Requirement.** The creditor shall serve upon the debtor, no less than ten days before the service of the garnishment summons, a notice that a summons may be issued. The notice shall: (1) be substantially in the form set out in section 571.925; (2) be served personally, in the manner of a summons and complaint, or by first class mail to the last known address of the debtor; (3) inform the debtor that a garnishment summons may be served on the debtor's employer after ten days, and that the debtor may, within that time, cause to be served on the creditor a signed statement under penalties of perjury asserting an entitlement to an exemption from garnishment; (4) inform the debtor of the earnings garnishment exemptions contained in section 550.37, subdivision 14; ~~and~~ (5) advise the debtor of the relief set forth in this chapter to which the debtor may be entitled if a creditor in bad faith disregards a valid claim and the fee, costs, and penalty that may be assessed against a debtor who in bad faith falsely claims an exemption or in bad faith takes action to frustrate the garnishment process; and (6) provide in type that is at least two points larger than the body of the notice: (i) the date upon which the notice is mailed; (ii) a mailing address and an email address for delivery of an exemption claim; and (iii) a telephone number for the creditor's attorney or the creditor.

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to causes of action commenced on or after that date.

Sec. 48. Minnesota Statutes 2022, section 571.925, is amended to read:

571.925 FORM OF NOTICE.

The ten-day notice informing a debtor that a garnishment summons may be used to garnish the earnings of an individual must be substantially in the following form:

STATE OF MINNESOTA

DISTRICT COURT

COUNTY OF

..... JUDICIAL DISTRICT

..... (Creditor)

against

..... (Debtor)

and

..... (Garnishee)

GARNISHMENT EXEMPTION
NOTICE AND NOTICE OF
INTENT TO GARNISH EARNINGS

PLEASE TAKE NOTICE that a garnishment summons or levy may be served upon your employer or other third parties, without any further court proceedings or notice to you, ten days or more from the date hereof. Some or all of your earnings are exempt from garnishment. If your earnings are garnished, your employer must show you how the amount that is garnished from your earnings was calculated. You have the right to request a hearing if you claim the garnishment is incorrect.

Your earnings are completely exempt from garnishment if you are now a recipient of assistance based on need, if you have been a recipient of assistance based on need within the last six months, or if you have been an inmate of a correctional institution in the last six months.

Assistance based on need includes, but is not limited to:

- MFIP** - Minnesota family investment program,
- MFIP Diversionary Work Program,**
- Work participation cash benefit,**
- GA** - general assistance,
- EA** - emergency assistance,
- MA** - medical assistance, whether received by you or by your dependent child,
- EGA** - emergency general assistance,
- MSA** - Minnesota supplemental aid,
- MSA-EA** - MSA emergency assistance,
- Supplemental Nutrition Assistance Program (SNAP),**
- SSI - Supplemental Security Income,**
- MinnesotaCare,** whether received by you or by your dependent child,
- Medicare Part B premium payments,**
- Medicare Part D extra help,**
- Energy or fuel assistance.**

If you wish to claim an exemption, you should fill out the appropriate form below, sign it, and send it to the creditor's attorney and the garnishee.

You may wish to contact the attorney for the creditor in order to arrange for a settlement of the debt or contact an attorney to advise you about exemptions or other rights.

PENALTIES

(1) Be advised that even if you claim an exemption, a garnishment summons may still be served on your employer. If your earnings are garnished after you claim an exemption, you may petition the court for a determination of your exemption. If the court finds that the creditor disregarded your claim of exemption in bad faith, you will be entitled to costs, reasonable attorney fees, actual damages, and an amount not to exceed \$100.

(2) HOWEVER, BE WARNED if you claim an exemption, the creditor can also petition the court for a determination of your exemption, and if the court finds that you claimed an exemption in bad faith, you will be assessed costs and reasonable attorney's fees plus an amount not to exceed \$100.

(3) If after receipt of this notice, you in bad faith take action to frustrate the garnishment, thus requiring the creditor to petition the court to resolve the problem, you will be liable to the creditor for costs and reasonable attorney's fees plus an amount not to exceed \$100.

Dated: (Attorney for) Creditor Address Telephone

DEBTOR'S EXEMPTION CLAIM NOTICE

I hereby claim that my earnings are exempt from garnishment because:

(1) I am presently a recipient of relief based on need. (Specify the program, case number, and the county from which relief is being received.)

..... Program Case Number (if known) County

(2) I am not now receiving relief based on need, but I have received relief based on need within the last six months. (Specify the program, case number, and the county from which relief has been received.)

..... Program Case Number (if known) County

(3) I have been an inmate of a correctional institution within the last six months. (Specify the correctional institution and location.)

..... Correctional Institution Location

I hereby authorize any agency that has distributed relief to me or any correctional institution in which I was an inmate to disclose to the above-named creditor or the creditor's attorney only whether or not I am or have been a recipient of relief based on need or an inmate of a correctional institution

within the last six months. I have mailed or delivered a copy of this form to the creditor or creditor's attorney.

.....
Date	Debtor

	Address

	Debtor Telephone Number

STATE OF MINNESOTA	DISTRICT COURT
COUNTY OF .....	..... JUDICIAL DISTRICT
..... (Creditor)	
..... (Debtor)	
..... (Financial institution)	

EFFECTIVE DATE. This section is effective August 1, 2024, and applies to notices provided on or after that date.

Sec. 49. GARNISHMENT FORMS REVISION.

(a) The attorney general must review and make recommendations to revise into plain language the notices and forms found in Minnesota Statutes, sections 571.72, subdivisions 8 and 10; 571.74; 571.75, subdivision 2; 571.912; and 571.925.

(b) The attorney general must review and determine whether the forms contained in Minnesota Statutes, sections 571.711; 571.914; 571.931, subdivision 6; and 571.932, subdivision 2, should be revised into a more easily readable and understandable format. If the attorney general determines the forms should be revised, the attorney general must make recommendations for legislative revisions to the forms.

(c) The recommendations made under paragraphs (a) and (b) must include proposals to: (1) explain in simple terms the meaning of garnishment in any form that uses the term garnishment; and (2) prominently place on forms the name, telephone number, and email address of the creditor.

(d) When developing the recommendations, the attorney general must consult with the Center for Plain Language and other plain language experts the attorney general may identify, and must collaborate with the Office of the Attorney General and affected business and consumer groups, including but not limited to:

- (1) the Minnesota Creditors' Rights Association;
- (2) the Great Lakes Credit and Collections Association;
- (3) the Minnesota Bankers' Association;
- (4) the Minnesota Credit Union Network;

(5) BankIn Minnesota;

(6) Mid-Minnesota Legal Aid;

(7) the Minnesota chapter of the National Association of Consumer Advocates;

(8) the Minnesota chapter of the National Association of Consumer Bankruptcy Attorneys;

(9) Lutheran Social Service; and

(10) Family Means.

(e) For the purposes of this section, "plain language" means: (1) simplifying existing language into more concise, easily readable, and understandable text; (2) using short sentences, active voice, and words with common and everyday meanings; (3) keeping the subject and verb close together; (4) avoiding jargon and legal language to the extent possible; and (5) presenting text in a format that is well-organized, easy to navigate, and that is divided into sections with clear, concise section headings and sufficient white space between sections."

Amend the title accordingly

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

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

S.F. No. 4742: A bill for an act relating to labor; requiring safety standards for broadband industry installers; implementing the Broadband Equity, Access, and Deployment Program; amending Minnesota Statutes 2022, sections 116J.395, subdivision 6; 216B.17, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapters 116J; 181.

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

Page 2, line 13, after "of" insert "the total" and delete "grants" and insert "grant funds"

Page 2, line 14, delete "commit" and insert "agree" and delete "implementing" and insert "implement"

Page 2, line 15, delete "industry"

Page 2, after line 18, insert:

"The applicant's agreement to implement the workforce best practices as defined in paragraph (e) must be an express condition of providing the grant in the grant agreement."

Page 2, line 20, after "practices" insert "only"

Page 2, delete lines 21 to 30 and insert:

"(1) there is credible evidence of support for the application and the applicant's workforce needs on the project for which the grant is provided from one or more labor, labor-management, or other

workforce organizations that have a track record of representing and advocating for workers or recruiting, training, and securing employment for people of color, Indigenous people, or women in the construction industry; and

(2) all laborers and mechanics performing construction, installation, remodeling, or repairs on the project sites for which the grant is provided:

(i) are paid the prevailing wage rate as defined in section 177.42, subdivision 6, and the applicant and all of its construction contractors and subcontractors agree that the payment of prevailing wage to such laborers and mechanics is subject to the requirements and enforcement provisions under sections 177.27, 177.30, 177.32, 177.41 to 177.435, and 177.45, which the commissioner of labor and industry shall have the authority to enforce; or

(ii) receive from their employer:

(A) at least 80 hours of skills training annually, of which at least 40 hours must consist of hands-on instruction;

(B) employer-paid family health insurance coverage; and

(C) employer-paid retirement benefit payments equal to no less than 15 percent of the employee's total taxable wages."

Page 3, delete lines 1 to 7

Page 3, line 10, delete "(4)" and insert "(1)"

Page 3, line 32, after "shall" insert a comma and after "together" insert "with points awarded for labor law compliance,"

Page 6, line 6, delete "developed" and insert "approved"

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. 3538: A bill for an act relating to the State Building Code; authorizing expedited rulemaking to modify the State Building Code to allow a single exit stairway to serve multifamily residential structures under certain circumstances; amending Minnesota Statutes 2022, section 326B.106, by adding a subdivision.

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 326B.106, is amended by adding a subdivision to read:

Subd. 18. **Minimum number of exit stairways.** (a) The commissioner shall adopt rules modifying the State Building Code to allow a single exit stairway to serve nontransient multifamily residential structures that have an occupiable floor or roof not more than 75 feet above the lowest level of fire department vehicle access.

(b) The rule modifications must:

(1) specify that the first floor of such buildings may be used for a purpose other than residential as long as that use is classified by the State Building Code as a nonhazardous occupancy and is served by entrances that are separate from those serving the residential floors;

(2) meet or exceed the model international fire code; and

(3) require that the fire department primarily responsible for responding to the structure meets or exceeds the NFPA 1710, Standard for the Organization and Deployment of Fire Suppression Operations, Emergency Medical Operations, and Special Operations to the Public by Career Fire Departments.

In addition, in conducting rulemaking under this subdivision, the commissioner must consider and incorporate building code safety measures consistent with the Seattle Fire Code.

(c) These modifications must be made by July 1, 2026.

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

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 McEwen from the Committee on Labor, to which was referred

S.F. No. 4600: A bill for an act relating to occupational health and safety; requiring the commissioner of labor and industry to adopt rules related to acceptable blood lead levels for workers.

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 McEwen from the Committee on Labor, to which was re-referred

S.F. No. 4444: A bill for an act relating to health; requiring continued publication of the annual adverse health event report; prohibiting retaliation against patient care staff; providing for enforcement; amending Minnesota Statutes 2022, sections 144.05, subdivision 7; 144.7065, subdivision 8; 144.7067, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 181.

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

Page 3, after line 6, insert:

"Sec. 4. Minnesota Statutes 2023 Supplement, section 177.27, subdivision 4, is amended to read:

Subd. 4. **Compliance orders.** The commissioner may issue an order requiring an employer to comply with sections 177.21 to 177.435, 179.86, 181.02, 181.03, 181.031, 181.032, 181.101, 181.11, 181.13, 181.14, 181.145, 181.15, 181.165, 181.172, paragraph (a) or (d), 181.214 to 181.217, 181.275, subdivision 2a, 181.2751, 181.635, 181.722, 181.79, 181.85 to 181.89, 181.939 to 181.943, 181.9445 to 181.9448, 181.987, 181.991, 268B.09, subdivisions 1 to 6, and 268B.14, subdivision 3, with any rule promulgated under section 177.28, 181.213, or 181.215. The commissioner shall issue an order requiring an employer to comply with sections 177.41 to 177.435, 181.165, or 181.987 if the violation is repeated. For purposes of this subdivision only, a violation is repeated if at any time during the two years that preceded the date of violation, the commissioner issued an order to the employer for violation of sections 177.41 to 177.435, 181.165, or 181.987 and the order is final or the commissioner and the employer have entered into a settlement agreement that required the employer to pay back wages that were required by sections 177.41 to 177.435. The department shall serve the order upon the employer or the employer's authorized representative in person or by certified mail at the employer's place of business. An employer who wishes to contest the order must file written notice of objection to the order with the commissioner within 15 calendar days after being served with the order. A contested case proceeding must then be held in accordance with sections 14.57 to 14.69 or 181.165. If, within 15 calendar days after being served with the order, the employer fails to file a written notice of objection with the commissioner, the order becomes a final order of the commissioner. For the purposes of this subdivision, an employer includes a contractor that has assumed a subcontractor's liability within the meaning of section 181.165."

Page 3, line 12, delete "another" and insert "a"

Page 5, line 11, after "request" insert ", including an examination of the reasonableness of the patient care staff's determination pursuant to paragraph (a) or (b) of this subdivision,"

Page 5, line 29, after the period, insert "The commissioner may defer investigation and enforcement while the parties participate in alternative dispute resolution services to resolve disputes of alleged violations of this section."

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 Finance. Amendments adopted. Report adopted.

Senator Rest from the Committee on Taxes, to which was re-referred

S.F. No. 1949: A bill for an act relating to gambling; authorizing and providing for sports betting; establishing licenses; prohibiting local restrictions; providing for taxation of sports betting; providing civil and criminal penalties; providing for amateur sports grants; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 240.01, subdivision 1b; 245.98, subdivision 2; 260B.007, subdivision 16; 609.75, subdivisions 3, 4, 7, by adding a subdivision; 609.755; 609.76, subdivision 2; proposing coding for new law in Minnesota Statutes, chapters 240A; 299L; 609; proposing coding for new law as Minnesota Statutes, chapter 297J.

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

Page 6, delete lines 14 and 15

Page 6, line 16, delete "(4)" and insert "(3)"

Page 6, line 17, delete "(5)" and insert "(4)"

Page 6, line 19, delete "(6)" and insert "(5)"

Page 6, line 21, delete "(7)" and insert "(6)"

Page 6, line 27, delete "(8)" and insert "(7)"

Page 6, line 29, delete "(9)" and insert "(8)"

Page 7, line 1, delete "(10)" and insert "(9)"

Page 7, line 2, delete "(11)" and insert "(10)"

Page 7, line 7, delete "(12)" and insert "(11)"

Page 7, line 9, delete "(13)" and insert "(12)"

Page 7, line 12, delete "(14)" and insert "(13)"

Page 7, line 16, delete "(15)" and insert "(14)"

Page 7, line 21, delete "(16)" and insert "(15)"

Page 7, line 28, delete "(17)" and insert "(16)"

Page 8, line 1, delete "(18)" and insert "(17)"

Page 8, line 4, delete "2024" and insert "2026"

Page 9, line 23, delete "The commissioner shall designate a start"

Page 9, line 24, delete everything before "No"

Page 17, line 24, delete "AND APPROPRIATION"

Page 17, line 26, before the period, insert "established under section 297J.02, subdivision 8, paragraph (a)"

Page 27, line 25, delete "three" and insert "3.5"

Page 31, line 5, after "year" insert "beginning in 2026"

Page 31, line 17, delete "2024" and insert "2025"

Page 32, line 1, delete the semicolon and insert a period

Page 32, delete line 2

Page 32, delete subdivision 3

Page 33, line 7, delete "299L.80" and insert "299L.76"

Page 33, delete section 29 and insert:

"Sec. 29. TIMELINE.

(a) All first licenses issued by the commissioner of public safety under this article must be effective on the same day for applicants who have met all license application requirements by August 1, 2025.

(b) The commissioner must provide notice of the anticipated effective date for licenses at least 30 days before the anticipated date for the effective date of licenses. The notice must be provided to the chairs and ranking minority members of the committees in the senate and the house of representatives with jurisdiction over public safety and state government, to the commissioner of revenue, and to licensees.

Sec. 30. STUDY ON MOTIVATIONS AND BELIEFS OF YOUNG ADULT GAMBLERS.

Subdivision 1. **Award.** The commissioner shall award a grant to a nonprofit, gambling-neutral organization with experience raising public awareness about problem gambling and providing professional training for those who work with problem gamblers to study the gambling motivations and beliefs of young adult gamblers.

Subd. 2. **Focus group.** (a) The grant recipient shall convene a focus group of 40 individuals who are at least 18 years of age but not more than 35 years of age and who have experience gambling in Minnesota.

(b) Membership of the focus group shall reflect the geographical and demographic diversity of Minnesotans who are 18 to 35 years of age.

(c) The focus group shall identify the reasons that young adults gamble and the ways in which they engage in gambling, including whether they wager on sporting events; participate in fantasy sports; purchase lottery tickets; visit casinos; engage in online gambling; participate in card playing as defined in Minnesota Statutes, section 240.01, subdivision 5; engage in pari-mutuel betting as defined in Minnesota Statutes, section 240.01, subdivision 14; or participate in lawful gambling authorized under Minnesota Statutes, chapter 349.

Subd. 3. **Qualitative survey.** Following completion of the focus group described in subdivision 3, the grant recipient shall create a qualitative survey and obtain responses from a sample of at least 50,000 individuals.

Subd. 4. **Report.** By January 15, 2025, the grant recipient shall submit a report to the chairs and ranking minority members of the legislative committees with jurisdiction over public safety, the legislative committees with jurisdiction over taxes, the committee in the house of representatives with jurisdiction over commerce, the committee in the senate with jurisdiction over state government finance and policy, the committee in the house of representatives with jurisdiction over ways and means, and the committee in the senate with jurisdiction over finance. The report shall summarize

the actions and findings of the grant recipient and shall make recommendations for policies and the use of financial resources to prevent and address problem gambling by young adults."

Page 34, delete section 1 and insert:

"Section 1. Minnesota Statutes 2022, section 297E.02, is amended by adding a subdivision to read:

Subd. 12. **Tax relief payments.** By October 1 of each year beginning in 2026, the commissioner shall remit payments, as required under section 297J.02, subdivision 8, paragraph (g), to each organization licensed to conduct lawful gambling under chapter 349 on a pro rata basis according to the organization's combined net receipts, as defined under this section, for the period beginning July 1 of the previous calendar year and ending on June 30 of the current calendar year, and the total combined net receipts from all organizations licensed under chapter 349 for the period beginning July 1 of the previous calendar year and ending on June 30 of the current calendar year.

EFFECTIVE DATE. This section is effective for sports betting net revenue received on and after the start date for mobile sports betting designated by the commissioner of public safety pursuant to Minnesota Statutes, section 299L.15, subdivision 8.

Sec. 2. **[297J.01] DEFINITIONS.**

Unless otherwise defined in this chapter, or unless the context clearly indicates otherwise, the following terms have the meanings given:

- (1) "commissioner" means the commissioner of revenue;
- (2) "licensed racetrack" has the meaning provided in section 240.01, subdivision 10;
- (3) "mobile sports betting operator" has the meaning given in section 299L.10, subdivision 14;
- (4) "mobile sports betting platform provider" has the meaning given in section 299L.10, subdivision 16;
- (5) "sporting event" has the meaning given in section 299L.10, subdivision 18;
- (6) "sports betting" has the meaning given in section 299L.10, subdivision 19;
- (7) "sports betting net revenue" means the total of all cash and cash equivalents received in a month by a mobile sports betting operator or mobile sports betting platform provider from wagers on sporting events, less the following:
 - (i) cash paid out as winnings in the month;
 - (ii) the cash equivalent of noncash prizes paid out as winnings in the month, excluding cash and cash equivalents received by a mobile sports betting operator or mobile sports betting platform provider for activities other than sports betting or excise taxes paid to the federal government;
 - (iii) for wagers placed before January 1, 2028, the entire amount of cash or cash equivalent of promotional credits allowed or free wagers placed in the month;

(iv) for wagers placed after December 31, 2027, and before January 1, 2029, 75 percent of the amount of cash or cash equivalent of promotional credits allowed or free wagers placed in the month;

(v) for wagers placed after December 31, 2028, and before January 1, 2030, 50 percent of the amount of cash or cash equivalent of promotional credits allowed or free wagers placed in the month;

(vi) for wagers placed after December 31, 2029, and before January 1, 2031, 25 percent of the amount of cash or cash equivalent of promotional credits allowed or free wagers placed in the month; and

(vii) for wagers placed after December 31, 2030, no amount of cash or cash equivalent of promotional credits allowed or free wagers placed in the month may be subtracted for purposes of calculating sports betting net revenue; and

(8) "wager" has the meaning given in section 299L.10, subdivision 22.

EFFECTIVE DATE. This section is effective for sports betting net revenue received on and after the start date for mobile sports betting designated by the commissioner of public safety pursuant to Minnesota Statutes, section 299L.15, subdivision 8."

Page 34, line 27, delete "ten" and insert "20"

Page 34, after line 30, insert:

"Subd. 2. **Entities required to file and remit.** Unless prescribed under a contractual agreement with a mobile sports betting platform provider, a mobile sports betting operator must file the return and remit the tax under subdivision 4, and is liable for the tax imposed under this section. If a mobile sports betting operator has entered into a contractual agreement with a mobile sports betting platform provider for the mobile sports betting platform provider to file the return and remit the tax under subdivision 4:

(1) the mobile sports betting platform is liable for the tax under this section; and

(2) the mobile sports betting operator must notify the commissioner of the sports betting platform provider with which the mobile sports betting operator has entered into the agreement."

Page 35, line 4, after "operator" insert "or mobile sports betting platform provider"

Page 35, line 25, delete "7" and insert "8, paragraph (a),"

Page 35, line 27, delete ", paying taxes, or both"

Page 36, line 1, delete "5" and insert "6"

Page 36, line 2, delete "(d)" and insert "(i)"

Page 36, delete lines 3 to 32

Page 37, delete lines 1 to 9 and insert:

"(b) Five percent is annually appropriated to the Minnesota Racing Commission for grants to licensed racetracks. Of the amount appropriated under this paragraph, 78 percent is appropriated for a grant to a licensed racetrack at which live thoroughbred horse racing is conducted and 22 percent is appropriated for a grant to a licensed racetrack at which standardbred horse racing is the only form of live racing conducted.

(c) Of the amounts appropriated under paragraph (b), a licensed racetrack must use at least 75 percent for purse supplements for races to be conducted exclusively for Minnesota-bred horses.

(d) Of the amounts appropriated under paragraph (b), up to 25 percent may be used by a licensed racetrack for any of the following purposes:

(1) breeders' awards for Minnesota-bred thoroughbred, standardbred, quarter horse, and Arabian horses;

(2) to pay reimbursements to the commission for the cost of providing state stewards;

(3) to assist in the transition of Minnesota-bred horses into retirement;

(4) to fund research projects conducted by persons affiliated with a university or governmental research agency or institution related to equine illness and disease, performance-related accidents and injuries, and improvements of breeding techniques;

(5) to fund mental health programs for jockeys, stewards, and backstretch employees who have direct involvement with the care and preparation of racing horses; and

(6) to pay for increases in compensation to backstretch employees who have direct involvement with the care and preparation of racing horses.

(e) 15 percent is appropriated to the director of Explore Minnesota Tourism for grants to Minnesota Sports and Events.

(f) Ten percent is appropriated to the commissioner of human services of which half is for the compulsive gambling treatment program established under section 245.98, and half is for a grant to the state affiliate recognized by the National Council on Problem Gambling to be used to increase public awareness of problem gambling, provide education and training for individuals and organizations providing effective treatment services to problem gamblers and their families, and research relating to problem gambling. Money appropriated by this paragraph must supplement and must not replace existing state funding for these programs.

(g) 20 percent is appropriated to the commissioner for purposes of making payments under section 297E.02, subdivision 12. Any money remaining at the end of each fiscal year is canceled to the sports betting revenue account.

(h) Five percent is appropriated to the commissioner of education for grants to the Minnesota State High School League established under chapter 128C to support youth sports and activities.

(i) 45 percent is appropriated to the commissioner for deposit to the general fund."

Page 37, delete lines 10 to 13 and insert:

"EFFECTIVE DATE. This section is effective for sports betting net revenue received on or after the start date for mobile sports betting designated by the commissioner of public safety pursuant to Minnesota Statutes, section 299L.15, subdivision 8, except that subdivision 8 is effective July 1, 2024, and applies to application, license, and renewal fees received after June 30, 2024, and sports betting net revenue received on or after the start date for mobile sports betting designated by the commissioner of public safety pursuant to Minnesota Statutes, section 299L.15, subdivision 8."

Page 37, line 14, delete "MOBILE SPORTS BETTING OPERATOR"

Page 37, line 16, delete "or" and insert "and"

Page 37, line 32, delete "June 30, 2024" and insert "on and after the start date for mobile sports betting designated by the commissioner of public safety pursuant to Minnesota Statutes, section 299L.15, subdivision 8"

Page 38, line 5, delete "June 30, 2024" and insert "on and after the start date for mobile sports betting designated by the commissioner of public safety pursuant to Minnesota Statutes, section 299L.15, subdivision 8"

Page 46, line 2, delete everything before "APPROPRIATIONS"

Page 46, delete section 1

Page 48, delete section 3

Page 49, delete lines 28 and 29

Page 49, line 30, delete "revenue" and insert "\$..... in fiscal year 2025 is appropriated from the general"

Page 50, delete lines 2 and 3

Page 50, line 4, delete "revenue" and insert "\$..... in fiscal year 2025 is appropriated from the general"

Page 50, after line 5, insert:

"Sec. 4. APPROPRIATIONS FOR STUDIES.

(a) \$..... in fiscal year 2025 is appropriated from the general fund to the commissioner of public safety for the study required under Minnesota Statutes, section 299L.655, subdivision 1. The commissioner may contract with a third party to conduct the study. This is a onetime appropriation.

(b) \$..... in fiscal year 2025 is appropriated from the general fund to the commissioner of public safety for the study required under Minnesota Statutes, section 299L.6556. The commissioner may contract with a third party to conduct the study. This is a onetime appropriation.

(c) \$150,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of public safety to make the grant required under article 1, section 30. This is a onetime appropriation."

Renumber the subdivisions and sections in sequence

Amend the title as follows:

Page 1, line 4, delete "providing for amateur sports grants;"

Amend the title numbers accordingly

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

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

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

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

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

S.F. No. 3719: A bill for an act relating to agriculture; extending the Minnesota Agricultural Fertilizer Research and Education Council and fee for the agricultural fertilizer research and education account; amending Minnesota Statutes 2022, sections 18C.70, subdivision 5; 18C.71, subdivision 4; 18C.80, subdivision 2; Minnesota Statutes 2023 Supplement, section 18C.425, subdivision 6.

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

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

S.F. No. 3787: A bill for an act relating to employees; modifying earned sick and safe time; authorizing rulemaking; modifying a previous appropriation; amending Minnesota Statutes 2023 Supplement, sections 177.27, subdivision 4; 177.50, by adding subdivisions; 181.032; 181.9445, subdivisions 4, 5, by adding a subdivision; 181.9446; 181.9447, subdivisions 1, 3, 5, 10, 11; 181.9448, subdivisions 1, 2; Laws 2023, chapter 53, article 14, section 1.

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

Page 11, after line 16, insert:

"Sec. 14. Minnesota Statutes 2023 Supplement, section 181.9447, is amended by adding a subdivision to read:

Subd. 12. **Weather event exception.** Notwithstanding subdivision 1, an employee may not use sick and safe time under the conditions in subdivision 1, clause (4), if:

(1) the employee's preassigned or foreseeable work duties during a public emergency or weather event would require them to respond to the public emergency or weather event;

(2) the employee is a firefighter; a peace officer subject to licensure under sections 626.84 to 626.863; a 911 telecommunicator as defined in section 403.02, subdivision 17c; a guard at a correctional facility; or a public employee holding a commercial driver's license; and

(3) one of the following two conditions are met:

(i) the employee is represented by an exclusive representative under section 179A.03, subdivision 8, and the collective bargaining agreement or memorandum of understanding governing the employee's position explicitly references section 181.9447, subdivision 1, clause (4), and clearly and unambiguously waives application of that section for the employee's position; or

(ii) the employee is not represented by an exclusive representative, the employee is needed for the employer to maintain minimum staffing requirements, and the employer has a written policy explicitly referencing section 181.9447, subdivision 1, clause (4), that is provided to such employees in a manner that meets the requirements of other earned sick and safe time notices under section 181.9447, subdivision 9."

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

S.F. No. 3878: A bill for an act relating to redistricting; requiring the allocation and exclusion of certain incarcerated persons based on their last known address in Minnesota for purposes of redistricting; imposing duties on the commissioner of corrections and the director of the Legislative Coordinating Commission; classifying data; requiring the Department of Corrections to collect the last residential address of an inmate during intake; proposing coding for new law in Minnesota Statutes, chapters 2; 241.

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

Page 3, line 19, delete everything after the second "an" and insert "exact match or is approximated to the street level and reject any address that is approximated to the center of a zip code, city, county, or state."

Page 3, delete line 20

Page 3, line 21, delete "approximate."

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

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

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

Page 1, line 20, delete "reuse, recycling," and insert "recycling"

Page 2, line 21, after the period, insert "Covered material does not include exempt materials."

Page 2, after line 26, insert:

"Subd. 11. **De minimis producer.** "De minimis producer" means a person that in the most recent fiscal year:

(1) introduced less than one ton of covered material into this state; or

(2) earned global gross revenues of less than \$2,000,000."

Page 2, after line 30, insert:

"Subd. 13. **Exempt materials.** "Exempt materials" means materials, or any portion of materials, that:

(1) are packaging for infant formula, as defined in United States Code, title 21, section 321(z);

(2) are packaging for medical food, as defined in United States Code, title 21, section 360ee(b)(3);

(3) are packaging for a fortified oral nutritional supplement used by persons who require supplemental or sole source nutrition to meet nutritional needs due to special dietary needs directly related to cancer, chronic kidney disease, diabetes, malnutrition, or failure to thrive, as those terms are defined by the International Classification of Diseases, Tenth Revision;

(4) are a product, including its peripheral accessories, and the packaging or packaging components for any investigational or approved product regulated as a drug or medical device by the United States Food and Drug Administration;

(5) are medical equipment or products or their components, including consumable medical equipment or products and their components, and the packaging or packaging components for any products used in healthcare settings, including hospitals and clinics that are regulated by the United States Food and Drug Administration or used for infection prevention and dispensing of medication;

(6) are medical equipment or products and the packaging or packaging components for any product intended for Research Use Only as defined in the Federal Food, Drug, and Cosmetic Act, United States Code, title 21, section 360 et seq.; or

(7) are drugs, biological products, parasiticides, medical devices, or in vitro diagnostics used to treat, or administered to, animals and regulated by the United States Food and Drug Administration under the Federal Food, Drug, and Cosmetic Act, United States Code, title 21, section 301 et seq., by the United States Department of Agriculture under the federal Virus-Serum-Toxin Act, United States Code, title 21, section 151 et seq., or by the United States Environmental Protection Agency under the Federal Insecticide, Fungicide, and Rodenticide Act, 7 United States Code, title 7, section 136 et seq."

Page 3, line 11, after "for" insert "waste reduction,"

Page 3, line 27, after the period, insert "Packaging does not include exempt materials."

Page 6, line 6, before the period, insert ", as defined in this act"

Page 6, after line 10, insert:

"Subd. 28. **Refill.** "Refill" means the continued use of a covered material by a consumer through a system that is:

(1) intentionally designed and marketed for repeated filling of a covered material to reduce demand for new production of the covered material;

(2) supported by adequate logistics and infrastructure to provide convenient access for consumers; and

(3) compliant with all applicable state and local statute, rule, ordinance, or other law governing health and safety.

Subd. 29. **Return rate.** "Return rate" means the amount of reusable covered material in aggregate or by individual covered materials type, collected for reuse by the producer or service provider in a calendar year, divided by the total amount of reusable covered materials sold or distributed into the state by the relevant unit of measurement established in section 115A.1451."

Renumber the subdivisions in sequence

Page 6, line 15, delete "statutes and rules" and insert "statutes, rules, ordinances, or other laws"

Page 6, line 23, delete "refilling or" and delete "in the marketplace for its original" and insert "by a producer or service provider"

Page 6, line 24, delete everything before "when"

Page 6, line 25, before the semicolon insert "for its original intended purpose without a change in form"

Page 6, line 27, before the semicolon insert "of the covered material"

Page 6, line 29, delete "return for" and insert "consumers"

Page 6, line 30, delete everything before the semicolon

Page 7, line 1, delete "and rules" and insert ", rules, ordinances, or other laws"

Page 7, line 10, before "similar" insert ", contracted for, or otherwise arranged for"

Page 7, line 21, before the period insert ", but does include refill, as defined in this act"

Page 8, line 10, delete "in this state"

Page 9, line 19, delete "sold, offered for sale, or distributed in the state" and insert "introduced"

Page 10, line 23, before "covered" insert "and sorts"

Page 10, line 25, delete "source-separated"

Page 15, line 3, delete "into the state"

Page 15, line 5, after "rate" insert "and return rate"

Page 16, line 16, delete "and" and after "rates" insert ", and return rates"

Page 16, line 17, delete "rates of recycling and composting" and insert "recycling rate, composting rate, reuse rate, and return rate"

Page 16, line 26, delete "potential performance targets to meet statewide requirements" and insert "outcomes for"

Page 16, line 27, delete "as applicable to"

Page 16, line 31, after "reuse" insert "rate and return rates"

Page 16, line 32, after "recycling" insert "rates"

Page 17, line 1, after "composting" insert "rates"

Page 17, after line 2, insert:

"(4) proposals for a range of outcomes for the categories described in clause (3), that consider:

(i) information contained in or used to prepare a needs assessment according to this subdivision;

(ii) goals and requirements of the waste management act under this chapter;

(iii) statewide goals for greenhouse gas emission reductions under section 216H.02;

(iv) need for continuous progress towards generating less waste from covered materials and the complete reuse, recycling, or composting of the covered materials that are generated, in doing so reducing impacts to human health and the environment;

(v) a preference for statewide requirements that accomplish and further the goals and requirements in clauses (2) to (4) as soon as practicable and to the maximum extent achievable; and

(vi) information from packaging and paper producer responsibility programs operating in other jurisdictions;"

Page 17, line 3, delete "(4)" and insert "(5)"

Page 17, line 4, before the semicolon, insert "and recommendations for collection methods by covered materials type to maximize efficiency and quality of feedstock"

Page 17, line 5, delete "(5)" and insert "(6)"

Page 17, line 7, delete "(6)" and insert "(7)"

Page 17, line 9, delete "(7)" and insert "(8)"

Page 17, line 11, after "existing" insert "waste reduction,"

Page 17, line 13, after "of" insert "waste reduction,"

Page 17, line 18, delete "(8)" and insert "(9)"

Page 17, line 19, delete "proposals for" and insert "the range of proposed"

Page 17, line 20, delete "in clause (3),"

Page 17, line 28, delete "(9)" and insert "(10)"

Page 17, line 30, delete "(10)" and insert "(11)"

Page 18, line 1, delete "(11)" and insert "(12)"

Page 18, line 4, delete "(12)" and insert "(13)"

Page 18, line 8, after "sound" insert "use and"

Page 18, line 10, after "to" insert "use and"

Page 18, line 11, after "access" insert "waste reduction,"

Page 18, line 13, after "in" insert "waste reduction,"

Page 18, line 15, delete "(13)" and insert "(14)"

Page 18, line 17, delete "(14)" and insert "(15)"

Page 19, line 22, after "proposals for" insert "reusable covered materials managed through a reuse system and"

Page 19, line 24, after "targets" insert "and statewide requirements"

Page 19, line 28, delete "source" and insert "waste"

Page 20, line 12, after "product's" insert "refill," and after "reuse" insert a comma

Page 20, line 20, after "of" insert "waste reduction,"

Page 20, line 28, after "collection," insert "waste reduction,"

Page 21, line 30, after "about" insert "refilling,"

Page 22, line 1, after "to" insert "use and"

Page 22, line 2, after "access" insert "waste reduction,"

Page 22, line 3, after "in" insert "waste reduction,"

Page 23, line 6, after "include" insert "reuse rates, return rates, recycling rates, composting rates, and" and delete ", reuse, recycling, composting"

Page 23, line 16, delete "material" and insert "materials"

Page 23, line 26, delete "source" and insert "waste"

Page 23, line 27, delete "source" and insert "waste"

Page 23, line 33, delete "measuring to be" and insert "the measurement of"

Page 24, line 5, after "impacts" insert "than the single-use versions of those items"

Page 27, line 23, after "provision of" insert "waste reduction,"

Page 28, line 12, after "for" insert "waste reduction,"

Page 28, line 22, after "affect" insert "waste reduction,"

Page 29, line 12, before "Nothing" insert "(a)"

Page 29, after line 15, insert:

"(b) Nothing in this act restricts the authority of a political subdivision to provide waste management services to residents, to contract with any entity to provide waste management services, or to exercise its authority granted under section 115A.94. A producer responsibility organization may not conduct activities that would conflict, compete, or otherwise interfere with a political subdivision exercising its authority under section 115A.94 to organize collection of solid waste, including materials collected for recycling or composting, or to extend, renew, or otherwise manage any contracts entered into as a result of exercising such authority or otherwise resulting from a competitive procurement process."

Page 30, line 14, after "composting," insert "waste reduction,"

Page 32, lines 15 and 17, after "composting," insert "waste reduction,"

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. 4898: A bill for an act relating to natural resources; providing for native rough fish; making conforming changes for aquatic farm licenses and taking and possessing fish; authorizing rulemaking; amending Minnesota Statutes 2022, sections 17.4983, subdivision 2; 17.4984, subdivision 2; 17.4988, subdivision 4; 17.4992, subdivisions 1, 3; 17.4996; 41A.02, subdivision 6; 84B.061; 97A.015, subdivisions 3b, 39, 43; 97A.075, subdivision 2; 97A.341, subdivision 1; 97A.421, subdivision 2; 97A.425, subdivision 4; 97A.475, subdivision 39; 97A.551, subdivision 2; 97B.055, subdivision 2; 97B.106; 97C.025; 97C.035, subdivision 3; 97C.045; 97C.081, subdivision 3a; 97C.211, subdivision 5; 97C.375; 97C.376, subdivisions 1, 5; 97C.381; 97C.385; 97C.391, subdivision 1; 97C.395, subdivision 2; 97C.505, subdivision 8; 97C.801, subdivision 2; 97C.805, subdivisions 1, 4; 97C.811, subdivision 2; 97C.831, subdivision 1; 97C.835, subdivisions 2, 3; 97C.865, subdivision 1; Minnesota Statutes 2023 Supplement, sections 97B.037; 97C.041; 97C.371, subdivision 1.

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

Page 11, delete "COMMMON" and insert "COMMON"

Page 14, line 20, strike "are not" and insert "must be removed from the nets and traps to the extent practicable but shall not be"

Page 14, line 21, delete the new language and strike everything after "possession" and insert "if inadvertently brought to a holding tank"

Page 14, line 22, strike everything before the period

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

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

S.F. No. 3867: A bill for an act relating to natural resources; modifying administrative penalty order authority for enforcing public water and drainage ditch buffer requirements; making certain laws to legumes program data private; amending Minnesota Statutes 2022, sections 103B.101, subdivisions 12, 12a; 103F.48, subdivision 7; Minnesota Statutes 2023 Supplement, section 103B.104.

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. 4165: A bill for an act relating to natural resources; clarifying certain rulemaking authority; amending Minnesota Statutes 2022, sections 103F.211, subdivision 1; 103G.315, subdivision 15.

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

S.F. No. 4493: A bill for an act relating to environment; requiring rulemaking.

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

Page 1, after line 3, insert:

"Section 1. POSTCLOSURE CARE SOLID WASTE DISPOSAL FACILITIES; RULEMAKING.

(a) The commissioner of the Pollution Control Agency must amend rules related to solid waste disposal facilities to require the commissioner's approval to terminate the postclosure care period.

(b) The commissioner may use the good cause exemption under Minnesota Statutes, section 14.388, subdivision 1, clause (3), to adopt rules under this section, and Minnesota Statutes, section 14.386, does not apply except as provided under Minnesota Statutes, section 14.388."

Renumber the sections in sequence

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

S.F. No. 1318: A bill for an act relating to education finance; providing for employee health insurance; increasing the minimum starting salary for nonlicensed school personnel; providing for paid orientation and professional development for paraprofessionals; appropriating money; amending Minnesota Statutes 2022, sections 125A.08; 471.61, by adding a subdivision.

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 121A.642, is amended by adding a subdivision to read:

Subd. 3. **Consultation.** The exclusive representative for employees receiving this training must be consulted in creating or planning training required under this section.

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

Sec. 2. **[123B.155] PAID LEAVE FOR SCHOOL CLOSURES.**

A school district or charter school that alters its calendar due to a weather event, public health emergency, or any other circumstance must continue to pay the full wages for scheduled work hours and benefits of all school employees for full or partial day closures, if the district or charter school counts that day as an instructional day for any students in the district or charter school. School employees may be allowed to work from home to the extent practicable. Paid leave for an e-learning day is provided under section 120A.414, subdivision 6.

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

Sec. 3. Minnesota Statutes 2023 Supplement, section 124E.03, subdivision 2, is amended to read:

Subd. 2. **Certain federal, state, and local requirements.** (a) A charter school shall meet all federal, state, and local health and safety requirements applicable to school districts.

(b) A school must comply with statewide accountability requirements governing standards and assessments in chapter 120B.

(c) A charter school must comply with the Minnesota Public School Fee Law, sections 123B.34 to 123B.39.

(d) A charter school is a district for the purposes of tort liability under chapter 466.

(e) A charter school must comply with the Pledge of Allegiance requirement under section 121A.11, subdivision 3.

(f) A charter school and charter school board of directors must comply with chapter 181 governing requirements for employment.

(g) A charter school must comply with continuing truant notification under section 260A.03.

(h) A charter school must develop and implement a teacher evaluation and peer review process under section 122A.40, subdivision 8, paragraph (b), clauses (2) to (13), and place students in classrooms in accordance with section 122A.40, subdivision 8, paragraph (d). The teacher evaluation process in this paragraph does not create any additional employment rights for teachers.

(i) A charter school must adopt a policy, plan, budget, and process, consistent with section 120B.11, to review curriculum, instruction, and student achievement and strive for the world's best workforce.

(j) A charter school is subject to and must comply with the Pupil Fair Dismissal Act, sections 121A.40 to 121A.56 and 121A.575.

(k) A charter school must provide paid leave to school employees for school closures under section 123B.155.

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

Sec. 4. Minnesota Statutes 2023 Supplement, section 125A.08, is amended to read:

125A.08 INDIVIDUALIZED EDUCATION PROGRAMS.

(a) At the beginning of each school year, each school district shall have in effect, for each child with a disability, an individualized education program.

(b) As defined in this section, every district must ensure the following:

(1) all students with disabilities are provided the special instruction and services which are appropriate to their needs. Where the individualized education program team has determined appropriate goals and objectives based on the student's needs, including the extent to which the student can be included in the least restrictive environment, and where there are essentially equivalent and effective instruction, related services, or assistive technology devices available to meet the student's needs, cost to the district may be among the factors considered by the team in choosing how to provide the appropriate services, instruction, or devices that are to be made part of the student's individualized education program. The individualized education program team shall consider and may authorize services covered by medical assistance according to section 256B.0625, subdivision 26. Before a school district evaluation team makes a determination of other health disability under Minnesota Rules, part 3525.1335, subparts 1 and 2, item A, subitem (1), the evaluation team must seek written documentation of the student's medically diagnosed chronic or acute health condition signed by a licensed physician or a licensed health care provider acting within the scope of the provider's practice. The student's needs and the special education instruction and services to be provided must be agreed upon through the development of an individualized education program. The program must address the student's need to develop skills to live and work as independently as possible within the community. The individualized education program team must consider positive behavioral interventions, strategies, and supports that address behavior needs for children. During grade 9, the program must address the student's needs for transition from secondary services to postsecondary education and training, employment, community participation, recreation, and leisure and home living. In developing the program, districts must inform parents of the full range of transitional goals and related services that should be considered. The program must include a statement of the needed transition services, including a statement of the interagency responsibilities or linkages or both before secondary services are concluded. If the individualized education program meets the plan components in section 120B.125, the individualized education program satisfies the requirement and no additional transition plan is needed;

(2) children with a disability under age five and their families are provided special instruction and services appropriate to the child's level of functioning and needs;

(3) children with a disability and their parents or guardians are guaranteed procedural safeguards and the right to participate in decisions involving identification, assessment including assistive technology assessment, and educational placement of children with a disability;

(4) eligibility and needs of children with a disability are determined by an initial evaluation or reevaluation, which may be completed using existing data under United States Code, title 20, section 33, et seq.;

(5) to the maximum extent appropriate, children with a disability, including those in public or private institutions or other care facilities, are educated with children who are not disabled, and that special classes, separate schooling, or other removal of children with a disability from the regular educational environment occurs only when and to the extent that the nature or severity of the disability is such that education in regular classes with the use of supplementary services cannot be achieved satisfactorily;

(6) in accordance with recognized professional standards, testing and evaluation materials, and procedures used for the purposes of classification and placement of children with a disability are selected and administered so as not to be racially or culturally discriminatory; and

(7) the rights of the child are protected when the parents or guardians are not known or not available, or the child is a ward of the state.

(c) For all paraprofessionals employed to work in programs whose role in part is to provide direct support to students with disabilities, the school board in each district shall ensure that:

(1) before or beginning at the time of employment, each paraprofessional must develop sufficient knowledge and skills in emergency procedures, building orientation, roles and responsibilities, confidentiality, vulnerability, and reportability, among other things, to begin meeting the needs, especially disability-specific and behavioral needs, of the students with whom the paraprofessional works;

(2) within five days of beginning to work alone with an individual student with a disability, the assigned paraprofessional must be either given paid time, or time during the school day, to review a student's individualized education program or be briefed on the student's specific needs by appropriate staff;

(3) annual training opportunities are required to enable the paraprofessional to continue to further develop the knowledge and skills that are specific to the students with whom the paraprofessional works, including understanding disabilities, the unique and individual needs of each student according to the student's disability and how the disability affects the student's education and behavior, following lesson plans, and implementing follow-up instructional procedures and activities; ~~and~~

(4) a minimum of 16 hours of paid orientation or professional development must be provided annually to all paraprofessionals, Title I aides, and other instructional support staff before the first instructional day of the school year. The orientation or professional development must be relevant to the employee's occupation and may include collaboration time with classroom teachers and planning for the school year. For paraprofessionals who provide direct support to students, at least 50 percent of the professional development or orientation must be dedicated to meeting the requirements of this section. Professional development for paraprofessionals may also address the requirements of section 120B.363, subdivision 3. A school administrator must provide an annual certification of compliance with this requirement to the commissioner; and

~~(4)~~ (5) a districtwide process obligates each paraprofessional to work under the ongoing direction of a licensed teacher and, where appropriate and possible, the supervision of a school nurse.

(d) A school district may conduct a functional behavior assessment as defined in Minnesota Rules, part 3525.0210, subpart 22, as a stand-alone evaluation without conducting a comprehensive

evaluation of the student in accordance with prior written notice provisions in section 125A.091, subdivision 3a. A parent or guardian may request that a school district conduct a comprehensive evaluation of the parent's or guardian's student.

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

Sec. 5. Minnesota Statutes 2022, section 471.61, is amended by adding a subdivision to read:

Subd. 6. Premium costs for school employees. (a) A school district, charter school, or cooperative unit under section 123A.24, subdivision 2, must participate in employee health care cost sharing on the following basis:

(1) at least 83 percent of the annual health insurance premium and at least 50 percent of the annual out-of-pocket maximum must be contributed for employees covered under a single premium; and

(2) at least 72 percent of the annual health insurance premium and at least 50 percent of the annual out-of-pocket maximum must be contributed for employees covered under a family premium.

(b) A school district, charter school, or cooperative unit under section 123A.24, subdivision 2, must receive financial assistance at the rate of \$..... per pupil unit to fund the cost sharing in paragraph (a) and a school district may levy for an amount equal to the financial assistance provided by the commissioner of education.

(c) A school district, charter school, or cooperative unit under section 123A.24, subdivision 2, must provide health insurance benefits to an employee that works at least four hours during a regular work day, and may provide the coverage to an employee that works less than four hours during a regular work day. The premium cost sharing requirements under this subdivision apply regardless of the number of hours an employee works in an average day or week.

(d) A school district, intermediate school district, charter school, or cooperative unit under section 123A.24, subdivision 2, must maintain health insurance benefits for the employee and any dependents during a period between successive academic years or terms if the employee was employed immediately before that period and there is a reasonable assurance that the employee will be employed immediately following that period.

EFFECTIVE DATE. This section is effective July 1, 2024.

Sec. 6. **APPROPRIATIONS.**

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

Subd. 2. Nonlicensed school personnel. For increasing the minimum starting salary for nonlicensed school personnel to \$25 per hour:

\$	.....	.....	2024
\$	.....	.....	2025

Subd. 3. **Paraprofessional training.** For costs associated with paid orientation and professional development for paraprofessionals under Minnesota Statutes, section 125A.08:

\$	.....	.....	2024
\$	.....	.....	2025"

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. 4106: A bill for an act relating to education; amending the school endowment fund apportionment; amending Minnesota Statutes 2022, section 127A.33.

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

Senator Pappas from the Committee on Capital Investment, to which was referred

S.F. No. 4845: A bill for an act relating to state government; changing the date for a required report; amending Minnesota Statutes 2022, section 16A.642, subdivision 1.

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

Senator Pappas from the Committee on Capital Investment, to which was re-referred

S.F. No. 4307: A bill for an act relating to capital investment; amending previous appropriations for capital projects; amending Laws 2023, chapter 71, article 1, sections 10, subdivisions 3, 8, 15; 14, subdivisions 10, 73, 80, 84, 93, 103; Laws 2023, chapter 72, article 1, section 16, subdivision 14; article 2, section 7, subdivision 5.

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

Delete everything after the enacting clause and insert:

"ARTICLE 1

AMENDING APPROPRIATIONS FROM THE GENERAL FUND

Section 1. Minnesota Statutes 2022, section 469.53, is amended to read:

469.53 REGIONAL EXCHANGE DISTRICT PUBLIC INFRASTRUCTURE PROJECTS.

(a) The following projects shall be eligible for state appropriation support payments upon approval by the Duluth City Council. Costs may be reimbursed for eligible projects that begin construction prior to September 30, 2020, but in no case may the total state payment per project exceed the amount established in this section. Eligible costs for the projects in this paragraph may

include expenditures as defined in section 469.54, subdivision 1, including but not limited to planning, acquisition, predesign, design, construction, site preparation, demolition costs, furnishing, and equipping. Eligible projects include:

(1) demolition and replacement of a skywalk connected to an existing medical district parking ramp in an amount not to exceed \$2,100,000, including any land acquisition;

(2) a ramp with up to 1,400 new parking stalls ~~and a skywalk~~ to serve medical entity west in an amount not to exceed \$37,900,000, including any land acquisition;

(3) extension of 6th Avenue East from 2nd Street to 1st Street in an amount not to exceed \$6,650,000, including any land acquisition;

(4) demolition of existing hospital structure for site reuse, to accomplish the purposes in section 469.51, subdivision 2, in an amount not to exceed \$11,820,000;

(5) roadway, utility, and site improvements and capacity upgrades to support medical entity west hospital construction in an amount not to exceed \$13,950,000;

(6) district energy connections, capacity enhancement, a pressure pump station, and district energy utility improvements outside of the district reasonably necessary and advantageous to services developments within the district in an amount not to exceed \$7,000,000;

(7) a ramp with up to 400 new parking stalls to serve medical entity east in an amount not to exceed \$14,000,000; and

(8) site improvements made upon private property and within the public realm, including retaining walls, public sidewalks, public stairs, and other related infrastructure, necessary to support medical entity west hospital construction in an amount not less than \$1,300,000 or in excess of \$4,300,000.

(b) Upon notice to the commissioner of employment and economic development, any unexpended amount for the projects described in paragraph (a), clauses (1) to (4) and (8), that have been substantially completed may fund the project in paragraph (a), clause (5). The unexpended amounts applied to the project in paragraph (a), clause (5), shall be in addition to the amount specified for that project. The Duluth City Council must submit a written plan to the commissioner of employment and economic development to use unexpended funds in the manner under this paragraph.

(c) For any public infrastructure project that will not be let by the city for which state support is sought, the project must proceed and comply with any state and local contracting requirements otherwise applicable to the city had the city let the project. The city shall have the right to inspect, upon reasonable notice, the construction contracts and related documentation for any public infrastructure project for which state support is sought.

Sec. 2. Laws 2023, chapter 71, article 1, section 9, subdivision 7, is amended to read:

Subd. 7. Edina; Community Health and Safety Center

1,300,000

For a grant to the city of Edina to acquire property for, predesign ~~and~~, design, and

construct a community health and safety center to be located in the southeast quadrant of the city.

Sec. 3. Laws 2023, chapter 71, article 1, section 10, subdivision 3, is amended to read:

Subd. 3. Barnesville; 13th Street 185,000

For a grant to the city of Barnesville to design ~~and reconstruct~~ the reconstruction of 13th Street in the city of Barnesville as a paved road from Trunk Highway 34 to 9th Avenue Southeast.

Sec. 4. Laws 2023, chapter 71, article 1, section 10, subdivision 7, is amended to read:

Subd. 7. Douglas County; U.S. Marked Trunk Highway 29 2,000,000

For a grant to Douglas County to ~~install a new box culvert under~~ construct a new bridge on marked U.S. Trunk Highway 29 between Lake Le Homme Dieu and Lake Geneva and to regrade and reconstruct a portion of marked U.S. Trunk Highway 29 to accommodate the new culvert bridge.

Sec. 5. Laws 2023, chapter 71, article 1, section 10, subdivision 8, is amended to read:

Subd. 8. East Gull Lake; Street and Trail Reconstruction 353,000

To the commissioner of natural resources for a grant to the city of East Gull Lake ~~for trail reconstruction and future park development on East Gull Lake Drive to design, engineer, and construct a continuation of the Gull Lake Trail, including a segment along Gull Point Road, and a trail connection to the channel adjacent to the harbor development that provides for watercraft and fishing access. This appropriation also includes money to design, engineer, and construct a fishing park, including dredging of the channel for watercraft and fishing access, a parking area, and other amenities.~~

Sec. 6. Laws 2023, chapter 71, article 1, section 10, subdivision 11, is amended to read:

Subd. 11. Karlstad; Airport Runway

3,900,000

For a grant to the city of Karlstad for the acquisition of land, predesign, design, engineering, and construction of a primary airport runway. This appropriation is for Phase 2 of the project and is in addition to the appropriation for the same purposes in Laws 2021, First Special Session chapter 5, article 1, section 2, subdivision 2.

Sec. 7. Laws 2023, chapter 71, article 1, section 10, subdivision 15, is amended to read:

Subd. 15. Plymouth; Chankahda Trail

800,000

For a grant to the city of Plymouth for property acquisition ~~and~~, ~~design of,~~ and construction of roadway, utility, drainage, pedestrian facilities, and associated appurtenances, on Chankahda Trail, formerly known as Hennepin County Road 47, from Hennepin County State-Aid Highway 101 to Hennepin County State-Aid Highway 61.

Sec. 8. Laws 2023, chapter 71, article 1, section 11, subdivision 15, is amended to read:

Subd. 15. Ramsey County; Rice Street Revitalization

1,000,000

For one or more grants to Ramsey County, the city of Maplewood, the city of St. Paul, or the city of Roseville for the Rice Street revitalization project, to improve safety for users in the corridor with a focus on pedestrians and bicyclists. This appropriation includes money for ~~reconstruction~~ predesign, design, environmental analysis, and right-of-way acquisition of Rice Street (County State-Aid Highway 49) and on approach streets to support reconstruction of Rice Street from Wheelock Parkway in St. Paul to County Road B in Roseville and Maplewood.

Sec. 9. Laws 2023, chapter 71, article 1, section 14, subdivision 1, is amended to read:

Subdivision 1. Total Appropriation**\$ 395,567,000**

To the commissioner of employment and economic development or other named entity for the purposes specified in this section.

Sec. 10. Laws 2023, chapter 71, article 1, section 14, subdivision 5, is amended to read:

Subd. 5. Bigfork; Community Center 1,500,000

For a grant to ~~the city of Bigfork~~ the city of Bigfork Independent School District No. 318 to design and construct the renovation and expansion of the Bigfork school to provide community center facilities available to the community center through a use agreement with the city of Bigfork, subject to Minnesota Statutes, section 16A.695. This appropriation may be used to add a community strength training, fitness, and wellness center; and public restrooms accessible from the multiuse Bigfork River Walk Trail; ~~and new locker rooms and related amenities for the Bigfork school.~~

Sec. 11. Laws 2023, chapter 71, article 1, section 14, subdivision 6, is amended to read:

Subd. 6. Bloomington; Public Health Facility 1,800,000

For a grant to the city of Bloomington to predesign ~~and~~, design, and construct a public health facility in the city of Bloomington to serve people who live and work in the cities of Bloomington, Edina, and Richfield.

Sec. 12. Laws 2023, chapter 71, article 1, section 14, subdivision 10, is amended to read:

Subd. 10. Brooklyn Park; Community Activity Center 5,000,000

For a grant to the city of Brooklyn Park to design, construct, furnish, and equip the renovation of the Brooklyn Park Community Activity Center ~~to convert an existing ice arena into~~ for a multicourt gymnasium space to serve as a regional ~~competition and training~~ multisport athletic and activities facility ~~for basketball, volleyball, and pickleball.~~

Sec. 13. Laws 2023, chapter 71, article 1, section 14, subdivision 12, is amended to read:

Subd. 12. Chisholm; Ice Arena and Curling Club 3,000,000

For a grant to the city of Chisholm to predesign, design, and construct capital

improvements to the existing Sports Arena and Curling Club, located in Chisholm, including replacing an existing ice plant serving both the hockey arena and the curling club, adding new heating mains and replacing curling mains, and replacing the floor systems in both the hockey arena and the curling club, and installing dehumidification systems in both the hockey arena and the curling club.

Sec. 14. Laws 2023, chapter 71, article 1, section 14, subdivision 23, is amended to read:

Subd. 23. **Litchfield; Building Facades**

2,025,000

To the Minnesota Historical Society for a grant to the city of Litchfield to design and rehabilitate building the facades of publicly and privately owned buildings in the commercial historic district of the city of Litchfield, consistent with the appropriate historic preservation standards for rehabilitation under Code of Federal Regulations, title 36, section 67.7, and guidance for rehabilitation from the Minnesota Historical Society. The city of Litchfield may use up to four percent of this appropriation to administer the historic building facade grants and shall consult with the city's heritage preservation commission. Notwithstanding Minnesota Statutes, section 16A.642, this appropriation is available until December 31, 2028.

Sec. 15. Laws 2023, chapter 71, article 1, section 14, subdivision 37, is amended to read:

Subd. 37. **St. Paul; Conway Recreation Center**

2,500,000

For a grant to the city of St. Paul for the repair, upgrade, and renovation of the existing structure; design, site preparation, and preconstruction services for an auxiliary storage facility and construction of a new structure, or expansion of the existing structure; site improvements, including traffic management and outdoor courts construction; and improvements to increase security and safety at the Conway Community Recreation Center in the city of St. Paul.

Sec. 16. Laws 2023, chapter 71, article 1, section 14, subdivision 40, is amended to read:

Subd. 40. Waite Park; Quarry Redevelopment 2,500,000

For a grant to the city of Waite Park to acquire property for ~~and to predesign, design, construct, furnish, and equip~~ Phase 2 of the Quarry Redevelopment Project, ~~to include~~ for improvements and enhancements of a capital nature to the public open-air stage and related facilities.

Sec. 17. Laws 2023, chapter 71, article 1, section 14, subdivision 51, is amended to read:

Subd. 51. Avenues For Youth 6,000,000

For a grant to Avenues for Youth to acquire property, ~~predesign, and design, construct, furnish, and equip~~ a new expanded facility in North Minneapolis to provide space for the organization's existing North Minneapolis emergency shelter and transitional housing program, provide affordable housing for youth, and serve as the new administrative headquarters for Avenues for Youth.

Sec. 18. Laws 2023, chapter 71, article 1, section 14, subdivision 53, is amended to read:

Subd. 53. Comunidades Latinas Unidas en Servicio (CLUES) 3,500,000

For a grant to Comunidades Latinas Unidas en Servicio (CLUES) to acquire property ~~and, predesign, and design~~ a new Latino outreach facility at 2800 East Lake Street, Minneapolis, or a similar property in Hennepin County. The new Economic Opportunity and Wellness Hub will provide workforce training, business incubators and technical assistance, a youth technology center, behavioral health clinics, a food shelf, child care, and other high-demand community supports.

Sec. 19. Laws 2023, chapter 71, article 1, section 14, subdivision 58, is amended to read:

Subd. 58. East Side Neighborhood Services 300,000

For a grant to East Side Neighborhood Services to ~~predesign rehabilitation of an~~

~~existing structure in Northeast Minneapolis, the Mobile Food Shelf Storage and Preparation Center. This rehabilitated structure shall physically connect and integrate the food security and accesswork of East Side Neighborhood Services with the existing services for older adults, families and children, community food partners, economic development and job pathways programs, and the educational efforts to teach youth about food systems, urban agriculture, and sustainability, design, renovate, and equip the existing garage at 1700 2nd Street NE in the city of Minneapolis for the High Rise Mobile Food Shelf Warehouse, including constructing a new dividing wall separating the Food Shelf Warehouse area from the rest of the garage.~~

Sec. 20. Laws 2023, chapter 71, article 1, section 14, subdivision 66, is amended to read:

Subd. 66. Irreducible Grace Foundation

1,500,000

~~For a grant to the Irreducible Grace Foundation for demolition of 3,800 square feet of the Black Youth Healing Arts Center, and pre-design and design of housing at 643 Virginia St. in to acquire and to design, construct, furnish, and equip the renovation of existing multiunit residential housing in the Rondo or Frogtown neighborhood in the city of St. Paul to be owned and managed by the Irreducible Grace Foundation to provide approximately 12 to 14 units of housing for youth and young adults facing homelessness.~~

Sec. 21. Laws 2023, chapter 71, article 1, section 14, subdivision 67, is amended to read:

Subd. 67. Isuroon

3,000,000

~~For a grant to Isuroon to pre-design, design, construct, and renovate the property located at 1600 East Lake Street, in the city of Minneapolis, to carry out the mission of the organization to support immigrant women and provide mental health counseling. \$1,500,000 of this appropriation may be used to reimburse Isuroon for costs incurred for this project after June 1, 2023.~~

Sec. 22. Laws 2023, chapter 71, article 1, section 14, subdivision 73, is amended to read:

Subd. 73. **Lower Phalen Creek Project** 2,500,000

To the Metropolitan Council for a grant to the Lower Phalen Creek Project city of St. Paul to construct the Wakan Tipi Center in St. Paul, including construction of a reception area, classrooms, permanent and temporary exhibit space, community gathering area, and gallery space. This appropriation is in addition to the appropriation in Laws 2020, Fifth Special Session chapter 3, article 1, section 17, subdivision 11, for the same purpose.

Sec. 23. Laws 2023, chapter 71, article 1, section 14, subdivision 77, is amended to read:

Subd. 77. **New Native Theater** 300,000

For a grant to the New Native Theater for predesign and design activities of a new and permanent 200-seat theater space in the metropolitan area as defined in Minnesota Statutes, section 473.121. ~~The new theater space will be collocated in the newly constructed Minneapolis American Indian Center.~~

Sec. 24. Laws 2023, chapter 71, article 1, section 14, subdivision 84, is amended to read:

Subd. 84. **Phyllis Wheatley Community Center** 550,000

For a grant to the Phyllis Wheatley Community Center to design the construction and rehabilitation of infrastructure at Camp ~~Katherine~~ Katharine Parsons in Carver County.

Sec. 25. Laws 2023, chapter 71, article 1, section 14, subdivision 93, is amended to read:

Subd. 93. **Somali Museum** 3,900,000

For a grant to the Somali Museum to acquire land, predesign and, design, construct, furnish, and equip a facility in the city of Minneapolis to be used for a museum of Somali relics and artifacts, Somali cultural history, and education.

Sec. 26. Laws 2023, chapter 71, article 1, section 14, subdivision 94, is amended to read:

Subd. 94. Southern Anoka Community Assistance

2,500,000

For a grant to Southern Anoka Community Assistance to ~~predesign, design~~ acquire, renovate, construct, engineer, furnish, and equip a facility in the city of Columbia Heights to provide food shelf services, grocery delivery for seniors and people with disabilities, and basic needs support.

Sec. 27. Laws 2023, chapter 71, article 1, section 14, subdivision 103, is amended to read:

Subd. 103. Walker | West Music Academy

4,100,000

For a grant to Walker | West Music Academy to acquire property, ~~predesign, and design,~~ renovate, and construct a building in the city of St. Paul to support youth music education.

Sec. 28. Laws 2023, chapter 71, article 1, section 14, subdivision 106, is amended to read:

Subd. 106. YWCA St. Paul

2,317,000

For a grant to YWCA St. Paul for restoration, replacement, and repairs and to enhance the security, efficiency, safety, sustainability, and accessibility of the nine supportive housing facilities in St. Paul owned and operated by YWCA St. Paul and of its headquarters at 375 Selby Avenue in St. Paul, which is comprised of several attached structures with nine roofs. The necessary work will include capital improvements such as tuckpointing and masonry, roofing, windows, furnaces, air conditioning, water heaters, boilers, exterior doors, retaining walls, gutters, flooring, decking, and enhanced security, lighting, and accessibility. This appropriation may be used to reimburse YWCA St. Paul for project costs already paid by YWCA St. Paul for this project after July 1, 2023.

Sec. 29. Laws 2023, chapter 71, article 1, section 15, subdivision 2, is amended to read:

Subd. 2. Lewis and Clark Joint Powers Board

22,000,000

For a grant or grants to the Lewis and Clark Joint Powers Board to make annual equity contributions to the Lewis and Clark Rural

Water System, Inc., pursuant to terms agreed to by each of the Joint Powers Board members in an expansion commitment agreement to acquire land for and to design, engineer, and construct facilities and infrastructure necessary for an expansion of the Lewis and Clark Regional Water System. This appropriation is not available until the Lewis and Clark Joint Powers Board pays to the commissioner of management and budget the total amount of federal money that it received or receives associated with the project that was funded by Laws 2014, chapter 295, section 11, subdivision 2, and Minnesota Statutes, section 16A.967, estimated to be \$39,003,078, by June 30, 2024. The commissioner must deposit this money in the general fund. Notwithstanding Minnesota Statutes, section 16A.642, this appropriation is available until December 31, 2031.

Sec. 30. Laws 2023, chapter 71, article 1, section 15, subdivision 5, is amended to read:

Subd. 5. **Buhl; Water System** 2,000,000

For a grant to the city of Buhl to design, construct, ~~furnish~~ renovate, and equip ~~a new publicly owned water infrastructure, including water storage and treatment system, including a new water tower systems~~ and other improvements to infrastructure required for an upgrade of the city's water system.

Sec. 31. Laws 2023, chapter 71, article 1, section 15, subdivision 6, is amended to read:

Subd. 6. **Dayton; Wellhead Treatment Improvements** 1,750,000

For a grant to the city of Dayton to construct ~~two~~ one wellhead treatment ~~plants~~ plant to improve the city's drinking water.

Sec. 32. Laws 2023, chapter 71, article 1, section 15, subdivision 12, is amended to read:

Subd. 12. **Mound; Clean Water Infrastructure** 10,300,000

For a grant to the city of Mound to predesign, design, and construct a new clean water well, decommission and seal of wells No. 4 and No. 7, installation ~~of a new water main and~~

replacement of trunk water mains between water towers 3 and 8, and ~~capital improvements to the~~ predesign and design of a water treatment facility.

Sec. 33. Laws 2023, chapter 71, article 1, section 17, subdivision 3, is amended to read:

**Subd. 3. Morrison County Historical Society;
Weyerhaeuser Museum**

700,000

For a grant to the Morrison County Historical Society for repair and stabilization of the riverbank along the Mississippi River at the C.A. Weyerhaeuser Memorial Museum. This appropriation may be used for replacement of the building's roof, exterior and interior repairs and upgrades to the building, and replacement of the parking lot.

Sec. 34. Laws 2023, chapter 72, article 2, section 3, subdivision 4, is amended to read:

Subd. 4. Crosslake; National Loon Center

2,500,000

For a grant to the city of Crosslake ~~for site preparation~~ to acquire property for and to predesign, and design, construct, furnish, and equip a new building and adjacent outdoor public space improvements, including surface lot parking areas, in the city of Crosslake to house a national loon center, to provide visitor, education, and exhibit facilities for the general public. Amounts remaining after completion of property acquisition, predesign, and design may be applied to site preparation and construction for the same project.

Sec. 35. Laws 2023, chapter 72, article 2, section 7, subdivision 5, is amended to read:

Subd. 5. Carver County; CSAH 18

6,240,000

For one or more grants to the cities of Victoria, Chaska, or Chanhassen or Carver County, or any combination of these entities, for property or permanent easement acquisition, predesign, ~~and design of,~~ and construction of improvements to Carver County State-Aid Highway 18, known as West 82nd Street, from Bavaria Road to marked Trunk Highway 41. This project

includes cross streets, off-street trails, a bridge over a ravine and trail, and utility relocations, installations, and connections.

Sec. 36. Laws 2023, chapter 72, article 2, section 10, subdivision 3, is amended to read:

Subd. 3. Cologne; Wastewater Treatment Facility 1,060,000

For a grant to the city of Cologne to ~~design, permit, engineer, construct, and equip~~ predesign and design a new municipal wastewater treatment facility and related infrastructure.

Sec. 37. Laws 2023, chapter 72, article 2, section 10, subdivision 6, is amended to read:

Subd. 6. Floodwood; Water and Sewer Infrastructure 1,500,000

For a grant to the city of Floodwood to design and construct capital improvements to the city's water and sewer infrastructure along County Road 8, ~~Trunk Highway 8, and Trunk Highway 73~~. This appropriation includes money for replacement and expansion of water and sewer mains, a new lift station, and associated street reconstruction.

Sec. 38. Laws 2023, chapter 72, article 2, section 10, subdivision 12, is amended to read:

Subd. 12. Ramsey; Water Treatment Facility 3,200,000

For a grant to the city of Ramsey to construct a new water treatment facility and trunk water main improvements to remove manganese and iron from the city's water supply.

Sec. 39. Laws 2023, chapter 72, article 2, section 10, subdivision 13, is amended to read:

Subd. 13. Red Rock Rural Water System 1,252,000

For a grant to the Red Rock Rural Water System to acquire land and design, construct, ~~furnish, and equip a new water treatment plant, a new well field~~ two ground storage reservoirs, installation of approximately ~~20~~ 15 miles of water transmission main, and other improvements to infrastructure required for an expansion of the Red Rock Rural Water System, ~~to be built and located in~~

Watonwan, Brown, and Martin Counties in
Murray County.

Sec. 40. **EFFECTIVE DATE.**

This article is effective the day following final enactment.

ARTICLE 2

AMENDING APPROPRIATIONS OF GENERAL OBLIGATION BOND PROCEEDS

Section 1. Laws 2017, First Special Session chapter 8, article 1, section 20, subdivision 8, as amended by Laws 2021, First Special Session chapter 9, section 8, is amended to read:

Subd. 8. Eagle Bend High School 1,500,000

For a grant to the city of Eagle Bend to replace the roof on the Eagle Bend High School building. Amounts remaining after completion of the roof replacement are to predesign, design, prepare, and renovate the Eagle Bend High School building to remove life safety hazards to facilitate the redevelopment and reuse of the site and buildings. The city may contract or partner with a third party to manage the renovation and to operate the renovated housing project subject to Minnesota Statutes, section 16A.695. This appropriation does not require a nonstate contribution. Notwithstanding Minnesota Statutes, section 16A.642, the bond authorization and appropriation of bond proceeds for this project are available until December 31, ~~2024~~ 2028.

Sec. 2. Laws 2018, chapter 214, article 1, section 16, subdivision 14, as amended by Laws 2023, chapter 72, article 3, section 8, is amended to read:

Subd. 14. Wadena - U.S. Highway 10 Environmental Cleanup 5,000,000

From the bond proceeds account in the state transportation fund as provided in Minnesota Statutes, section 174.50, for a grant to the city of Wadena for environmental analysis and environmental cleanup, including replacement and removal of water main and sanitary sewer infrastructure, and construction of storm water drainage within

and near the marked U.S. Highway 10 corridor in the city of Wadena. Notwithstanding Minnesota Statutes, section 16A.642, the bond authorization and appropriation of bond proceeds for this project are available until December 31, 2026.

Sec. 3. Laws 2020, Fifth Special Session chapter 3, article 1, section 7, subdivision 3, as amended by Laws 2021, First Special Session chapter 9, section 19, is amended to read:

Subd. 3. Flood Hazard Mitigation

17,000,000

(a) For the state share of flood hazard mitigation grants for publicly owned capital improvements to prevent or alleviate flood damage under Minnesota Statutes, section 103F.161.

(b) To the extent practical, levee projects shall meet the state standard of three feet above the 100-year flood elevation.

(c) Project priorities shall be determined by the commissioner as appropriate, based on need and consideration of available leveraging of federal, state, and local funds.

(d) This appropriation may be used for projects in the following municipalities: Afton, Austin, Breckenridge, Browns Valley, Carver, Delano, Faribault, Golden Valley, Halstad, Hawley, Hendrum, Inver Grove Heights, Jordan, Montevideo, Moorhead, Newfolden, Nielsville, Owatonna, Round Lake Township in Jackson County, Sioux Valley Township in Jackson County, and Waseca.

(e) This appropriation also may be used for projects in the following watershed districts: Bois de Sioux Watershed District, Buffalo-Red River Watershed District, Cedar River Watershed District; Lower Minnesota River Watershed District, Middle Snake Tamarac Rivers Watershed District, Prior Lake-Spring Lake Watershed District, Red Lake Watershed District, Roseau River Watershed District, Shell Rock River

Watershed District, Two Rivers Watershed District, Upper Minnesota River Watershed District, and Wild Rice River Watershed District.

(f) This appropriation may also be used for a project in the Southern Minnesota Rivers Basin Area II.

(g) For any project listed in this subdivision that the commissioner determines is not ready to proceed, does not have the nonstate match committed, or does not expend all the money granted to it, the commissioner may allocate that project's unexpended money to a priority project on the commissioner's list.

(h) Notwithstanding paragraph (c), \$2,000,000 of this appropriation is for ~~flood hazard mitigation~~ a grant to the city of Browns Valley for Phase II of the Toelle Coulee project to mitigate flood risks posed to the city, including construction of an East Levee, County State-Aid Highway 2 culvert replacement, and marked Trunk Highway 28 culvert replacement in Traverse County.

(i) To the extent practicable and consistent with the project, recipients of appropriations for flood control projects in this subdivision shall create wetlands that are eligible for wetland replacement credit to replace wetlands drained or filled as the result of repair, reconstruction, replacement, or rehabilitation of an existing public road under Minnesota Statutes, section 103G.222, subdivision 1, paragraphs (l) and (m).

(j) To the extent that the cost of a project exceeds two percent of the median household income in a municipality or township multiplied by the number of households in the municipality or township, this appropriation is also for the local share of the project.

Sec. 4. Laws 2020, Fifth Special Session chapter 3, article 1, section 7, subdivision 26, is amended to read:

Subd. 26. ~~St. Louis County;~~ **Voyageur Country ATV Trail**

950,000

For ~~a grant to St. Louis County~~ for design, right-of-way acquisition, and construction of Phase I of the Voyageur Country ATV Trail and David Dill/Arrowhead State Trail connections in the areas of Orr, Ash River, Kabetogama Township, and International Falls to the Voyageur Country ATV Trail system. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bonds proceeds for this project are available until December 31, 2026.

Sec. 5. Laws 2020, Fifth Special Session chapter 3, article 1, section 14, subdivision 5, is amended to read:

Subd. 5. **Marshall Readiness Center**

3,100,000

To design and renovate existing space at the Marshall Readiness Center, including mechanical, electrical, building envelope, energy efficiency, and life safety improvements, and to construct an addition on the existing property. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for the project in this subdivision are available until December 31, 2025.

Sec. 6. Laws 2020, Fifth Special Session chapter 3, article 1, section 14, subdivision 6, is amended to read:

Subd. 6. **Camp Ripley; Military Museum**

13,000,000

To acquire land or interest in land, and to predesign, design, construct, furnish, and equip a facility outside the boundaries of Camp Ripley in Morrison County for the Minnesota Military Museum. This appropriation includes money for a visitor's center and gift shop; administrative offices; work, storage, and exhibit space; landscaping; parking; and other amenities and infrastructure for the museum. The adjutant general may enter into a lease or

management agreement for the museum, subject to Minnesota Statutes, section 16A.695. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for the project in this subdivision are available until December 31, 2025.

Sec. 7. Laws 2020, Fifth Special Session chapter 3, article 1, section 16, subdivision 36, as amended by Laws 2021, First Special Session chapter 9, section 25, is amended to read:

Subd. 36. Olmsted County; Trunk Highway 14 and County Road 104 Interchange Construction

6,000,000

For a grant to Olmsted County for the county's share of general obligation bond eligible portions of a project to conduct environmental analysis, predesign, design, and engineer an interchange at marked Trunk Highway 14 and County Road 104, including a flyover at 7th Street NW, in Olmsted County, and associated infrastructure and road work to accommodate the interchange. Any amount remaining after substantial completion of environmental analysis, predesign, design, and engineering work may be applied to the county's share to acquire right-of-way for, and to construct, furnish, and equip, this interchange and associated infrastructure and road work to accommodate the interchange. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for this project are available until December 31, 2026.

Sec. 8. Laws 2020, Fifth Special Session chapter 3, article 1, section 20, subdivision 5, as amended by Laws 2021, First Special Session chapter 9, section 26, is amended to read:

Subd. 5. Minnesota Correctional Facility - St. Cloud

800,000

To design, renovate, construct, equip, and install a new fire suppression system in Living Units D and E at the Minnesota Correctional Facility - St. Cloud. This installation includes but is not limited to cells, common areas, and control areas and must comply with all applicable codes. Notwithstanding Minnesota Statutes, section

16A.642, the bond authorization and appropriation of bond proceeds for this project are available until December 31, 2025.

Sec. 9. Laws 2020, Fifth Special Session chapter 3, article 1, section 21, subdivision 7, is amended to read:

**Subd. 7. Alexandria; Runestone Community Center
Expansion**

5,600,000

For a grant to the city of Alexandria to design, construct, furnish, and equip an expansion and renovation of the Runestone Community Center in Alexandria. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for the project in this subdivision are available until December 31, 2026.

Sec. 10. Laws 2020, Fifth Special Session chapter 3, article 1, section 21, subdivision 27, is amended to read:

Subd. 27. Minneapolis; Outdoor Performance Venue

12,500,000

(a) For a grant to the city of Minneapolis to predesign, design, construct, furnish, and equip a new outdoor music performance venue on the Upper Harbor site along the Mississippi River in North Minneapolis. The venue will accommodate approximately 7,000 to 10,000 people in a combination of temporary seating or standing room. A portion of the venue will be designed to allow it to be enclosed for smaller events on a year-round basis.

(b) The city may operate the outdoor music venue directly or enter into a lease or management agreement with a for-profit or a nonprofit operator, subject to Minnesota Statutes, section 16A.695. The lease or management agreement must provide for a program of free use of the venue that will benefit the adjacent North Minneapolis community and that will be curated and controlled by a North Minneapolis community-based partner.

(c) The city of Minneapolis contract with the developer of the project or the lease or management agreement, or both, must identify community benefits from the development, construction, management, operation, and maintenance of the venue intended to benefit the adjacent communities, including benefits related to procurement, employment, sustainability, and other commitments from the operator of the venue.

(d) Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for the project in this subdivision are available until December 31, 2025.

Sec. 11. Laws 2020, Fifth Special Session chapter 3, article 1, section 21, subdivision 37, as amended by Laws 2021, First Special Session chapter 9, section 31, is amended to read:

Subd. 37. St. Joseph; Jacob Wetterling Recreation Center

4,000,000

For a grant to the city of St. Joseph to predesign, design, construct, furnish, and equip a recreation center adjacent to and connected to the city's new community center. The city may enter into a lease or management agreement for operation of recreation programs, subject to Minnesota Statutes, section 16A.695. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for this project are available until December 31, 2026.

Sec. 12. Laws 2020, Fifth Special Session chapter 3, article 1, section 22, subdivision 17, is amended to read:

Subd. 17. Lincoln-Pipestone Rural Water System

5,750,000

For a grant to the Lincoln-Pipestone Rural Water System to predesign ~~and~~ design, and construct water source development in its service area, including new wells, a water softening treatment plant (lime softening plant), and new water distribution pipes.

Sec. 13. Laws 2020, Fifth Special Session chapter 3, article 1, section 25, is amended to read:

Sec. 25. **BOND SALE EXPENSES**

Subdivision 1. **Total Appropriation** \$ **1,393,000**

To the commissioner of management and budget for the purposes specified in this section.

Subd. 2. **Bond Sale Expenses** 1,393,000

From the bond proceeds fund for bond sale expenses under Minnesota Statutes, section 16A.641, subdivision 8. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for this purpose are available until December 31, 2026.

Sec. 14. Laws 2020, Fifth Special Session chapter 3, article 2, section 2, subdivision 3, is amended to read:

Subd. 3. **Project Development** **25,000,000**

From the bond proceeds account in the trunk highway fund for environmental analysis, predesign, design and engineering and right-of-way acquisition for regional and community investment priority projects on the trunk highway system identified in the State Highway Investment Plan to prepare the projects for construction and application for federal grants or other funding opportunities. In consultation with the commissioner of Minnesota Management and Budget, the commissioner of transportation is authorized to use funds from this appropriation on existing bond-eligible trunk highway projects within the State Transportation Improvement Program. Notwithstanding Minnesota Statutes, section 16A.642, the bond sale authorization and appropriation of bond proceeds for the project in this subdivision are available until December 31, 2028.

Sec. 15. Laws 2023, chapter 72, article 1, section 7, subdivision 8, is amended to read:

Subd. 8. **Flood Hazard Mitigation** 40,300,000

(a) For the state share of flood hazard mitigation grants for publicly owned capital improvements to prevent or alleviate flood damage under Minnesota Statutes, section 103F.161. To the extent practical, levee projects shall meet the state standard of three feet above the 100-year flood elevation.

(b) Project priorities shall be determined by the commissioner as appropriate, based on need and consideration of available leveraging of federal, state, and local funds.

(c) Notwithstanding paragraph (b), \$3,300,000 of this appropriation is for a grant to the city of Browns Valley for Phase II of the Toelle Coulee project in Traverse County to mitigate flood risks posed to the city ~~of Browns Valley~~, including construction of an East Levee, County State-Aid Highway 2 culvert replacement, and marked Trunk Highway 28 culvert replacement.

(d) Notwithstanding paragraph (b), \$5,000,000 of this appropriation is for grants to watershed districts that are members of the Red River Watershed Management Board for flood mitigation projects and is not for projects in the city of Moorhead.

(e) Notwithstanding paragraph (b), \$11,000,000 is for a grant to the city of Moorhead to design, construct, and equip flood mitigation infrastructure. This appropriation includes money for Phase 2 of the North Moorhead levee project, the relocation of sanitary lift station #2, and a levee project along First Avenue North.

(f) Notwithstanding paragraph (b), \$6,000,000 is from the general fund for a grant to the city of Carver for capital improvements to restore the Carver levee protecting an important historic district in Minnesota from flood waters of the Minnesota River. This levee restoration must meet the requirements for FEMA certification. The project includes predesign,

design, engineering, land acquisition, and construction of capital improvements, including raising the height of the Carver levee, constructing internal drainage, establishing maintainable setbacks to adjacent structures, and certification by FEMA.

(g) To the extent practicable and consistent with the project, recipients of appropriations for flood control projects in this subdivision shall create wetlands that are eligible for wetland replacement credit to replace wetlands drained or filled as the result of repair, reconstruction, replacement, or rehabilitation of an existing public road under Minnesota Statutes, section 103G.222, subdivision 1, paragraphs (l) and (m).

(h) To the extent that the cost of a municipal project exceeds two percent of the median household income in the municipality multiplied by the number of households in the municipality, this appropriation is also for the local share of the project.

Sec. 16. Laws 2023, chapter 72, article 1, section 16, subdivision 10, is amended to read:

Subd. 10. **Carver County; CSAH 18**

3,760,000

From the bond proceeds account in the state transportation fund, as provided in Minnesota Statutes, section 174.50, for one or more grants to the cities of Victoria, Chaska, or Chanhassen or Carver County, or any combination of these entities, for property or permanent easement acquisition, predesign, ~~and~~ design of, and construction of improvements to Carver County State-Aid Highway 18, known as West 82nd Street, from Bavaria Road to marked Trunk Highway 41. This project includes cross streets, off-street trails, a bridge over a ravine and trail, and utility relocations, installations, and connections.

Sec. 17. Laws 2023, chapter 72, article 1, section 16, subdivision 14, is amended to read:

Subd. 14. Plymouth; Chankahda Trail

6,200,000

From the bond proceeds account in the state transportation fund, as provided in Minnesota Statutes, section 174.50, for a grant to the city of Plymouth for property acquisition ~~and~~, design ~~of~~, and construction of roadway, utility, drainage, pedestrian facilities, and associated appurtenances, on Chankahda Trail, formerly known as Hennepin County Road 47, from Hennepin County State-Aid Highway 101 to Hennepin County State-Aid Highway 61.

Sec. 18. Laws 2023, chapter 72, article 1, section 23, subdivision 10, is amended to read:

Subd. 10. Clearbrook; Water Infrastructure Improvements

5,500,000

For a grant to the city of Clearbrook to predesign, design, construct, rehabilitate, and equip capital improvements to the city's water infrastructure. This appropriation includes money for water tower rehabilitation and water treatment facility upgrades.

Sec. 19. Laws 2023, chapter 72, article 1, section 27, is amended to read:

Sec. 27. BOND SALE AUTHORIZATION.

Subdivision 1. **Bond proceeds fund.** To provide the money appropriated in this act from the bond proceeds fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to ~~\$1,298,235,000~~ \$1,343,241,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7.

Subd. 2. **Transportation fund.** To provide the money appropriated in this act from the bond proceeds account in the state transportation fund, the commissioner of management and budget shall sell and issue bonds of the state in an amount up to \$219,214,000 in the manner, upon the terms, and with the effect prescribed by Minnesota Statutes, sections 16A.631 to 16A.675, and by the Minnesota Constitution, article XI, sections 4 to 7.

Sec. 20. EFFECTIVE DATE.

This article is effective the day following final enactment."

Delete the title and insert:

"A bill for an act relating to capital investment; amending previous appropriations for capital projects; amending Minnesota Statutes 2022, section 469.53; Laws 2017, First Special Session

chapter 8, article 1, section 20, subdivision 8, as amended; Laws 2018, chapter 214, article 1, section 16, subdivision 14, as amended; Laws 2020, Fifth Special Session chapter 3, article 1, sections 7, subdivisions 3, as amended, 26; 14, subdivisions 5, 6; 16, subdivision 36, as amended; 20, subdivision 5, as amended; 21, subdivisions 7, 27, 37, as amended; 22, subdivision 17; 25; article 2, section 2, subdivision 3; Laws 2023, chapter 71, article 1, sections 9, subdivision 7; 10, subdivisions 3, 7, 8, 11, 15; 11, subdivision 15; 14, subdivisions 1, 5, 6, 10, 12, 23, 37, 40, 51, 53, 58, 66, 67, 73, 77, 84, 93, 94, 103, 106; 15, subdivisions 2, 5, 6, 12; 17, subdivision 3; Laws 2023, chapter 72, article 1, sections 7, subdivision 8; 16, subdivisions 10, 14; 23, subdivision 10; 27; article 2, sections 3, subdivision 4; 7, subdivision 5; 10, subdivisions 3, 6, 12, 13."

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

Senator Pappas from the Committee on Capital Investment, to which was referred

S.F. No. 3232: A bill for an act relating to capital investment; appropriating money for a cooperative manufactured housing infrastructure grant program; authorizing the sale and issuance of state bonds; proposing coding for new law in Minnesota Statutes, chapter 462A.

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

Page 1, line 9, delete "public" and insert "housing"

Page 1, line 20, delete the second "projects" and insert "infrastructure"

Page 1, line 21, delete "be" and insert "serve"

Page 1, line 22, after "soliciting" insert a comma

Page 1, line 23, delete "and" and after "reviewing" insert ", and prioritizing"

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

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

S.F. No. 3250: A bill for an act relating to transportation; requiring an open bidding process when deputy registrars and driver's license agents close locations; amending Minnesota Statutes 2022, sections 168.33, by adding a subdivision; 171.061, by adding a subdivision.

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

Page 1, line 20, delete "July 1, 2023" and insert "October 1, 2025"

Page 2, line 15, delete "July 1, 2023" and insert "October 1, 2025"

Page 2, after line 15, insert:

"Sec. 3. DEPUTY REGISTRAR AND DRIVER'S LICENSE AGENT LOCATIONS OPEN BIDDING STUDY REQUIRED."

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

(b) "Commissioner" means the commissioner of public safety.

(c) "Deputy registrar" means a public or private deputy registrar appointed by the commissioner under Minnesota Statutes, section 168.33.

(d) "Driver's license agent" means a public or private driver's license agent appointed by the commissioner under Minnesota Statutes, section 171.061.

Subd. 2. **Study required.** The commissioner must conduct a driver's license agent and deputy registrar open bidding process study. The study must evaluate and analyze the appointment process for a replacement deputy registrar or driver's license agent when an appointed deputy registrar or driver's license agent closes their approved office location. At a minimum, the study must evaluate the requirements established in Minnesota Statutes, section 168.33, subdivision 8b, and Minnesota Statutes, section 171.061, subdivision 5a, and must include:

(1) the commissioner's proposal for administering and enforcing an open bidding process to select a replacement deputy registrar or driver's license agent at an existing approved location;

(2) recommended legislation to establish, implement, administer, and enforce an open bidding process and its requirements in statute rather than the commissioner using rulemaking to create the process;

(3) an analysis of how the open bid proposal would interact with the commissioner's existing rules on deputy registrar and driver's license agent office locations and propose recommendations to reconcile any issues;

(4) the effect of an open bidding process on service outcomes, financial sustainability, and needed financial assistance for deputy registrars and driver's license agents;

(5) how an open bidding process would initiate business development for persons who are seeking appointment as a deputy registrar or driver's license agent;

(6) the expected fiscal impact for creating and administering an open bidding process;

(7) recommendations on the impact of implementing an open bidding process on existing deputy registrar and driver's license agent locations; and

(8) feedback from existing deputy registrars and driver's license agents on the commissioner's proposal.

Subd. 3. **Report.** By February 1, 2025, the commissioner must complete the study and submit it to the chairs, ranking minority members, and staff of the legislative committees with jurisdiction over transportation finance and policy. The study must include proposed legislation to establish and implement the open bidding process required in Minnesota Statutes, section 168.33, subdivision 8b, and Minnesota Statutes, section 171.061, subdivision 5a."

Amend the title as follows:

Page 1, line 3, after "locations" insert "; requiring a study"

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. 716: A bill for an act relating to human services; establishing the Minnesota African American Family Preservation Act; establishing the African American Child Welfare Council; modifying child welfare provisions; requiring reports; appropriating money; amending Minnesota Statutes 2022, section 260C.329, subdivisions 3, 8; proposing coding for new law in Minnesota Statutes, chapter 260.

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

Delete everything after the enacting clause and insert:

"Section 1. [260.61] CITATION.

Sections 260.61 to 260.695 may be cited as the "Minnesota African American Family Preservation and Child Welfare Disproportionality Act."

Sec. 2. [260.62] PURPOSES.

(a) The purposes of the Minnesota African American Family Preservation and Child Welfare Disproportionality Act are to:

(1) protect the best interests of African American and disproportionately represented children;

(2) promote the stability and security of African American and disproportionately represented children and families by establishing minimum standards to prevent arbitrary and unnecessary removal of African American and disproportionately represented children from their families; and

(3) improve permanency outcomes, including family reunification, for African American and disproportionately represented children.

(b) Nothing in this legislation is intended to interfere with the protections of the Indian Child Welfare Act of 1978, United States Code, title 25, sections 1901 to 1963.

Sec. 3. [260.63] DEFINITIONS.

Subdivision 1. **Scope.** The definitions in this section apply to sections 260.61 to 260.695.

Subd. 2. **Active efforts.** "Active efforts" means a rigorous and concerted level of effort that the responsible social services agency must continuously make throughout the time that the responsible social services agency is involved with an African American or disproportionately represented child and the child's family. To provide active efforts to preserve an African American or disproportionately represented child's family, the responsible social services agency must continuously involve an African American or disproportionately represented child's family and the African American Child

Welfare Oversight Council in all services for the family, including case planning and choosing services and providers, and inform the family of the ability to request a case review by the commissioner under section 260.694. When providing active efforts, a responsible social services agency must consider an African American or disproportionately represented family's social and cultural values at all times while providing services to an African American or disproportionately represented child and family. Active efforts includes continuous efforts to preserve an African American or disproportionately represented child's family and to prevent the out-of-home placement of an African American or disproportionately represented child. If an African American or disproportionately represented child enters out-of-home placement, the responsible social services agency must make active efforts to reunify the African American or disproportionately represented child with the child's family as soon as possible. Active efforts sets a higher standard for the responsible social services agency than reasonable efforts to preserve the child's family, prevent the child's out-of-home placement, and reunify the child with the child's family. Active efforts includes the provision of reasonable efforts as required by Title IV-E of the Social Security Act, United States Code, title 42, sections 670 to 679c.

Subd. 3. **Adoptive placement.** "Adoptive placement" means the permanent placement of an African American or disproportionately represented child made by the responsible social services agency upon a fully executed adoption placement agreement, including the signatures of the adopting parent, the responsible social services agency, and the commissioner of human services according to section 260C.613, subdivision 1.

Subd. 4. **African American child.** "African American child" means a child having origins in Africa, including a child of two or more races who has at least one parent with origins in Africa.

Subd. 5. **Best interests of the African American or disproportionately represented child.** The "best interests of the African American or disproportionately represented child" means providing a culturally informed practice lens that acknowledges, utilizes, and embraces the African American or disproportionately represented child's community and cultural norms and allows the child to remain safely at home with the child's family. The best interests of the African American or disproportionately represented child support the child's sense of belonging to the child's family, extended family, kin, and cultural community.

Subd. 6. **Child placement proceeding.** (a) "Child placement proceeding" means any judicial proceeding that could result in:

- (1) an adoptive placement;
- (2) a foster care placement;
- (3) a preadoptive placement; or
- (4) a termination of parental rights.

(b) Judicial proceedings under this subdivision include a child's placement based upon a child's juvenile status offense, but do not include a child's placement based upon:

- (1) an act which if committed by an adult would be deemed a crime; or

(2) an award of child custody in a divorce proceeding to one of the child's parents.

Subd. 7. **Commissioner.** "Commissioner" means the commissioner of human services or the commissioner's designee.

Subd. 8. **Custodian.** "Custodian" means any person who is under a legal obligation to provide care and support for an African American or disproportionately represented child, or who is in fact providing daily care and support for an African American or disproportionately represented child. This subdivision does not impose a legal obligation upon a person who is not otherwise legally obligated to provide a child with necessary food, clothing, shelter, education, or medical care.

Subd. 9. **Disproportionality.** "Disproportionality" means the overrepresentation of African American children and other disproportionately represented children in the state's child welfare system population as compared to the representation of those children in the state's total child population.

Subd. 10. **Disproportionately represented child.** "Disproportionately represented child" means a child whose race, culture, ethnicity, or low-income socioeconomic status is disproportionately encountered, engaged, or identified in the child welfare system as compared to the representation in the state's total child population.

Subd. 11. **Egregious harm.** "Egregious harm" has the meaning given in section 260E.03, subdivision 5.

Subd. 12. **Foster care placement.** "Foster care placement" means the court-ordered removal of an African American or disproportionately represented child from the child's home with the child's parent or legal custodian and the temporary placement of the child in a foster home, in shelter care or a facility, or in the home of a guardian, when the parent or legal custodian cannot have the child returned upon demand, but the parent's parental rights have not been terminated. A foster care placement includes an order placing the child under the guardianship of the commissioner, pursuant to section 260C.325, prior to an adoption being finalized.

Subd. 13. **Imminent physical damage or harm.** "Imminent physical damage or harm" means that a child is threatened with immediate and present conditions that are life-threatening or likely to result in abandonment, sexual abuse, or serious physical injury.

Subd. 14. **Responsible social services agency.** "Responsible social services agency" has the meaning given in section 260C.007, subdivision 27a.

Subd. 15. **Parent.** "Parent" means the biological parent of an African American or disproportionately represented child or any person who has legally adopted an African American or disproportionately represented child who, prior to the adoption, was considered a relative to the child, as defined in subdivision 16. Parent includes an unmarried father whose paternity has been acknowledged or established and a putative father. Paternity has been acknowledged when an unmarried father takes any action to hold himself out as the biological father of a child.

Subd. 16. **Preadoptive placement.** "Preadoptive placement" means a responsible social services agency's placement of an African American or disproportionately represented child with the child's

family or kin when the child is under the guardianship of the commissioner, for the purpose of adoption, but an adoptive placement agreement for the child has not been fully executed.

Subd. 17. **Relative.** "Relative" means:

(1) an individual related to the child by blood, marriage, or adoption;

(2) a legal parent, guardian, or custodian of the child's sibling;

(3) an individual who is an important friend of the child or child's family with whom the child has resided or has had significant contact; or

(4) an individual who the child or the child's family identify as related to the child's family.

Subd. 18. **Safety network.** "Safety network" means a group of individuals identified by the parent and child, when appropriate, that is accountable for developing, implementing, sustaining, supporting, or improving a safety plan to protect the safety and well-being of a child.

Subd. 19. **Sexual abuse.** "Sexual abuse" has the meaning given in section 260E.03, subdivision 20.

Subd. 20. **Termination of parental rights.** "Termination of parental rights" means an action resulting in the termination of the parent-child relationship under section 260C.301.

Sec. 4. [260.64] DUTY TO PREVENT OUT-OF-HOME PLACEMENT AND PROMOTE FAMILY REUNIFICATION.

(a) A responsible social services agency shall make active efforts to prevent the out-of-home placement of an African American or disproportionately represented child, eliminate the need for a child's removal from the child's home, and reunify an African American or disproportionately represented child with the child's family as soon as practicable.

(b) Prior to petitioning the court to remove an African American or disproportionately represented child from the child's home, a responsible social services agency must work with the child's family to allow the child to remain in the child's home while implementing a safety plan based on the family's needs. The responsible social services agency must:

(1) make active efforts to engage the child's parent or custodian and the child, when appropriate;

(2) assess the family's cultural and economic needs;

(3) hold a family group consultation meeting and connect the family with supports, to establish a safety network for the family; and

(4) provide support, guidance, and input to assist the family and the family's safety network with developing the safety plan.

(c) The safety plan must:

(1) address the specific allegations impacting the child's safety in the home. If neglect is alleged, the safety plan must incorporate economic services and supports to address the family's specific needs and prevent neglect;

(2) incorporate family and community support to ensure the child's safety while keeping the family intact; and

(3) be adjusted as needed to address the child's and family's ongoing needs and support.

The responsible social services agency is not required to establish a safety plan in a case with allegations of sexual abuse or egregious harm.

(d) Unless the court finds by clear and convincing evidence that the child would be at risk of serious emotional damage or serious physical damage if the child were to remain in the child's home, a court shall not order a foster care or permanent out-of-home placement of an African American or disproportionately represented child alleged to be in need of protection or services. At each hearing regarding an African American or disproportionately represented child who is alleged or adjudicated to be in need of child protective services, the court shall review whether the responsible social services agency has provided active efforts to the child and the child's family and shall require the responsible social services agency to provide evidence and documentation that demonstrates that the agency is providing culturally informed, strength-based, community-involved, and community-based services to the child and the child's family.

(e) When determining whether the responsible social services agency has made active efforts to preserve the child's family, the court shall make findings regarding whether the responsible social services agency made appropriate and meaningful services available to the child's family based upon the family's specific needs. If a court determines that the responsible social services agency did not make active efforts to preserve the family as required by this section, the court shall order the responsible social services agency to immediately provide active efforts to the child and child's family to preserve the family.

Sec. 5. [260.65] NONCUSTODIAL PARENTS; TEMPORARY OUT-OF-HOME PLACEMENT.

(a) Prior to or within 48 hours of the removal of an African American or disproportionately represented child from the child's home, the responsible social services agency must make active efforts to identify and locate the child's noncustodial or nonadjudicated parent and the child's relatives to notify the child's parent and relatives that the child is, or will be, placed in foster care, and provide the child's parent and relatives with a list of legal resources. The notice to the child's noncustodial or nonadjudicated parent and relatives must also include the information required under section 260C.221, subdivision 2. The responsible social services agency must maintain detailed records of the agency's efforts to notify parents and relatives under this section.

(b) Notwithstanding the provisions of section 260C.219, the responsible social services agency must assess an African American or disproportionately represented child's noncustodial or nonadjudicated parent's ability to care for the child before placing the child in foster care. If a child's noncustodial or nonadjudicated parent is willing and able to provide daily care for the African American or disproportionately represented child temporarily or permanently, the court shall order that the child be placed in the home of the noncustodial or nonadjudicated parent pursuant to section

260C.178 or 260C.201, subdivision 1. The responsible social services agency must make active efforts to assist a noncustodial or nonadjudicated parent with remedying any issues that may prevent the child from being placed with the noncustodial or nonadjudicated parent.

(c) If an African American or disproportionately represented child's noncustodial or nonadjudicated parent is unwilling or unable to provide daily care for the child and the court has determined that the child's continued placement in the home of the child's noncustodial or nonadjudicated parent would endanger the child's health, safety, or welfare, the child's parent, custodian, or the child, when appropriate, has the right to select one or more relatives who may be willing and able to temporary care for the child. The responsible social services agency must place the child with a selected relative after assessing the relative's willingness and ability to provide daily care for the child. If selected relatives are not available or there is a documented safety concern with the relative placement, the responsible social services agency shall consider additional relatives for the child's placement.

(d) The responsible social services agency must inform selected relatives and the child's parent or custodian of the difference between informal kinship care arrangements and court-ordered foster care. If a selected relative and the child's parent or custodian request an informal kinship care arrangement for a child's placement instead of court-ordered foster care and such an arrangement will maintain the child's safety and well-being, the responsible social services agency shall comply with the request and inform the court of the plan for the child. The court shall honor the request to forego a court-ordered foster care placement of the child in favor of an informal kinship care arrangement, unless the court determines that the request is not in the best interests of the African American or disproportionately represented child.

(e) The responsible social services agency must make active efforts to support relatives with whom a child is placed in completing the child foster care licensure process and addressing barriers, disqualifications, or other issues affecting the relatives' licensure, including but not limited to assisting relatives with requesting reconsideration of a disqualification under section 245C.21.

(f) The decision by a relative not be considered as an African American or disproportionately represented child's foster care or temporary placement option shall not be a basis for the responsible social services agency or the court to rule out the relative for placement in the future or for denying the relative's request to be considered or selected as a foster care or permanent placement of the child.

Sec. 6. **[260.66] EMERGENCY REMOVAL.**

Subdivision 1. **Emergency removal or placement permitted.** Nothing in this section shall be construed to prevent the emergency removal of an African American or disproportionately represented child's parent or custodian, or the emergency placement of the child in a foster setting, in order to prevent imminent physical damage or harm to the child.

Subd. 2. **Petition for emergency removal; placement requirements.** A petition for a court order authorizing the emergency removal or continued emergency placement of an African American or disproportionately represented child or the petition's accompanying documents, must contain a statement of the risk of imminent physical damage or harm to the African American or disproportionately represented child and any evidence that the emergency removal or placement

continues to be necessary to prevent imminent physical damage or harm to the child. The petition or its accompanying documents must also contain the following information:

(1) the name, age, and last known address of the child;

(2) the name and address of the child's parents and custodians, or, if unknown, a detailed explanation of efforts made to locate and contact them;

(3) the steps taken to provide notice to the child's parents and custodians about the emergency proceeding;

(4) a specific and detailed account of the circumstances that led the agency responsible for the emergency removal of the child to take that action; and

(5) a statement of the efforts that have been taken to assist the child's parents or custodians so that the child may safely be returned to their custody.

Subd. 3. **Emergency proceeding requirements.** (a) The court shall hold a hearing no later than 72 hours, excluding weekends and holidays, after the emergency removal of the African American or disproportionately represented child. The court shall determine whether the emergency removal continues to be necessary to prevent imminent physical damage or harm to the child.

(b) The court shall hold additional hearings whenever new information indicates that the emergency situation has ended and at any court hearing during the emergency proceeding to determine whether the emergency removal or placement is no longer necessary to prevent imminent physical damage or harm to the child.

(c) Notwithstanding section 260C.163, subdivision 3, and the provisions of Minnesota Rules of Juvenile Protection Procedure, rule 25, a parent or custodian of an African American or disproportionately represented child who is subject to an emergency hearing under this section and Minnesota Rules of Juvenile Protection Procedure, rule 30, must be represented by counsel. The court must appoint qualified counsel to represent a parent if the parent meets the eligibility requirements in section 611.17.

Subd. 4. **Termination of emergency removal or placement.** (a) An emergency removal or placement of an African American or disproportionately represented child must immediately terminate once the responsible social services agency or court possesses sufficient evidence to determine that the emergency removal or placement is no longer necessary to prevent imminent physical damage or harm to the child, and the child shall be immediately returned to the custody of the child's parent or custodian. The responsible social services agency or court shall ensure that the emergency removal or placement terminates immediately when removal or placement is no longer necessary to prevent imminent physical damage or harm to the African American or disproportionately represented child.

(b) An emergency removal or placement ends when the court orders, after service upon the African American or disproportionately represented child's parents or custodian, that the child shall be placed in foster care upon a determination supported by clear and convincing evidence that custody of the child by the child's parent or custodian is likely to result in serious emotional or physical damage to the child.

(c) In no instance shall emergency removal or emergency placement of an African American or disproportionately represented child extend beyond 30 days unless the court finds by a showing of clear and convincing evidence that:

(1) continued emergency removal or placement is necessary to prevent imminent physical damage or harm to the child; and

(2) it has not been possible to initiate a child placement proceeding with all of the protections under sections 260.61 to 260.68.

Sec. 7. [260.67] TRANSFER OF PERMANENT LEGAL AND PHYSICAL CUSTODY; TERMINATION OF PARENTAL RIGHTS; CHILD PLACEMENT PROCEEDINGS.

Subdivision 1. Preference for transfer of permanent legal and physical custody. If an African American or disproportionately represented child cannot be returned to the child's parent, the court shall, if possible, transfer permanent legal and physical custody of the child to:

(1) a noncustodial parent under section 260C.515, subdivision 4, if the child cannot return to the care of the parent or custodian from whom the child was removed or who had legal custody at the time that the child was placed in foster care; or

(2) a willing and able relative, according to the requirements of section 260C.515, subdivision 4, if the court determines that reunification with the child's family is not an appropriate permanency option for the child. Prior to the court ordering a transfer of permanent legal and physical custody to a relative who is not a parent, the responsible social services agency must inform the relative of Northstar kinship assistance benefits and eligibility requirements, and of the relative's ability to apply for benefits on behalf of the child under chapter 256N.

Subd. 2. Termination of parental rights restrictions. (a) A court shall not terminate the parental rights of a parent of an African American or disproportionately represented child based solely on the parent's failure to complete case plan requirements.

(b) A court shall not terminate the parental rights of a parent of an African American or disproportionately represented child in a child placement proceeding unless the allegations against the parent involve sexual abuse; egregious harm as defined in section 260C.007, subdivision 14; murder in the first, second, or third degree under section 609.185, 609.19, or 609.195; murder of an unborn child in the first, second, or third degree under section 609.2661, 609.2662, or 609.2663; manslaughter of an unborn child in the first or second degree under section 609.2664 or 609.2665; domestic assault by strangulation under section 609.2247; felony domestic assault under section 609.2242 or 609.2243; kidnapping under section 609.25; solicitation, inducement, and promotion of prostitution under section 609.322, subdivision 1, and subdivision 1a if one or more aggravating factors are present; criminal sexual conduct under sections 609.342 to 609.3451; engaging in, hiring, or agreeing to hire a minor to engage in prostitution under section 609.324, subdivision 1; solicitation of children to engage in sexual conduct under section 609.352; possession of pornographic work involving minors under section 617.247; malicious punishment or neglect or endangerment of a child under section 609.377 or 609.378; use of a minor in sexual performance under section 617.246; or failing to protect a child from an overt act or condition that constitutes egregious harm.

(c) Nothing in this subdivision precludes the court from terminating the parental rights of a parent of an African American or disproportionately represented child who for good cause desires to voluntarily terminate parental rights of the parent's child under section 260C.301, subdivision 1, paragraph (a).

Subd. 3. **Appeals.** Notwithstanding the Minnesota Rules of Juvenile Protection Procedure, rule 47.02, subdivision 2, a parent of an African American or disproportionately represented child whose parental rights have been terminated may appeal the decision within 90 days of the service of notice by the court administrator of the filing of the court's order.

Sec. 8. **[260.68] RESPONSIBLE SOCIAL SERVICES AGENCY CONDUCT AND CASE REVIEW.**

Subdivision 1. **Responsible social services agency conduct.** (a) A responsible social services agency employee who has duties related to child protection shall not knowingly:

(1) make untrue statements about any case involving a child alleged to be in need of protection or services;

(2) intentionally withhold any information that may be material to a case involving a child alleged to be in need of protection or services; or

(3) fabricate or falsify any documentation or evidence relating to a case involving a child alleged to be in need of protection or services.

(b) Any of the actions listed in paragraph (a) shall constitute grounds for adverse employment action.

Subd. 2. **Commissioner notification.** (a) When a responsible social services agency makes a maltreatment determination involving an African American or disproportionately represented child or places an African American or disproportionately represented child in a foster care placement, the agency shall, within seven days of making a maltreatment determination or initiating the child's foster care placement, notify the commissioner of the maltreatment determination or foster care placement and of the steps that the agency has taken to investigate and remedy the conditions that led to the maltreatment determination or foster care placement. Upon receiving this notice, the commissioner shall review the responsible social services agency's handling of the child's case to ensure that the case plan and services address the unique needs of the child and the child's family and that the agency is making active efforts to reunify and preserve the child's family. At all stages of a case involving an African American or disproportionately represented child, the responsible social services agency shall, upon request, fully cooperate with the commissioner and the African American Child Welfare Oversight Council and, as appropriate and as permitted under statute, provide access to all relevant case files.

(b) In any adoptive or preadoptive placement proceeding involving an African American or disproportionately represented child under the guardianship of the commissioner, the responsible social services agency shall notify the commissioner of the pending proceeding and of the right of intervention. The notice must include the identity of the child and the child's parents whose parental rights were terminated or who consented to the child's adoption. Upon receipt of the notice, the commissioner shall review the case to ensure that the requirements of this act have been met. When

the responsible social services agency has identified a nonrelative as an African American or disproportionately represented child's adoptive placement, no preadoptive or adoptive placement proceeding may be held until at least 30 days after the commissioner receives the required notice or until an adoption home study can be completed for a relative adoption, whichever occurs first. If the commissioner requests additional time to prepare for the proceeding, the district court must grant the commissioner up to 30 additional days to prepare for the proceeding. In cases in which a responsible social services agency or party to a preadoptive or adoptive placement knows or has reason to believe that a child is or may be African American or a disproportionately represented child, proof of service upon the commissioner must be filed with the adoption petition.

Subd. 3. Case review. (a) Each responsible social services agency shall conduct a review of all child protection cases handled by the agency every 24 months, after establishing a 2024 baseline. The responsible social services agency shall report the agency's findings to the county board, related child welfare committees, the Children's Justice Initiative team, the African American Child Welfare Oversight Council, the commissioner, and community stakeholders within six months of gathering the relevant case data. For situations in which the case review consists of fewer than five cases, the responsible social services agency must only report the case data to the African American Child Welfare Oversight Council. The case review must include:

(1) the number of African American and disproportionately represented children represented in the county child welfare system;

(2) the number and sources of maltreatment reports received and reports screened in for investigation or referred for family assessment and the race of the children and parents or custodians involved in each report;

(3) the number and race of children and parents or custodians who receive in-home preventive case management services;

(4) the number and race of children whose parents or custodians are referred to community-based, culturally appropriate, strength-based, or trauma-informed services;

(5) the number and race of children removed from their homes;

(6) the number and race of children reunified with their parents or custodians;

(7) the number and race of children whose parents or custodians are offered family group decision-making services;

(8) the number and race of children whose parents or custodians are offered the parent support outreach program;

(9) the number and race of children in foster care or out-of-home placement at the time that the data is gathered;

(10) the number and race of children who achieve permanency a through transfer of permanent legal and physical custody to a relative, a legal guardianship, or an adoption; and

(11) the number and race of children who are under the guardianship of the commissioner or awaiting a permanency disposition.

(b) The required case review must also:

(1) identify barriers to reunifying children with their families;

(2) identify the family conditions that led to the out-of-home placement;

(3) identify any barriers to accessing culturally informed mental health or substance use disorder treatment services for the parents or children;

(4) document efforts to identify fathers and maternal and paternal relatives and to provide services to custodial and noncustodial fathers, if appropriate; and

(5) document and summarize court reviews of active efforts.

(c) Any responsible social services agency that has a case review showing disproportionality and disparities in child welfare outcomes for African American and other disproportionately represented children and families, compared to the agency's overall outcomes, must develop a remediation plan to be approved by the commissioner. The responsible social services agency must develop the plan within 30 days of finding the disproportionality or disparities and must make measurable improvements within 12 months of the date that the commissioner approves the remediation plan. A responsible social services agency may request assistance from the commissioner to develop a remediation plan. The remediation plan must include measurable outcomes to identify, address, and reduce the factors that led to the disproportionality and disparities in the agency's child welfare outcomes and include information about how the responsible social services agency will achieve and document trauma-informed, positive child well-being outcomes through remediation efforts.

Subd. 4. **Noncompliance.** Any responsible social services agency that fails to comply with this section is subject to corrective action and a fine determined by the commissioner. The commissioner shall use fines received under this subdivision to support compliance with this act, but shall not use amounts received to supplant funding for existing services.

Sec. 9. [260.69] AFRICAN AMERICAN CHILD WELFARE OVERSIGHT COUNCIL.

Subdivision 1. **Creation.** (a) The commissioner shall establish an African American Child Welfare Oversight Council to formulate and recommend policies and procedures relating to child welfare services for African American children to ensure that responsible social services agencies provide African American families with culturally relevant family preservation services and opportunities to care for their children safely in their homes.

(b) The commissioner shall convene an initial selection committee to appoint council members. The selection committee shall consist of representatives from the Council on Minnesotans of African Heritage, the ombudsperson for African American Families, and the larger African American community.

(c) The terms, compensation, and removal of council members are as provided in section 15.059. The advisory council does not expire. The commissioner shall provide administrative support to the council.

Subd. 2. **Membership and composition.** (a) The council shall consist of 15 members and must include:

(1) five members from African American families and communities that have been impacted by the child welfare system, including community leaders and community members;

(2) one responsible social services agency representative from each of the six counties with the highest populations of disproportionately represented African American children in the state; and

(3) four parents or custodians of African American children, two who reside in the seven-county metropolitan area and two who reside outside of the seven-county metropolitan area.

(b) The council shall have two cochairs, chosen by the council.

Subd. 3. **Meeting.** The commissioner shall convene the first meeting of the council no later than December 15, 2024. The council shall meet at least six times per year, but may meet more frequently at the call of the chair, a majority of the council members, or the commissioner. Subgroups of the council may meet more frequently as necessary.

Subd. 4. **Duties.** The African American Child Welfare Oversight Council shall:

(1) review annual reports related to African American children in out-of-home placement;

(2) assist in and make recommendations to the commissioner for developing strategies to prevent out-of-home placement, promote culturally appropriate foster care and shelter or facility placement decisions and settings for African American children, and improve child welfare outcomes for African American children and families;

(3) review summary reports on case reviews prepared by the commissioner to ensure that responsible social services agencies meet the needs of African American families. The council may review individual case information with identifying information redacted to provide context and oversight, to address disparities in the treatment of African American children and families as compared to other children and families involved in the child welfare system;

(4) assist the Cultural and Ethnic Communities Leadership Council with making recommendations to the commissioner and the legislature for public policy and statutory changes that specifically consider the needs of African American children and families involved in the child welfare system;

(5) advise the commissioner and responsible social services agencies on stakeholder engagement and actions that the commissioner and agencies may take to improve child welfare outcomes for African American children and families;

(6) assist the commissioner with developing strategies for public messaging and communication related to racial disparities in child welfare outcomes for African American children and families;

(7) assist the commissioner with identifying and developing internal and external partnerships to support adequate access to services and resources for African American children and families, including but not limited to housing assistance, employment assistance, food and nutrition support, health care, child care assistance, and educational support and training; and

(8) identify barriers to the development of a racially and ethnically diverse child welfare workforce in Minnesota that includes professionals who have been directly impacted by experiences within the child welfare system and explore strategies and partnerships to address education and training needs, and hiring and recruitment practices.

Subd. 5. Case review. (a) The council may initiate a secondary case review of an African American child's case upon the request of a child's parent or custodian, or the child, if the council determines that a secondary case review is appropriate, after reviewing the commissioner's summary report and conclusions from the initial case review. The purpose of a secondary case review under this subdivision is to provide recommendations to the commissioner and the responsible social services agency to improve the child welfare system and provide better outcomes for the child and the child's family.

(b) Upon the request of the parent, custodian, or child, members of the African American Child Welfare Oversight Council shall have access to the following data, as permitted under applicable statutes, for a child's case review under this subdivision:

(1) law enforcement investigative data;

(2) autopsy records and coroner or medical examiner investigative data;

(3) hospital, public health, and other medical records of the child;

(4) hospital and other medical records of the child's parent that relate to prenatal care;

(5) records of any responsible social services agency that provided services to the child or family;
and

(6) a responsible social services agency's personnel data regarding any agency employees who provided services to the child or child's family members.

A state agency, statewide system, or political subdivision shall provide the data in paragraph (b) to the African American Oversight Council and the council's members upon request of the commissioner. Not public data may be shared with members of the council in connection with an individual case.

(c) Not public data acquired by the African American Child Welfare Oversight Council in the exercise of its duties retains its original classification. The commissioner may not disclose data on individuals that were classified as confidential or private data on individuals in possession of the state agency, statewide system, or political subdivision from which the data were received, except that the commissioner may disclose responsible social services agency data as provided in section 260E.35, subdivision 7, on individual cases involving a fatality or near fatality of a person served by the responsible social services agency prior to the date of the death or incident.

(d) The proceedings and records of the council that pertain to the case review of an individual child are private data or confidential data, to the extent that they contain data on an active investigation. Information, documents, and records otherwise available from other sources are not immune from discovery or use in a civil or criminal action solely because the information, documents, and records were presented during proceedings of the council. A person who presented information before the council or who is a member of the council is not prevented from testifying about matters within the person's knowledge.

Subd. 6. **Annual report.** By January 1 of each year, beginning January 1, 2026, the council shall report to the chairs and ranking minority members of the legislative committees with jurisdiction over child protection on the council's activities under subdivision 4 and other issues on which the council chooses to report. The report may include recommendations for statutory changes to improve the child protection system and child welfare outcomes for African American children and families.

Subd. 7. **Open Meeting Law.** Meetings of the council are subject to the Minnesota Open Meeting Law under chapter 13D. Notwithstanding chapter 13D, portions of any meeting that pertain to case review of an individual child's case are closed, and not subject to the Open Meeting Law.

Sec. 10. **[260.694] AFRICAN AMERICAN CHILD WELL-BEING UNIT.**

Subdivision 1. **Establishment.** The commissioner shall establish an African American Child Well-Being Unit within the Department of Human Services, to assist counties and monitor child welfare processes and outcomes to address and mitigate child welfare disparities for African American children in Minnesota.

Subd. 2. **Duties.** The African American Child Well-Being Unit shall perform the following functions:

(1) assist with the development of African American cultural competency training and review child welfare curriculum in the Minnesota Child Welfare Training Academy to ensure that responsible social services agency staff and other child welfare professionals are appropriately prepared to engage with African American families and to support family preservation and reunification;

(2) provide technical assistance, including on-site technical assistance, and case consultation to responsible social services agencies to assist agencies with implementing and complying with this act;

(3) monitor the number and placement settings of African American children in out-of-home placement statewide, to identify trends and develop strategies to address disproportionality in the child welfare system at the state and county levels;

(4) develop and implement a system for conducting case reviews when the commissioner receives reports of noncompliance with this act or when requested by the parent or custodian of an African American child. Case reviews may include but are not limited to a review of placement prevention efforts, safety planning, case planning and service provision by the responsible social services agency, relative placement consideration, and permanency planning;

(5) establish and administer a request for proposals process for African American and disproportionately represented family preservation grants under section 260.695, monitor grant activities, and provide technical assistance to grantees;

(6) coordinate services and create internal and external partnerships to support adequate access to services and resources for African American children and families, including but not limited to housing assistance, employment assistance, food and nutrition support, health care, child care assistance, and educational support and training, in consultation with the African American Child Welfare Oversight Council; and

(7) develop public messaging and communication to inform the general public in Minnesota about racial disparities in child welfare outcomes, current efforts and strategies to reduce racial disparities, and resources available to African American children and families involved in the child welfare system.

Subd. 3. **Reports.** The African American Child Well-Being Unit shall provide regular updates on unit activities, including summary reports of case reviews, to the African American Child Welfare Oversight Council, and shall publish an annual census of African American children in out-of-home placements statewide. The annual census shall include data on the types of placements, age and sex of the children, how long the children have been in out-of-home placements, and other relevant demographic information.

Subd. 4. **Establishment and staffing.** The commissioner may engage the African American Child Welfare Oversight Council for assistance in establishing the African American Child Well-Being Unit and appointing individuals within the unit.

Sec. 11. **[260.695] AFRICAN AMERICAN AND DISPROPORTIONATELY REPRESENTED FAMILY PRESERVATION GRANTS.**

Subdivision 1. **Primary support grants.** The commissioner shall establish direct grants to organizations, service providers, and programs owned and led by African Americans and other individuals from communities disproportionately represented in the child welfare system to provide services and support for African American and disproportionately represented children and families involved in Minnesota's child welfare system, including supporting existing eligible services and facilitating the development of new services and providers, to create a more expansive network of service providers available for African American and disproportionately represented children and families.

Subd. 2. **Eligible services.** (a) Services eligible for grants under this section include but are not limited to:

- (1) child out-of-home placement prevention and reunification services;
- (2) family-based services and reunification therapy;
- (3) culturally specific individual and family counseling;
- (4) court advocacy;

(5) training and consultation to responsible social services agencies and private social services agencies regarding this act;

(6) services to support informal kinship care arrangements; and

(7) other activities and services approved by the commissioner that further the goals of the Minnesota African American Family Preservation and Child Welfare Disproportionality Act, including but not limited to the recruitment of African American staff and staff from other communities disproportionately represented in the child welfare system, for responsible social services agencies and licensed child-placing agencies.

(b) The commissioner may specify the priority of an activity and service based on its success in furthering these goals. The commissioner shall give preference to programs and service providers that are located in or serve counties with the highest rates of child welfare disproportionality for African American and other disproportionately represented children and families, and employ staff who represent the population primarily served.

Subd. 3. **Ineligible services.** Grant money may not be used to supplant funding for existing services or for the following purposes:

(1) child day care that is necessary solely because of the employment or training for employment of a parent or other relative with whom the child is living;

(2) foster care maintenance or difficulty of care payments;

(3) residential treatment facility payments;

(4) adoption assistance or Northstar kinship assistance payments under chapter 259A or 256N;

(5) public assistance payments for Minnesota family investment program assistance, supplemental aid, medical assistance, general assistance, general assistance medical care, or community health services; or

(6) administrative costs for income maintenance staff.

Subd. 4. **Requests for proposals.** The commissioner shall request proposals for grants under subdivisions 1, 2, and 3, and specify the information and criteria required.

Sec. 12. Minnesota Statutes 2022, section 260C.329, subdivision 3, is amended to read:

Subd. 3. **Petition.** The county attorney ~~or~~ a parent whose parental rights were terminated under a previous order of the court, an African American or disproportionately represented child who is ten years of age or older, the responsible social services agency, or a guardian ad litem may file a petition for the reestablishment of the legal parent and child relationship. A parent filing a petition under this section shall pay a filing fee in the amount required under section 357.021, subdivision 2, clause (1). The filing fee may be waived pursuant to chapter 563 in cases of indigency. A petition for the reestablishment of the legal parent and child relationship may be filed when:

~~(1) in cases where the county attorney is the petitioning party, both the responsible social services agency and the county attorney agree that reestablishment of the legal parent and child relationship is in the child's best interests;~~

~~(2)~~ (1) the parent has corrected the conditions that led to an order terminating parental rights;

~~(3)~~ (2) the parent is willing and has the capability to provide day-to-day care and maintain the health, safety, and welfare of the child;

~~(4) the child has been in foster care for at least 48 months after the court issued the order terminating parental rights;~~

~~(5)~~ (3) the child has not been adopted; and

~~(6)~~ (4) the child is not the subject of a written adoption placement agreement between the responsible social services agency and the prospective adoptive parent, as required under Minnesota Rules, part 9560.0060, subpart 2.

Sec. 13. Minnesota Statutes 2022, section 260C.329, subdivision 8, is amended to read:

Subd. 8. **Hearing.** The court may grant the petition ordering the reestablishment of the legal parent and child relationship only if it finds by clear and convincing evidence that:

(1) reestablishment of the legal parent and child relationship is in the child's best interests;

(2) the child has not been adopted;

(3) the child is not the subject of a written adoption placement agreement between the responsible social services agency and the prospective adoptive parent, as required under Minnesota Rules, part 9560.0060, subpart 2;

~~(4) at least 48 months have elapsed following a final order terminating parental rights and the child remains in foster care;~~

~~(5)~~ (4) the child desires to reside with the parent;

~~(6)~~ (5) the parent has corrected the conditions that led to an order terminating parental rights; and

~~(7)~~ (6) the parent is willing and has the capability to provide day-to-day care and maintain the health, safety, and welfare of the child.

Sec. 14. CULTURAL COMPETENCY TRAINING FOR INDIVIDUALS WORKING WITH AFRICAN AMERICAN AND DISPROPORTIONATELY REPRESENTED FAMILIES AND CHILDREN IN THE CHILD WELFARE SYSTEM.

Subdivision 1. **Applicability.** The commissioner of human services shall collaborate with the Children's Justice Initiative to ensure that cultural competency training is given to individuals working in the child welfare system, including child welfare workers, supervisors, attorneys, juvenile court judges, and family law judges.

Subd. 2. **Training.** (a) The commissioner shall consult with the African American Child Welfare Oversight Council to develop training content and establish the frequency of trainings.

(b) The training is required prior to or within six months of beginning work with any African American or disproportionately represented child and family. A responsible social services agency staff person who is unable to complete the training prior to working with African American or disproportionately represented children and families must work with a qualified staff person within the agency who has completed cultural competency training until the person is able to complete the required training. The training must be available by January 1, 2025, and must:

(1) be provided by an African American individual or individual from a community that is disproportionately represented in the child welfare system who is knowledgeable about African American and other disproportionately represented social and cultural norms and historical trauma;

(2) raise awareness and increase a person's competency to value diversity, conduct a self-assessment, manage the dynamics of difference, acquire cultural knowledge, and adapt to diversity and the cultural contexts of communities served;

(3) include instruction on effectively developing a safety plan and instruction on engaging a safety network; and

(4) be accessible and comprehensive and include the ability to ask questions.

(c) The training may be provided in a series of segments, either in person or online.

Subd. 3. **Update.** The commissioner, in coordination with the African American Child Welfare Oversight Council, shall provide an update to the legislative committees with jurisdiction over child protection issues by January 1, 2025, on the rollout of the training under subdivision 1 and the content and accessibility of the training under subdivision 2.

Sec. 15. **DISAGGREGATE DATA.**

The commissioner of human services shall work with the African American Child Welfare Oversight Council to establish a method to disaggregate data related to African American and other child welfare disproportionality, and begin disaggregating data by January 1, 2025.

Sec. 16. **ENSURING FREQUENT VISITATION FOR AFRICAN AMERICAN AND DISPROPORTIONATELY REPRESENTED CHILDREN IN OUT-OF-HOME PLACEMENT.**

A responsible social services agency must engage in best practices related to visitation when an African American or disproportionately represented child is in out-of-home placement. When the child is in out-of-home placement, the responsible social services agency shall make active efforts to facilitate regular and frequent visitation between the child and the child's parents or custodians, the child's siblings, and the child's relatives. If visitation is infrequent between the child and the child's parents, custodians, siblings, or relatives, the responsible social services agency shall make active efforts to increase the frequency of visitation and address any barriers to visitation.

Sec. 17. **CHILD WELFARE COMPLIANCE AND FEEDBACK PORTAL.**

The commissioner of human services shall develop, maintain, and administer a publicly accessible online compliance and feedback portal to receive reports of noncompliance with the Minnesota African American Family Preservation and Child Welfare Disproportionality Act under Minnesota Statutes, sections 260.61 to 260.68, and other statutes related to child maltreatment, safety, and placement. Reports received through the portal must be transferred for review and further action to the appropriate unit or department within the Department of Human Services, including but not limited to the African American Child Well-Being Unit, and to the African American Child Welfare Oversight Council, if appropriate.

Sec. 18. DIRECTION TO COMMISSIONER; MAINTAINING CONNECTIONS IN FOSTER CARE BEST PRACTICES.

The commissioner of human services shall develop and publish guidance on best practices for ensuring that African American and disproportionately represented children in foster care maintain connections and relationships with their parents, custodians, and extended relative and kin network. The commissioner shall also develop and publish best practice guidance on engaging and assessing noncustodial and nonadjudicated parents to care for their African American or disproportionately represented children who cannot remain with the children's custodial parents.

Sec. 19. APPROPRIATIONS.

(a) \$..... in fiscal year 2025 is appropriated from the general fund to the commissioner of human services for the administration of the Minnesota African American Family Preservation and Child Welfare Disproportionality Act under Minnesota Statutes, sections 260.61 to 260.695. This is an ongoing appropriation.

(b) \$..... in fiscal year 2025 is appropriated from the general fund to the commissioner of human services for the development, maintenance, and administration of the child welfare compliance and feedback portal. This is an ongoing appropriation."

Amend the title as follows:

Page 1, line 3, after "Preservation" and insert "and Child Welfare Disproportionality"

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. 4877: A bill for an act relating to child protection; modifying membership and requirements for the child mortality review panel; modifying the review process for child fatalities and near fatalities related to maltreatment; modifying the Department of Human Services child systemic critical incident review team requirements; establishing the critical incident public information portal; amending Minnesota Statutes 2023 Supplement, section 256.01, subdivision 12b; proposing coding for new law in Minnesota Statutes, chapter 260E; repealing Minnesota Statutes 2022, section 256.01, subdivisions 12, 12a; Minnesota Rules, part 9560.0232, subpart 5.

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

Page 4, after line 27, insert:

"(3) the commissioner of health, or a designee;"

Page 4, line 28, delete "(3)" and insert "(4)"

Page 4, line 29, delete "(4)" and insert "(5)"

Page 5, line 2, delete the first "a" and insert "two" and delete "worker" and insert "workers" and after "agency" insert ", with one worker from greater Minnesota and one worker from the seven-county metropolitan area"

Page 5, line 31, delete "must"

Page 6, delete lines 1 to 3 and insert:

"(1) must include any systemic learnings that may improve practice and service delivery; and

(2) may include policy or practice considerations for systems change."

Page 6, line 8, delete "must"

Page 6, delete lines 9 to 11 and insert:

"(1) must include any systemic learnings that may improve practice and service delivery; and

(2) may include policy or practice considerations for systems change."

Page 8, line 22, delete "develop"

Page 8, line 23, delete "and"

Page 9, after line 6, insert:

"Sec. 3. DIRECTION TO COMMISSIONER OF HUMAN SERVICES; CRITICAL INCIDENT PUBLIC INFORMATION PORTAL.

The commissioner must begin the development of the critical incident public information portal required under Minnesota Statutes, section 260E.39, subdivision 8, by July 1, 2024. The portal must be functional, available to the public, and fulfill all the requirements under Minnesota Statutes, section 260E.39, subdivision 8, by July 1, 2025.

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 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. 4835: A bill for an act relating to health; establishing an Office of Emergency Medical Services to replace the Emergency Medical Services Regulatory Board; specifying duties for the office; transferring duties; establishing an advisory council; making conforming changes; amending Minnesota Statutes 2022, sections 62J.49, subdivision 1; 144E.001, by adding subdivisions; 144E.16, subdivision 5; 144E.19, subdivision 3; 144E.27, subdivision 5; 144E.28, subdivisions 5, 6; 144E.285, subdivision 6; 144E.287; 144E.305, subdivision 3; 214.025; 214.04, subdivision 2a; 214.29; 214.31; 214.355; Minnesota Statutes 2023 Supplement, sections 15A.0815, subdivision 2; 43A.08, subdivision 1a; 152.126, subdivision 6; proposing coding for new law in Minnesota Statutes, chapter 144E; repealing Minnesota Statutes 2022, sections 144E.001, subdivision 5; 144E.01; 144E.123, subdivision 5; 144E.50, subdivision 3.

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

Page 1, delete section 1

Page 3, after line 13, insert:

"Sec. 4. [144E.015] MEDICAL SERVICES DIVISION.

A Medical Services Division is created in the Office of Emergency Medical Services. The Medical Services Division shall be under the supervision of a deputy director of medical services appointed by the director. The deputy director, under the direction of the director, shall enforce and coordinate the laws, rules, and policies assigned by the director, which may include overseeing the clinical aspects of prehospital medical care and education programs for emergency medical service personnel.

Sec. 5. [144E.016] AMBULANCE SERVICES DIVISION.

An Ambulance Services Division is created in the Office of Emergency Medical Services. The Ambulance Services Division shall be under the supervision of a deputy director of ambulance services appointed by the director. The deputy director, under the direction of the director, shall enforce and coordinate the laws, rules, and policies assigned by the director, which may include operating standards and licensing of ambulance services; registration and operation of medical response units; establishment and modification of primary service areas; authorization of ambulance services to provide service in a primary service area and revocation such authorization; coordination of ambulance services within regions and across the state; and administration of grants.

Sec. 6. [144E.017] EMERGENCY MEDICAL SERVICE PROVIDERS DIVISION.

An Emergency Medical Service Providers Division is created in the Office of Emergency Medical Services. The Emergency Medical Service Providers Division shall be under the supervision of a deputy director of emergency medical service providers appointed by the director. The deputy director, under the direction of the director, shall enforce and coordinate the laws, rules, and policies assigned by the director, which may include certification and registration of individual emergency medical service providers; overseeing worker safety, worker well-being, and working conditions;

investigation of workplace violations; implementation of education programs; and administration of grants."

Page 4, line 1, delete "and"

Page 4, after line 1, insert:

"(10) one member with experience working as a labor union representative representing paramedics or emergency medical technicians, appointed by ...; and"

Page 4, line 2, delete "(10)" and insert "(11)"

Page 4, line 12, delete "(9)" and insert "(10)"

Page 4, line 21, after "director" insert "and the deputy director of ambulance services" and delete the comma

Page 4, line 22, delete "ambulance service personnel," and insert "and" and delete ", and emergency medical responders"

Page 4, line 27, delete "COMMITTEE" and insert "COUNCIL"

Page 4, line 29, delete "Committee" and insert "Council" and delete everything after "established"

Page 4, line 30, delete everything before "and" and delete "shall consist" and insert "consists"

Page 5, line 19, delete "advisory council" and insert "director and deputy director of medical services"

Page 5, line 23, delete "advisory council and" and after "director" insert "and deputy director of medical services"

Page 5, after line 26, insert:

"Sec. 9. [144E.04] LABOR AND EMERGENCY MEDICAL SERVICE PROVIDERS ADVISORY COUNCIL.

Subdivision 1. Establishment; membership. The Labor and Emergency Medical Service Providers Advisory Council is established and consists of the following members:

(1) one emergency medical services provider of any type from each of the designated regional emergency medical services systems, appointed by their respective regional emergency services boards;

(2) one emergency medical technician instructor, appointed by ...;

(3) two members with experience working as a labor union representative representing emergency medical service providers, appointed by ...;

(4) one emergency medical service provider based in a fire department, appointed by ...; and

(5) one emergency medical service provider not based in a fire department, appointed by

Subd. 2. **Terms, compensation, removal, vacancies, and expiration.** Compensation and reimbursement for expenses for members appointed under subdivision 1; removal of members; filling of vacancies of members; and, except for initial appointments, membership terms are governed by section 15.059. Notwithstanding section 15.059, subdivision 6, the Labor and Emergency Medical Service Providers Advisory Council does not expire.

Subd. 3. **Officers; meetings.** (a) The Labor and Emergency Medical Service Providers Advisory Council must elect a chair and vice-chair from among its membership and may elect other officers as the advisory council deems necessary.

(b) The Labor and Emergency Medical Service Providers Advisory Council must meet quarterly or at the call of the chair.

(c) Meetings of the Labor and Emergency Medical Service Providers Advisory Council are subject to chapter 13D.

Subd. 4. **Duties.** The Labor and Emergency Medical Service Providers Advisory Council must review and make recommendations to the director and deputy director of emergency medical service providers on the laws, rules, and policies assigned to the Emergency Medical Service Providers Division and other topics as directed by the director.

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

Sec. 10. **[144E.105] ALTERNATIVE EMS RESPONSE MODEL PILOT PROGRAM.**

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

(b) "Partnering ambulance services" means the basic life support ambulance service and the advanced life support ambulance service that partner to jointly respond to emergency ambulance calls under the pilot program.

(c) "Pilot program" means the alternative EMS response model pilot program established under this section.

Subd. 2. **Pilot program established.** The board must establish and administer an alternative EMS response model pilot program. Under the pilot program, the board may authorize basic life support ambulance services to partner with advanced life support ambulance services to provide expanded advanced life support service intercept capability and staffing support for emergency ambulance calls.

Subd. 3. **Application.** A basic life support ambulance service that wishes to participate in the pilot program must apply to the board. An application from a basic life support ambulance service must be submitted jointly with the advanced life support ambulance service with which the basic life support ambulance service proposes to partner. The application must identify the ambulance services applying to be partnering ambulance services and must include:

(1) approval to participate in the pilot program from the medical directors of the proposed partnering ambulance services;

(2) procedures the basic life support ambulance service will implement to respond to emergency ambulance calls when the basic life support ambulance service is unable to meet the minimum staffing requirements under section 144E.101, subdivision 6, and the partnering advanced life support ambulance service is unavailable to jointly respond to emergency ambulance calls;

(3) an agreement between the proposed partnering ambulance services specifying which ambulance service is responsible for:

(i) workers' compensation insurance;

(ii) motor vehicle insurance; and

(iii) billing, identifying which if any ambulance service will bill the patient or the patient's insurer and specifying how payments received will be distributed among the proposed partnering ambulance services;

(4) communication procedures to coordinate and make known the real-time availability of the advanced life support ambulance service to its proposed partnering basic life support ambulance services and public safety answering points;

(5) an acknowledgment that the proposed partnering ambulance services must coordinate compliance with the prehospital care data requirements in section 144E.123; and

(6) an acknowledgment that the proposed partnering ambulance services remain responsible for providing continual service as required under section 144E.101, subdivision 3.

Subd. 4. **Operation.** Under the pilot program, an advanced life support ambulance service may partner with one or more basic life support ambulance services. Under this partnership, the advanced life support ambulance service and basic life support ambulance service must jointly respond to emergency ambulance calls originating in the primary service area of the basic life support ambulance service. The advanced life support ambulance service must respond to emergency ambulance calls with either an ambulance or a nontransporting vehicle fully equipped with the advanced life support complement of equipment and medications required for that nontransporting vehicle by that ambulance service's medical director.

Subd. 5. **Staffing.** (a) When responding to an emergency ambulance call and when an ambulance or nontransporting vehicle from the partnering advanced life support ambulance service is confirmed to be available and is responding to the call:

(1) the basic life support ambulance must be staffed with a minimum of one emergency medical technician; and

(2) the advanced life support ambulance or nontransporting vehicle must be staffed with a minimum of one paramedic.

(b) The staffing specified in paragraph (a) is deemed to satisfy the staffing requirements in section 144E.101, subdivisions 6 and 7.

Subd. 6. **Medical director oversight.** The medical director for an ambulance service participating in the pilot program retains responsibility for the ambulance service personnel of their ambulance service. When a paramedic from the partnering advanced life support ambulance service makes contact with the patient, the standing orders, clinical policies, protocols, and triage, treatment, and transportation guidelines for the advanced life support ambulance service shall direct patient care related to the encounter.

Subd. 7. **Waivers and variances.** The board may issue any waivers of or variances to this chapter or Minnesota Rules, chapter 4690, to partnering ambulance services that are needed to implement the pilot program, provided the waiver or variance does not adversely affect the public health or welfare.

Subd. 8. **Data and evaluation.** In administering the pilot program, the board shall collect from partnering ambulance services, data needed to evaluate the impacts of the pilot program on response times, patient outcomes, and patient experience for emergency ambulance calls.

Subd. 9. **Transfer of authority.** Effective January 1, 2025, the duties and authority assigned to the board in this section are transferred to the director.

Subd. 10. **Expiration.** This section expires June 30, 2026.

EFFECTIVE DATE. This section is effective July 1, 2024."

Page 13, line 20, delete "six" and insert "seven"

Page 13, line 26, delete "COMMITTEE" and insert "COUNCIL"

Page 13, line 28, delete "Committee" and insert "Council"

Page 14, after line 5, insert:

"Sec. 21. **INITIAL MEMBERS AND FIRST MEETING; LABOR AND EMERGENCY MEDICAL SERVICE PROVIDERS ADVISORY COUNCIL.**

(a) Initial appointments of members to the Labor and Emergency Medical Service Providers Advisory Council must be made by January 1, 2025. The terms of initial appointees shall be determined by lot by the secretary of state and shall be as follows:

(1) six members shall serve two-year terms; and

(2) seven members shall serve three-year terms.

(b) The emergency medical technician instructor appointee must convene the first meeting of the Labor and Emergency Medical Service Providers Advisory Council by February 1, 2025.

EFFECTIVE DATE. This section is effective July 1, 2024."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 4, delete "an" and delete "council" and insert "councils; establishing an alternative emergency medical services responsible pilot program"

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 referred

S.F. No. 4837: A bill for an act relating to health carriers; providing for oversight of health maintenance organization transactions by the commissioner of health; establishing requirements for nonprofit health coverage entity conversion transactions; prohibiting certain conversion transactions; authorizing enforcement; classifying data; amending Minnesota Statutes 2022, sections 62D.02, by adding subdivisions; 62D.22, by adding a subdivision; 317A.811, subdivision 1; Minnesota Statutes 2023 Supplement, section 145D.01, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 62C; 62D; 145D.

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

Delete everything after the enacting clause and insert:

"Section 1. **[62D.085] TRANSACTION OVERSIGHT.**

Subdivision 1. **Insurance provisions applicable to health maintenance organizations.** (a) Health maintenance organizations are subject to sections 60A.135, 60A.136, 60A.137, 60A.16, 60A.161, 60D.17, 60D.18, and 60D.20 and must comply with the provisions of these sections applicable to insurers. For purposes of applying these sections to health maintenance organizations, "the commissioner" means the commissioner of health.

(b) Health maintenance organizations are subject to all regulations implementing sections 60D.17, 60D.18, and 60D.20 in Minnesota Rules, chapter 2720, and must comply with the provisions of these sections applicable to insurers, unless the commissioner of health adopts rules to implement this subdivision.

Subd. 2. **Notice on transfers.** No person may acquire all or substantially all of the assets of a domestic nonprofit health maintenance organization through any means unless, at the time the agreement is entered into, the person has filed with the commissioner and has sent to the health maintenance organization a statement containing the information required by section 60D.17, including its implementing regulations, and the agreement and acquisition have been approved by the commissioner of health in the manner prescribed for regulatory approval in section 60D.17. The acquisition of assets subject to this subdivision must be treated as an acquisition of control for purposes of applying section 60D.17 and its implementing regulations to this subdivision.

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

Sec. 2. Minnesota Statutes 2022, section 317A.811, subdivision 1, is amended to read:

Subdivision 1. **When required.** (a) Except as provided in subdivision 6, the following corporations shall notify the attorney general of their intent to dissolve, merge, consolidate, or convert, or to transfer all or substantially all of their assets:

(1) a corporation that holds assets for a charitable purpose as defined in section 501B.35, subdivision 2; or

(2) a corporation that is exempt under section 501(c)(3) of the Internal Revenue Code of 1986, or any successor section.

(b) Except as provided in subdivision 6, the following corporations shall notify the attorney general of their intent to dissolve, merge, consolidate, convert, or transfer at least ten percent of their assets:

(1) a corporation that is a nonprofit health service plan corporation operating under chapter 62C;
or

(2) a corporation that is a health maintenance organization operating under chapter 62D.

~~(b)~~ (c) The notice must include:

(1) the purpose of the corporation that is giving the notice;

(2) a list of assets owned or held by the corporation for charitable purposes;

(3) a description of restricted assets and purposes for which the assets were received;

(4) a description of debts, obligations, and liabilities of the corporation;

(5) a description of tangible assets being converted to cash and the manner in which they will be sold;

(6) anticipated expenses of the transaction, including attorney fees;

(7) a list of persons to whom assets will be transferred, if known, or the name of the converted organization;

(8) the purposes of persons receiving the assets or of the converted organization; and

(9) the terms, conditions, or restrictions, if any, to be imposed on the transferred or converted assets.

The notice must be signed on behalf of the corporation by an authorized person.

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

Sec. 3. Minnesota Statutes 2022, section 317A.811, subdivision 2, is amended to read:

Subd. 2. **Restriction on transfers.** (a) Subject to subdivision 3, a corporation described in subdivision 1, paragraph (a), may not transfer or convey assets as part of a dissolution, merger, consolidation, or transfer of assets under section 317A.661, and it may not convert until 45 days

after it has given written notice to the attorney general, unless the attorney general waives all or part of the waiting period.

(b) Subject to subdivision 3, a corporation described in subdivision 1, paragraph (b), may not transfer or convey assets as part of a dissolution, merger, consolidation, transfer of assets under section 317A.661, or transfer of at least ten percent of its assets and it may not convert until 45 days after it has given written notice to the attorney general, unless the attorney general waives all or part of the waiting period.

(c) For a notice given by a corporation described in subdivision 1, paragraph (b), the attorney general may hold a public hearing with respect to the purpose for which the corporation gave the notice. Such a hearing must be held within 30 days after the notice is given to the attorney general. The attorney general must give at least seven days' notice of the hearing to the corporation filing the statement and to the public. The attorney general may not waive all or part of the waiting period until the public hearing is held.

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

Sec. 4. Minnesota Statutes 2022, section 317A.811, subdivision 4, is amended to read:

Subd. 4. **Notice after transfer.** When all or substantially all of the assets of a corporation described in subdivision 1, paragraph (a), or at least ten percent of the assets of a corporation described in subdivision 1, paragraph (b), have been transferred or conveyed following expiration or waiver of the waiting period, the board shall deliver to the attorney general a list of persons to whom the assets were transferred or conveyed. The list must include the addresses of each person who received assets and show what assets the person received.

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

Delete the title and insert:

"A bill for an act relating to health carriers; providing for oversight of health maintenance organization transactions by the commissioner of health; requiring notice to the attorney general of certain transactions by health maintenance organizations and nonprofit health service plan corporations; amending Minnesota Statutes 2022, section 317A.811, subdivisions 1, 2, 4; proposing coding for new law in Minnesota Statutes, chapter 62D."

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. 4778: A bill for an act relating to health; establishing the MinnesotaCare public option; expanding eligibility for MinnesotaCare; establishing a premium scale for public option enrollees; providing state-funded cost-sharing reductions; establishing a contingent health insurance premium tax credit; requiring the commissioner of commerce to seek a section 1332 waiver; appropriating money; amending Minnesota Statutes 2022, sections 62V.02, by adding subdivisions; 62V.03, subdivisions 1, 3; 62V.05, subdivisions 3, 6, 11, by adding a subdivision; 62V.051; 62V.06,

subdivision 4; 256L.01, by adding subdivisions; 256L.04, subdivisions 1c, 7a, by adding a subdivision; 256L.07, subdivision 1; 256L.12, subdivision 7; 290.0122, subdivision 6; Minnesota Statutes 2023 Supplement, sections 62V.13, subdivision 3; 256L.03, subdivision 5; proposing coding for new law in Minnesota Statutes, chapters 62V; 256L.

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

Page 4, line 17, delete everything after "(4)"

Page 4, line 18, delete everything before "that"

Page 8, line 31, delete everything after "persons" and insert a period

Page 8, line 32, delete everything before "The"

Page 9, line 5, delete "and"

Page 9, line 8, delete the period and insert "; and"

Page 9, after line 8, insert:

"(3) enrolls in a silver level qualified health plan through MNsure."

Page 9, line 19, delete "plan" and insert "carrier of"

Page 12, line 17, delete everything after "provided"

Page 12, line 18, delete everything before "section" and insert "under"

Page 13, line 5, delete everything after "to" and insert "public option enrollees as provided in section 256L.29."

Page 13, delete lines 6 to 10

Page 13, line 15, strike everything after the period

Page 13, strike line 16

Page 14, line 24, after the period, insert "Families and"

Page 16, line 11, before "Medicare" insert "fee-for-service"

Page 16, line 21, delete "service delivery"

Page 16, line 22, delete "under sections 256L.12 and 256L.121;"

Page 17, line 10, after "individuals" insert ", including but not limited to: (i) children under age 21; (ii) pregnant women; and (iii) American Indians as defined in Code of Federal Regulations, title 42, section 600.5, who have incomes greater than or equal to 300 percent of the federal poverty guidelines"

Page 18, after line 27, insert:

"(b) "Commissioner" means the commissioner of revenue."

Page 18, line 28, delete "(b)" and insert "(c)"

Page 19, line 2, delete "(c)" and insert "(d)" and before "section" insert "Minnesota Statutes,"

Page 19, line 3, delete "(d)" and insert "(e)"

Page 19, line 4, delete "(e)" and insert "(f)" and before "section" insert "Minnesota Statutes,"

Page 19, line 7, delete "this chapter" and insert "Minnesota Statutes, chapter 290," and delete "annual"

Page 19, line 8, delete "premium" and insert "premiums paid"

Page 19, lines 10 and 17, before "section" insert "Minnesota Statutes,"

Page 19, line 13, delete "this chapter" and insert "Minnesota Statutes, chapter 290"

Page 21, line 4, delete "through" and insert "until January 1, 2027."

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

S.F. No. 3134: A bill for an act relating to health; permitting the conversion of human remains to basic elements using natural organic reduction; establishing licensure requirements for natural organic reduction facilities; establishing licensure fees; amending Minnesota Statutes 2022, sections 149A.01, subdivision 3; 149A.02, subdivisions 3, 16, 26a, 27, 35, 37c, by adding subdivisions; 149A.03; 149A.65, by adding a subdivision; 149A.70, subdivisions 1, 2, 3, 5; 149A.71, subdivisions 2, 4; 149A.72, subdivisions 3, 9; 149A.73, subdivision 1; 149A.74, subdivision 1; 149A.93, subdivision 3; 149A.94, subdivisions 1, 3, 4; proposing coding for new law in Minnesota Statutes, chapter 149A.

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

Pages 1 to 3, delete sections 1 to 5 and insert:

"Section 1. Minnesota Statutes 2022, section 149A.02, subdivision 3, is amended to read:

Subd. 3. **Arrangements for disposition.** "Arrangements for disposition" means any action normally taken by a funeral provider in anticipation of or preparation for the entombment, burial in a cemetery, alkaline hydrolysis, ~~or~~ cremation, or, effective July 1, 2025, natural organic reduction of a dead human body.

Sec. 2. Minnesota Statutes 2022, section 149A.02, subdivision 16, is amended to read:

Subd. 16. **Final disposition.** "Final disposition" means the acts leading to and the entombment, burial in a cemetery, alkaline hydrolysis, ~~or~~ cremation, or, effective July 1, 2025, natural organic reduction of a dead human body.

Sec. 3. Minnesota Statutes 2022, section 149A.02, subdivision 26a, is amended to read:

Subd. 26a. **Inurnment.** "Inurnment" means placing hydrolyzed or cremated remains in a hydrolyzed or cremated remains container suitable for placement, burial, or shipment. Effective July 1, 2025, inurnment also includes placing naturally reduced remains in a naturally reduced remains container suitable for placement, burial, or shipment.

Sec. 4. Minnesota Statutes 2022, section 149A.02, subdivision 27, is amended to read:

Subd. 27. **Licensee.** "Licensee" means any person or entity that has been issued a license to practice mortuary science, to operate a funeral establishment, to operate an alkaline hydrolysis facility, ~~or~~ to operate a crematory, or, effective July 1, 2025, to operate a natural organic reduction facility by the Minnesota commissioner of health."

Page 3, lines 18, 23, and 27, after the period, insert "This subdivision is effective July 1, 2025."

Page 4, lines 5 and 9, after the period, insert "This subdivision is effective July 1, 2025."

Page 4, delete sections 11 and 12 and insert:

"Sec. 10. Minnesota Statutes 2022, section 149A.02, subdivision 35, is amended to read:

Subd. 35. **Processing.** "Processing" means the removal of foreign objects, drying or cooling, and the reduction of the hydrolyzed ~~or~~ remains, cremated remains, or, effective July 1, 2025, naturally reduced remains by mechanical means including, but not limited to, grinding, crushing, or pulverizing, to a granulated appearance appropriate for final disposition.

Sec. 11. Minnesota Statutes 2022, section 149A.02, subdivision 37c, is amended to read:

Subd. 37c. **Scattering.** "Scattering" means the authorized dispersal of hydrolyzed ~~or~~ remains, cremated remains, or, effective July 1, 2025, naturally reduced remains in a defined area of a dedicated cemetery or in areas where no local prohibition exists provided that the hydrolyzed ~~or~~ cremated, or naturally reduced remains are not distinguishable to the public, are not in a container, and that the person who has control over disposition of the hydrolyzed ~~or~~ cremated, or naturally reduced remains has obtained written permission of the property owner or governing agency to scatter on the property."

Page 5, line 4, after "(vi)" insert "effective July 1, 2025,"

Page 5, line 27, before "Except" insert "This section is effective July 1, 2025."

Page 7, line 21, before "All" insert "This section is effective July 1, 2025."

Page 9, line 6, before "The" insert "This subdivision is effective July 1, 2025."

Page 9, line 21, after the period, insert "Effective July 1, 2025,"

Page 9, delete section 18 and insert:

"Sec. 17. Minnesota Statutes 2022, section 149A.70, subdivision 2, is amended to read:

Subd. 2. **Business location.** A funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or, effective July 1, 2025, natural organic reduction facility shall not do business in a location that is not licensed as a funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or natural organic reduction facility and shall not advertise a service that is available from an unlicensed location."

Page 10, delete section 19 and insert:

"Sec. 18. Minnesota Statutes 2022, section 149A.70, subdivision 3, is amended to read:

Subd. 3. **Advertising.** No licensee, clinical student, practicum student, or intern shall publish or disseminate false, misleading, or deceptive advertising. False, misleading, or deceptive advertising includes, but is not limited to:

(1) identifying, by using the names or pictures of, persons who are not licensed to practice mortuary science in a way that leads the public to believe that those persons will provide mortuary science services;

(2) using any name other than the names under which the funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or, effective July 1, 2025, natural organic reduction facility is known to or licensed by the commissioner;

(3) using a surname not directly, actively, or presently associated with a licensed funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or, effective July 1, 2025, natural organic reduction facility, unless the surname had been previously and continuously used by the licensed funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or natural organic reduction facility; and

(4) using a founding or establishing date or total years of service not directly or continuously related to a name under which the funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or, effective July 1, 2025, natural organic reduction facility is currently or was previously licensed.

Any advertising or other printed material that contains the names or pictures of persons affiliated with a funeral establishment, alkaline hydrolysis facility, ~~or~~ crematory, or, effective July 1, 2025, natural organic reduction facility shall state the position held by the persons and shall identify each person who is licensed or unlicensed under this chapter."

Page 10, delete section 20 and insert:

"Sec. 19. Minnesota Statutes 2022, section 149A.70, subdivision 5, is amended to read:

Subd. 5. **Reimbursement prohibited.** No licensee, clinical student, practicum student, or intern shall offer, solicit, or accept a commission, fee, bonus, rebate, or other reimbursement in consideration for recommending or causing a dead human body to be disposed of by a specific body donation program, funeral establishment, alkaline hydrolysis facility, crematory, mausoleum, ~~or~~ cemetery, or, effective July 1, 2025, natural organic reduction facility."

Page 10, line 32, after the period, insert "This subdivision applies to natural organic reduction and naturally reduced remains goods and services effective July 1, 2025."

Page 12, line 24, after "hydrolysis" insert "facility"

Page 12, line 25, after "reduction" insert "facility"

Page 15, delete section 22 and insert:

"Sec. 21. Minnesota Statutes 2022, section 149A.71, subdivision 4, is amended to read:

Subd. 4. **Casket, alternate container, alkaline hydrolysis container, naturally reduced remains container, and cremation container sales; records; required disclosures.** Any funeral provider who sells or offers to sell a casket, alternate container, alkaline hydrolysis container, hydrolyzed remains container, cremation container, ~~or~~ cremated remains container, or, effective July 1, 2025, naturally reduced remains container to the public must maintain a record of each sale that includes the name of the purchaser, the purchaser's mailing address, the name of the decedent, the date of the decedent's death, and the place of death. These records shall be open to inspection by the regulatory agency. Any funeral provider selling a casket, alternate container, or cremation container to the public, and not having charge of the final disposition of the dead human body, shall provide a copy of the statutes and rules controlling the removal, preparation, transportation, arrangements for disposition, and final disposition of a dead human body. This subdivision does not apply to morticians, funeral directors, funeral establishments, crematories, or wholesale distributors of caskets, alternate containers, alkaline hydrolysis containers, or cremation containers."

Page 16, delete sections 23 to 26 and insert:

"Sec. 22. Minnesota Statutes 2022, section 149A.72, subdivision 3, is amended to read:

Subd. 3. **Casket for alkaline hydrolysis, natural organic reduction, or cremation provisions; deceptive acts or practices.** In selling or offering to sell funeral goods or funeral services to the public, it is a deceptive act or practice for a funeral provider to represent that a casket is required for alkaline hydrolysis ~~or~~, cremations, or, effective July 1, 2025, natural organic reduction by state or local law or otherwise.

Sec. 23. Minnesota Statutes 2022, section 149A.72, subdivision 9, is amended to read:

Subd. 9. **Deceptive acts or practices.** In selling or offering to sell funeral goods, funeral services, burial site goods, or burial site services to the public, it is a deceptive act or practice for a funeral provider to represent that federal, state, or local laws, or particular cemeteries, alkaline hydrolysis facilities, ~~or~~ crematories, or, effective July 1, 2025, natural organic reduction facilities require the purchase of any funeral goods, funeral services, burial site goods, or burial site services when that is not the case.

Sec. 24. Minnesota Statutes 2022, section 149A.73, subdivision 1, is amended to read:

Subdivision 1. **Casket for alkaline hydrolysis, natural organic reduction, or cremation provisions; deceptive acts or practices.** In selling or offering to sell funeral goods, funeral services, burial site goods, or burial site services to the public, it is a deceptive act or practice for a funeral

provider to require that a casket be purchased for alkaline hydrolysis ~~or~~, cremation, or, effective July 1, 2025, natural organic reduction.

Sec. 25. Minnesota Statutes 2022, section 149A.74, subdivision 1, is amended to read:

Subdivision 1. **Services provided without prior approval; deceptive acts or practices.** In selling or offering to sell funeral goods or funeral services to the public, it is a deceptive act or practice for any funeral provider to embalm a dead human body unless state or local law or regulation requires embalming in the particular circumstances regardless of any funeral choice which might be made, or prior approval for embalming has been obtained from an individual legally authorized to make such a decision. In seeking approval to embalm, the funeral provider must disclose that embalming is not required by law except in certain circumstances; that a fee will be charged if a funeral is selected which requires embalming, such as a funeral with viewing; and that no embalming fee will be charged if the family selects a service which does not require embalming, such as direct alkaline hydrolysis, direct cremation, ~~or immediate burial,~~ or, effective July 1, 2025, natural organic reduction."

Page 17, delete sections 27 to 29 and insert:

"Sec. 26. Minnesota Statutes 2022, section 149A.93, subdivision 3, is amended to read:

Subd. 3. **Disposition permit.** A disposition permit is required before a body can be buried, entombed, alkaline hydrolyzed, ~~or cremated,~~ or, effective July 1, 2025, naturally reduced. No disposition permit shall be issued until a fact of death record has been completed and filed with the state registrar of vital records.

Sec. 27. Minnesota Statutes 2022, section 149A.94, subdivision 1, is amended to read:

Subdivision 1. **Generally.** Every dead human body lying within the state, except unclaimed bodies delivered for dissection by the medical examiner, those delivered for anatomical study pursuant to section 149A.81, subdivision 2, or lawfully carried through the state for the purpose of disposition elsewhere; and the remains of any dead human body after dissection or anatomical study, shall be decently buried or entombed in a public or private cemetery, alkaline hydrolyzed, ~~or cremated,~~ or, effective July 1, 2025, naturally reduced within a reasonable time after death. Where final disposition of a body will not be accomplished, or, effective July 1, 2025, when natural organic reduction will not be initiated, within 72 hours following death or release of the body by a competent authority with jurisdiction over the body, the body must be properly embalmed, refrigerated, or packed with dry ice. A body may not be kept in refrigeration for a period exceeding six calendar days, or packed in dry ice for a period that exceeds four calendar days, from the time of death or release of the body from the coroner or medical examiner.

Sec. 28. Minnesota Statutes 2022, section 149A.94, subdivision 3, is amended to read:

Subd. 3. **Permit required.** No dead human body shall be buried, entombed, ~~or cremated,~~ alkaline hydrolyzed, or, effective July 1, 2025, naturally reduced without a disposition permit. The disposition permit must be filed with the person in charge of the place of final disposition. Where a dead human body will be transported out of this state for final disposition, the body must be accompanied by a certificate of removal."

Page 18, delete section 30 and insert:

"Sec. 29. Minnesota Statutes 2022, section 149A.94, subdivision 4, is amended to read:

Subd. 4. **Alkaline hydrolysis ~~or~~, cremation, or natural organic reduction.** Inurnment of alkaline hydrolyzed ~~or~~ remains, cremated remains, or, effective July 1, 2025, naturally reduced remains and release to an appropriate party is considered final disposition and no further permits or authorizations are required for transportation, interment, entombment, or placement of the ~~cremated~~ remains, except as provided in section 149A.95, subdivision 16."

Page 18, line 9, before "A" insert "This section is effective July 1, 2025."

Page 19, delete subdivision 6 and insert:

"Subd. 6. **Limitation of liability.** The limitations in section 149A.95, subdivision 5, apply to natural organic reduction facilities."

Page 21, line 18, delete "section" and insert "subdivision"

Page 22, delete subdivision 16 and insert:

"Subd. 16. **Natural organic reduction procedures; processing naturally reduced remains.** The naturally reduced remains shall be cured appropriately, larger fragments having been prepared before curing to accommodate the final reduction. This preparation may include the use of a motorized mechanical processor."

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.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

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

S.F. No. 4995: A bill for an act relating to education finance; establishing school district seasonal tax base replacement aid; amending Minnesota Statutes 2022, section 126C.17, by adding a subdivision.

Referred to the Committee on Education Finance.

Senators Bahr and Drazkowski introduced--

S.F. No. 4996: A bill for an act relating to elections; clarifying employment status of election judges; amending Minnesota Statutes 2022, section 204B.19, by adding a subdivision.

Referred to the Committee on Elections.

Senator Gustafson introduced--

S.F. No. 4997: A bill for an act relating to education; modifying general education revenue to include safe schools aid for charter schools; amending Minnesota Statutes 2022, section 124E.20, subdivision 1.

Referred to the Committee on Education Finance.

Senator Port introduced--

S.F. No. 4998: A bill for an act relating to housing; establishing a housing infrastructure grant program; appropriating money.

Referred to the Committee on Housing and Homelessness Prevention.

Senator Champion introduced--

S.F. No. 4999: A bill for an act relating to housing; modifying an appropriation for the housing infrastructure program for a grant for the Northrup King Building campus; amending Laws 2023, chapter 37, article 1, section 2, subdivision 17.

Referred to the Committee on Housing and Homelessness Prevention.

Senator Champion introduced--

S.F. No. 5000: A bill for an act relating to capital investment; appropriating money for capital improvements to the Northrup King Building.

Referred to the Committee on Capital Investment.

Senator Mann introduced--

S.F. No. 5001: A bill for an act relating to taxation; tax increment financing; providing five-year rule extensions and duration extensions for tax increment financing districts in the city of Edina.

Referred to the Committee on Taxes.

Senator Johnson introduced--

S.F. No. 5002: A bill for an act relating to capital investment; appropriating money for capital improvements for the West Central Regional Water System.

Referred to the Committee on Capital Investment.

Senators Hawj and Pha introduced--

S.F. No. 5003: A bill for an act relating to legacy; appropriating money to develop cultural studies materials for underrepresented groups.

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

Senator Cwodzinski introduced--

S.F. No. 5004: A bill for an act relating to state government; modifying a previous appropriation; amending Laws 2023, chapter 62, article 1, section 11, subdivision 4.

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

Senator Putnam introduced--

S.F. No. 5005: A bill for an act relating to education finance; authorizing a grant to the St. Cloud School District for construction of an emergency medical services education facility; amending Laws 2023, chapter 55, article 1, section 36, subdivision 13.

Referred to the Committee on Education Finance.

Senator Putnam introduced--

S.F. No. 5006: A bill for an act relating to lawful gambling; authorizing certain organizations to use gross profits from lawful gambling for repair, maintenance, or improvement of real property or capital assets; amending Minnesota Statutes 2023 Supplement, section 349.12, subdivision 25.

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

Senator Morrison introduced--

S.F. No. 5007: A bill for an act relating to human services; implementing the PACE program; proposing coding for new law in Minnesota Statutes, chapter 256B.

Referred to the Committee on Human Services.

Senator Morrison introduced--

S.F. No. 5008: A bill for an act relating to health; appropriating money for grants for lead risk assessments.

Referred to the Committee on Health and Human Services.

Senators Wesenberg and Eichorn introduced--

S.F. No. 5009: A bill for an act relating to natural resources; modifying farmed Cervidae fencing requirements; amending Minnesota Statutes 2023 Supplement, section 35.155, subdivision 4.

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

Senator Gustafson introduced--

S.F. No. 5010: A bill for an act relating to corrections; redistributing reallocation of earned incentive release savings funds; amending Minnesota Statutes 2023 Supplement, section 244.50, subdivision 4.

Referred to the Committee on Judiciary and Public Safety.

Senator Champion introduced--

S.F. No. 5011: A bill for an act relating to capital investment; appropriating money for North Commons Park in the city of Minneapolis; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Cwudzinski introduced--

S.F. No. 5012: A bill for an act relating to state government; making changes to electronic database of notaries; amending Minnesota Statutes 2022, sections 358.645, subdivision 2; 358.71; 359.01, subdivision 5; 359.03, subdivision 3.

Referred to the Committee on Judiciary and Public Safety.

Senators Eichorn, Farnsworth, Green, and Mathews introduced--

S.F. No. 5013: A bill for an act relating to game and fish; requiring statewide wolf population survey; amending Minnesota Statutes 2022, section 97B.646.

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

Senators Eichorn, Green, and Wesenberg introduced--

S.F. No. 5014: A bill for an act relating to game and fish; reducing fishing license fees for persons 65 years of age and older; transferring money; amending Minnesota Statutes 2022, sections 97A.055, subdivision 2, by adding a subdivision; 97A.475, subdivision 6.

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

Senators Farnsworth and Eichorn introduced--

S.F. No. 5015: A bill for an act relating to education finance; appropriating money to Independent School District No. 318, Grand Rapids, for American Indian mascot removal and replacement costs.

Referred to the Committee on Education Finance.

Senator Johnson introduced--

S.F. No. 5016: A bill for an act relating to local government; prohibiting regulation of transportation network companies by political subdivisions; proposing coding for new law in Minnesota Statutes, chapter 471.

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

Senators Kreun, Housley, Howe, and Lucero introduced--

S.F. No. 5017: A bill for an act relating to public safety; requiring offenders convicted of crimes of violence to provide proof of transfer of firearms; providing for compliance hearings; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Judiciary and Public Safety.

Senator Carlson introduced--

S.F. No. 5018: A bill for an act relating to state government; repealing employee gainsharing report; repealing Minnesota Statutes 2022, section 16A.90, subdivision 2.

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

Senator Carlson introduced--

S.F. No. 5019: A bill for an act relating to state government; making changes to employee compensation plans; amending Minnesota Statutes 2022, sections 43A.05, subdivision 3; 43A.18, subdivisions 2, 3, 9; Minnesota Statutes 2023 Supplement, section 3.855, subdivisions 2, 3, 6; repealing Minnesota Statutes 2023 Supplement, section 3.855, subdivision 5.

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

Senator Carlson introduced--

S.F. No. 5020: A bill for an act relating to state government; updating state personnel management provisions; amending Minnesota Statutes 2022, sections 43A.01, subdivision 3; 43A.02, subdivision 14; 43A.04, subdivision 1; 43A.05, subdivisions 3, 5; 43A.07, subdivision 2; 43A.08, subdivision 4; 43A.10, subdivision 2c; 43A.11, subdivisions 7, 9; 43A.121; 43A.15, subdivisions 2, 3, 4, 7, 12; 43A.17, subdivisions 3, 5; 43A.18, subdivisions 2, 3, 9; 43A.181, subdivision 1; 43A.1815; 43A.23, subdivisions 1, 2; 43A.24, subdivisions 1a, 2; 43A.27, subdivisions 2, 4; 43A.346, subdivisions 2, 6; Minnesota Statutes 2023 Supplement, sections 43A.01, subdivision 2; 43A.04, subdivision 4; 43A.08, subdivision 1a; 43A.15, subdivision 14; 43A.19, subdivision 1; repealing Minnesota Statutes 2022, sections 43A.05, subdivision 6; 43A.315; 43A.317, subdivisions 1, 2, 3, 5, 6, 7, 8, 9, 10, 12; 43A.318, subdivisions 1, 2, 4, 5.

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

Senator Carlson introduced--

S.F. No. 5021: A bill for an act relating to capital investment; appropriating money for water infrastructure in the city of Mendota; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Hawj and Champion introduced--

S.F. No. 5022: A bill for an act relating to legacy; appropriating money to PROCEED, Inc. for arts and cultural work with youth.

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

Senator Seeberger introduced--

S.F. No. 5023: A bill for an act relating to capital investment; appropriating money for a grant to Belwin Conservancy.

Referred to the Committee on Capital Investment.

Senator Seeberger introduced--

S.F. No. 5024: A bill for an act relating to education; allowing for seclusion to be used; amending Minnesota Statutes 2023 Supplement, section 125A.0942, subdivision 3.

Referred to the Committee on Education Policy.

Senators Rarick, Lucero, Kreun, Farnsworth, and Coleman introduced--

S.F. No. 5025: A bill for an act relating to education; authorizing certain fund transfers for fiscal years 2025, 2026, and 2027; allowing a school board to not comply with certain laws or rules.

Referred to the Committee on Education Policy.

Senator Rarick introduced--

S.F. No. 5026: A bill for an act relating to public safety; requiring data collection and analysis of the state's predatory offender system; requiring a report; amending Minnesota Statutes 2022, sections 13.82, by adding a subdivision; 243.166, subdivisions 6, 7, by adding a subdivision; 244.09, by adding a subdivision; 260B.198, subdivision 7; Minnesota Statutes 2023 Supplement, section 243.166, subdivision 1b.

Referred to the Committee on Judiciary and Public Safety.

Senators Coleman, Duckworth, Housley, Abeler, and Eichorn introduced--

S.F. No. 5027: A bill for an act relating to education; providing for notice of certain school incidents; proposing coding for new law in Minnesota Statutes, chapter 121A.

Referred to the Committee on Education Policy.

Senator Limmer introduced--

S.F. No. 5028: A bill for an act relating to public safety; requiring county attorneys to disclose certain information regarding expert witnesses to peace officers in an officer-involved death incident; proposing coding for new law in Minnesota Statutes, chapter 388.

Referred to the Committee on Judiciary and Public Safety.

Senators Anderson, Dahms, Putnam, Howe, and Lucero introduced--

S.F. No. 5029: A bill for an act relating to taxation; property; increasing the shareholder limit for entity-owned agricultural homestead property; amending Minnesota Statutes 2022, section 273.124, subdivision 8.

Referred to the Committee on Taxes.

Senator Pratt introduced--

S.F. No. 5030: A bill for an act relating to workforce development; requiring annual reports on grantee performance by the commissioner of employment and economic development; proposing coding for new law in Minnesota Statutes, chapter 116L.

Referred to the Committee on Jobs and Economic Development.

Senator Rasmusson introduced--

S.F. No. 5031: A bill for an act relating to financial institutions; modifying provisions governing money transmitters; amending Minnesota Statutes 2023 Supplement, sections 53B.28, subdivisions 18, 25; 53B.29; repealing Minnesota Statutes 2023 Supplement, section 53B.58.

Referred to the Committee on Commerce and Consumer Protection.

Senators Dibble and Mann introduced--

S.F. No. 5032: A bill for an act relating to human services; requiring a pregnant and parenting homeless youth study; requiring a report; appropriating money.

Referred to the Committee on Health and Human Services.

Senator Green introduced--

S.F. No. 5033: A bill for an act relating to energy; exempting cooperative electric associations from clean and renewable energy standards; amending Minnesota Statutes 2022, section 216B.1691, by adding a subdivision; Minnesota Statutes 2023 Supplement, section 216B.1691, subdivision 1.

Referred to the Committee on Energy, Utilities, Environment, and Climate.

Senator Koran introduced--

S.F. No. 5034: A bill for an act relating to local government; modifying orderly annexation and detachment provisions; amending Minnesota Statutes 2022, sections 414.031, by adding a subdivision; 414.0325, subdivisions 1, 1b, 6; 414.033, subdivision 2, by adding a subdivision; 414.036; 414.038; 414.06, subdivisions 1, 2, 3, 7; 572A.03, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 414; repealing Minnesota Statutes 2022, section 414.033, subdivision 3.

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

Senator Mohamed introduced--

S.F. No. 5035: A bill for an act relating to data practices; modifying certain provisions classifying and regulating the use and sharing of mental health data when responding to a mental health emergency; amending Minnesota Statutes 2022, sections 13.46, subdivision 1; 13.82, subdivision 16, by adding a subdivision; 144.294, subdivision 2; 245.469, as amended; 403.10, subdivision 2; Minnesota Statutes 2023 Supplement, section 13.46, subdivisions 2, 7.

Referred to the Committee on Judiciary and Public Safety.

Senator Mohamed introduced--

S.F. No. 5036: A bill for an act relating to economic development; appropriating money for a grant to the Metro Youth Diversion Program.

Referred to the Committee on Jobs and Economic Development.

Senator Mohamed introduced--

S.F. No. 5037: A bill for an act relating to housing; appropriating money for a grant to Somali Community Resettlement Services for a development project in the city of Minneapolis.

Referred to the Committee on Housing and Homelessness Prevention.

Senator Mohamed introduced--

S.F. No. 5038: A bill for an act relating to education; establishing Workplace Readiness Week; proposing coding for new law in Minnesota Statutes, chapter 124D.

Referred to the Committee on Education Policy.

Senator Mohamed introduced--

S.F. No. 5039: A bill for an act relating to education; requiring mental health instruction starting in the 2026-2027 school year; amending Minnesota Statutes 2022, section 120B.21.

Referred to the Committee on Education Policy.

Senator Mohamed introduced--

S.F. No. 5040: A bill for an act relating to workforce development; appropriating money for a grant to African Immigrants Community Services.

Referred to the Committee on Jobs and Economic Development.

Senator Mohamed introduced--

S.F. No. 5041: A bill for an act relating to taxation; property; establishing a property tax exemption for certain property owned by an Indian Tribe; amending Minnesota Statutes 2022, section 272.02, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Mohamed introduced--

S.F. No. 5042: A bill for an act relating to behavioral health; temporarily allowing licensed graduate social workers to engage in clinical practice without supervision if providing crisis response services and to provide treatment supervision to individuals on crisis teams; amending Minnesota Statutes 2022, sections 148E.050, subdivision 3; 245I.04, subdivision 7; 256B.0624, subdivision 9.

Referred to the Committee on Health and Human Services.

Senator Mohamed introduced--

S.F. No. 5043: A bill for an act relating to public safety; modifying 911 mental health services; providing for civil liability; amending Minnesota Statutes 2022, section 403.03, subdivision 1, by adding subdivisions.

Referred to the Committee on Judiciary and Public Safety.

Senators Dahms and Klein introduced--

S.F. No. 5044: A bill for an act relating to commerce; allowing continuing education credit for participation in a professional insurance association; amending Minnesota Statutes 2022, section 60K.56, by adding a subdivision.

Referred to the Committee on Commerce and Consumer Protection.

Senators Dibble and Boldon introduced--

S.F. No. 5045: A bill for an act relating to human services; appropriating money to YMCA of the North for homelessness services.

Referred to the Committee on Health and Human Services.

Senator Hoffman introduced--

S.F. No. 5046: A bill for an act relating to capital investment; appropriating money for a pedestrian overpass in the city of Ramsey over Highway 10 and Highway 169; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Hoffman introduced--

S.F. No. 5047: A bill for an act relating to arts and cultural heritage; appropriating money for the Twin Cities Jazz Festival.

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

Senator Hauschild introduced--

S.F. No. 5048: A bill for an act relating to natural resources; facilitating carbon sequestration and oil and gas exploration and production leases on state-owned land; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2022, sections 92.50, subdivision 1; 93.25, subdivisions 1, 2; proposing coding for new law in Minnesota Statutes, chapters 92; 93.

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

Senator Putnam introduced--

S.F. No. 5049: A bill for an act relating to agriculture; defining limited-resource farmer; modifying reporting requirements for farm down payment assistance grants; modifying eligibility and priority for a beginning farmer tax credit and certain grants; modifying the definition of social equity applicants for purposes of cannabis licensing; amending Minnesota Statutes 2022, section 17.133, subdivision 1; Minnesota Statutes 2023 Supplement, sections 17.055, subdivision 3; 17.133, subdivision 3; 41B.0391, subdivisions 1, 2, 4, 6; 342.17; Laws 2023, chapter 43, article 1, section 2, subdivision 5.

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

Senators Pratt, Hawj, and Housley introduced--

S.F. No. 5050: A bill for an act relating to liquor; amending a temporary license in the city of St. Paul; amending Laws 2022, chapter 86, article 2, section 3.

Referred to the Committee on Commerce and Consumer Protection.

Senator Gustafson introduced--

S.F. No. 5051: A bill for an act relating to education; requiring a plant-based school lunch option; amending Minnesota Statutes 2023 Supplement, section 124D.111, by adding a subdivision.

Referred to the Committee on Education Policy.

Senator Westrom introduced--

S.F. No. 5052: A bill for an act relating to education finance; appropriating money to Independent School District No. 777, Benson, for American Indian mascot removal and replacement costs.

Referred to the Committee on Education Finance.

Senator Westrom introduced--

S.F. No. 5053: A bill for an act relating to natural resources; appropriating money for aggregate resource inventory.

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

Senator Nelson introduced--

S.F. No. 5054: A bill for an act relating to commerce; modifying the limitations for cannabis advertisements; amending Minnesota Statutes 2023 Supplement, section 342.64, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

Senator Nelson introduced--

S.F. No. 5055: A bill for an act relating to taxation; property; establishing a credit for certain acres certified under the Minnesota agricultural water quality certification program; appropriating money; amending Minnesota Statutes 2022, sections 273.1393; 276.04, subdivision 2; Minnesota Statutes 2023 Supplement, sections 273.1392; 275.065, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 273.

Referred to the Committee on Taxes.

Senator Housley introduced--

S.F. No. 5056: A bill for an act relating to capital investment; appropriating money for trail lighting in Cottage Grove Ravine Regional Park.

Referred to the Committee on Capital Investment.

Senator Housley introduced--

S.F. No. 5057: A bill for an act relating to child support; adding independent contractors and payors to the centralized work reporting system; requiring payors to report independent contractors to the centralized work reporting system; amending Minnesota Statutes 2022, section 256.998, subdivisions 1, 2, 3, 4, 6, 9.

Referred to the Committee on Judiciary and Public Safety.

Senators Eichorn and Housley introduced--

S.F. No. 5058: A bill for an act relating to drivers' licenses; expanding same-day issuance of noncompliant drivers' licenses, instruction permits, and identification cards; instituting requirements for licenses and identification cards issued the same day; specifying locations where same-day drivers' licenses will be offered; requiring a report; appropriating money.

Referred to the Committee on Transportation.

Senator Limmer introduced--

S.F. No. 5059: A bill for an act relating to public safety; authorizing city attorneys to file delinquency petitions for certain offenses committed by a juvenile when a county attorney declines to file a petition; authorizing city attorneys to prosecute certain felony and gross misdemeanor offenses when a county attorney declines to prosecute; authorizing city attorneys to issue administrative subpoenas in certain cases; making conforming changes; amending Minnesota Statutes 2022, sections 260B.007, subdivision 16; 260B.141, subdivision 2; 260B.163, subdivision 5; 260B.171, subdivision 4; 260B.335, subdivisions 2, 4; 260B.425, subdivision 2; 388.051, subdivision 2; 388.23, subdivision 1; 390.251; 484.87, subdivision 3.

Referred to the Committee on Judiciary and Public Safety.

Senators Marty and McEwen introduced--

S.F. No. 5060: A bill for an act relating to energy; prohibiting issuance of routing permits for pipelines that carry carbon dioxide; amending Minnesota Statutes 2022, section 216G.02, by adding a subdivision.

Referred to the Committee on Energy, Utilities, Environment, and Climate.

Senator Cwodzinski introduced--

S.F. No. 5061: A bill for an act relating to taxation; tax increment financing; providing special tax increment financing authority to the city of Minnetonka.

Referred to the Committee on Taxes.

Senator Rasmusson introduced--

S.F. No. 5062: A bill for an act relating to retirement; Public Employees Retirement Association, statewide volunteer firefighter plan; adding a defined contribution plan; reducing the frequency of determining funding requirements for fire department accounts in the lump-sum division from annually to biennially; clarifying that firefighters with previous service in other fire departments may request service credit for vesting purposes; making other technical and administrative changes; amending Minnesota Statutes 2022, sections 352.1155, subdivision 3; 353G.01, subdivisions 9, 9a, 11, by adding subdivisions; 353G.05, as amended; 353G.08, subdivision 2; Minnesota Statutes 2023 Supplement, sections 353G.01, subdivisions 7b, 8b, 12, 12a, 14a, 15; 353G.02, subdivisions 1, 3, 4; 353G.03, subdivision 3; 353G.07; 353G.08, subdivision 1; 353G.09, subdivisions 1, 1a; 353G.10;

353G.11, subdivision 2, by adding a subdivision; 353G.115; 353G.12, subdivision 2, by adding a subdivision; 353G.14; proposing coding for new law in Minnesota Statutes, chapter 353G; repealing Minnesota Statutes 2022, section 353G.01, subdivision 10; Minnesota Statutes 2023 Supplement, sections 353G.01, subdivisions 7a, 8a; 353G.02, subdivision 6; 353G.08, subdivision 3; 353G.11, subdivisions 1, 1a, 3, 4; 353G.112; 353G.121.

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

Senator Champion introduced--

S.F. No. 5063: A bill for an act relating to economic development; appropriating money for a grant to the Power of People Leadership Institute.

Referred to the Committee on Jobs and Economic Development.

Senator Pha introduced--

S.F. No. 5064: A bill for an act relating to real property; prohibiting common interest communities from charging fees for estoppel letters or certificates; amending Minnesota Statutes 2022, section 513.73, subdivision 3; proposing coding for new law in Minnesota Statutes, chapter 515B.

Referred to the Committee on Judiciary and Public Safety.

Senator Pha introduced--

S.F. No. 5065: A bill for an act relating to arts and cultural heritage; appropriating money to celebrate 50 years of Hmong and Southeast Asian communities in Minnesota.

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

Senators Port and Coleman introduced--

S.F. No. 5066: A bill for an act relating to workforce development; appropriating money for a grant to WomenVenture.

Referred to the Committee on Jobs and Economic Development.

Senator Kunesh introduced--

S.F. No. 5067: A bill for an act relating to education finance; prohibiting a school district from using a collections agency to collect unpaid school meals debt; canceling student unpaid school meals debt; amending Minnesota Statutes 2023 Supplement, section 124D.111, subdivision 1, by adding a subdivision.

Referred to the Committee on Education Finance.

Senator Mitchell introduced--

S.F. No. 5068: A bill for an act relating to state government; changing the required date for a certain report; amending Minnesota Statutes 2022, section 16D.09, subdivision 1.

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

Senator Pha introduced--

S.F. No. 5069: A bill for an act relating to local government; requiring a copy of the landlord-tenant guide at issuance or renewal of rental license; proposing coding for new law in Minnesota Statutes, chapter 471.

Referred to the Committee on Judiciary and Public Safety.

Senators Pha and Hawj introduced--

S.F. No. 5070: A bill for an act relating to commerce; adding youths to the Cannabis Advisory Council; amending Minnesota Statutes 2023 Supplement, section 342.03, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

Senator Pha introduced--

S.F. No. 5071: A bill for an act relating to commerce; creating a homeowner's association database; proposing coding for new law in Minnesota Statutes, chapter 45.

Referred to the Committee on Commerce and Consumer Protection.

Senator Hoffman introduced--

S.F. No. 5072: A bill for an act relating to capital investment; appropriating money for a regional fire training facility in the city of Dayton; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Westlin introduced--

S.F. No. 5073: A bill for an act relating to retirement; Public Employees Retirement Association; public employees defined contribution plan; modifying requirements for electing to participate in the plan; amending Minnesota Statutes 2022, sections 353.028, subdivisions 1, 2, 3; 353D.02, as amended; Minnesota Statutes 2023 Supplement, section 353D.01, subdivision 2; repealing Minnesota Statutes 2022, sections 353.028, subdivisions 4, 5; 353D.071.

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

Senator Dahms introduced--

S.F. No. 5074: A bill for an act relating to education finance; appropriating money to Independent School District No. 84, Sleepy Eye, for American Indian mascot removal and replacement costs.

Referred to the Committee on Education Finance.

Senators Abeler and Howe introduced--

S.F. No. 5075: A bill for an act relating to education finance; appropriating money for a grant to HuddLUp to improve emotional wellness in teachers and students; requiring a report.

Referred to the Committee on Education Finance.

Senator Howe introduced--

S.F. No. 5076: A bill for an act relating to taxation; lawful gambling; allocating a portion of the proceeds of the combined net receipts tax; amending Minnesota Statutes 2022, section 297E.02, subdivision 3.

Referred to the Committee on Taxes.

Senator Howe introduced--

S.F. No. 5077: A bill for an act relating to law enforcement; prohibiting immigration law enforcement noncooperation ordinances and policies; providing for use of immigration-related data; proposing coding for new law in Minnesota Statutes, chapters 13; 299A.

Referred to the Committee on Judiciary and Public Safety.

Senator Nelson introduced--

S.F. No. 5078: A bill for an act relating to commerce; adding an expert in clinical pharmacy to the cannabis advisory council; amending Minnesota Statutes 2023 Supplement, section 342.03, subdivision 1.

Referred to the Committee on Commerce and Consumer Protection.

Senator Nelson introduced--

S.F. No. 5079: A bill for an act relating to commerce; modifying cannabis labeling requirements; amending Minnesota Statutes 2023 Supplement, section 342.63, subdivision 6.

Referred to the Committee on Commerce and Consumer Protection.

MOTIONS AND RESOLUTIONS

Senator Draheim moved that the name of Senator Green be added as a co-author to S.F. No. 226. The motion prevailed.

Senator Coleman moved that the name of Senator Duckworth be added as a co-author to S.F. No. 733. The motion prevailed.

Senator Hauschild moved that the names of Senators Putnam and Nelson be added as co-authors to S.F. No. 1289. The motion prevailed.

Senator Coleman moved that the name of Senator Oumou Verbeten be added as a co-author to S.F. No. 2359. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Latz be added as a co-author to S.F. No. 2495. The motion prevailed.

Senator Maye Quade moved that the name of Senator Mann be added as a co-author to S.F. No. 2810. The motion prevailed.

Senator Boldon moved that the names of Senators Mann and Nelson be added as co-authors to S.F. No. 3451. The motion prevailed.

Senator Maye Quade moved that the name of Senator Oumou Verbeten be added as a co-author to S.F. No. 3503. The motion prevailed.

Senator Boldon moved that the name of Senator Mann be added as a co-author to S.F. No. 3552. The motion prevailed.

Senator Xiong moved that the name of Senator Mann be added as a co-author to S.F. No. 3606. The motion prevailed.

Senator Abeler moved that the name of Senator Gustafson be added as a co-author to S.F. No. 3632. The motion prevailed.

Senator Maye Quade moved that the name of Senator Abeler be added as a co-author to S.F. No. 3698. The motion prevailed.

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

Senator Coleman moved that the names of Senators Duckworth and Mann be added as co-authors to S.F. No. 3771. The motion prevailed.

Senator Howe moved that the names of Senators Dornink and Drazkowski be added as co-authors to S.F. No. 3854. The motion prevailed.

Senator Coleman moved that the name of Senator Nelson be added as a co-author to S.F. No. 3874. The motion prevailed.

Senator Hauschild moved that the name of Senator Eichorn be added as a co-author to S.F. No. 4038. The motion prevailed.

Senator Boldon moved that the name of Senator Abeler be added as a co-author to S.F. No. 4064. The motion prevailed.

Senator Mohamed moved that her name be stricken as a co-author to S.F. No. 4096. The motion prevailed.

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

Senator Rasmusson moved that the name of Senator Howe be added as a co-author to S.F. No. 4169. The motion prevailed.

Senator Seeberger moved that the name of Senator Boldon be added as a co-author to S.F. No. 4212. The motion prevailed.

Senator Fateh moved that the name of Senator Pappas be added as a co-author to S.F. No. 4316. The motion prevailed.

Senator Hoffman moved that the name of Senator Kupec be added as a co-author to S.F. No. 4330. The motion prevailed.

Senator Kupec moved that the name of Senator Murphy be added as a co-author to S.F. No. 4340. The motion prevailed.

Senator Oumou Verbeten moved that the name of Senator Kunesh be added as a co-author to S.F. No. 4738. The motion prevailed.

Senator McEwen moved that the name of Senator Maye Quade be added as a co-author to S.F. No. 4744. The motion prevailed.

Senator Jasinski moved that his name be stricken as a co-author to S.F. No. 4812. The motion prevailed.

Senator Dahms moved that the name of Senator Carlson be added as a co-author to S.F. No. 4812. The motion prevailed.

Senator Frentz moved that the name of Senator Draheim be added as a co-author to S.F. No. 4820. The motion prevailed.

Senator Wiklund moved that the name of Senator Abeler be added as a co-author to S.F. No. 4837. The motion prevailed.

Senator Pappas moved that the name of Senator Nelson be added as a co-author to S.F. No. 4845. The motion prevailed.

Senator Duckworth moved that the names of Senators Jasinski and Port be added as co-authors to S.F. No. 4867. The motion prevailed.

Senator Hawj moved that the name of Senator Dibble be added as a co-author to S.F. No. 4897. The motion prevailed.

Senator Mann moved that the name of Senator Boldon be added as a co-author to S.F. No. 4911. The motion prevailed.

Senator Hauschild moved that the name of Senator Rest be added as a co-author to S.F. No. 4983. The motion prevailed.

Senator Kunesh moved that the name of Senator Port be added as a co-author to S.F. No. 4992. The motion prevailed.

Senator Kunesh moved that S.F. No. 1870 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Human Services. The motion prevailed.

Senator Mohamed moved that S.F. No. 2474 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Human Services. The motion prevailed.

Senator Howe moved that S.F. No. 3289 be withdrawn from the Committee on State and Local Government and Veterans and re-referred to the Committee on Environment, Climate, and Legacy. The motion prevailed.

Senator Jasinski moved that S.F. No. 4098 be withdrawn from the Committee on State and Local Government and Veterans and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

Senator Oumou Verbeten moved that S.F. No. 4483 be withdrawn from the Committee on State and Local Government and Veterans and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

Senator Frentz moved that S.F. No. 4784 be withdrawn from the Committee on Environment, Climate, and Legacy and re-referred to the Committee on State and Local Government and Veterans. The motion prevailed.

Senator Kreun moved that S.F. No. 4886 be withdrawn from the Committee on Transportation and re-referred to the Committee on Capital Investment. The motion prevailed.

Senator Kunesh moved that S.F. No. 4934 be withdrawn from the Committee on Environment, Climate, and Legacy and re-referred to the Committee on Agriculture, Broadband, and Rural Development. The motion prevailed.

Senator Oumou Verbeten moved that S.F. No. 4737 be withdrawn from the Committee on State and Local Government and Veterans and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

Senator Kupec moved that S.F. No. 3807 be withdrawn from the Committee on Health and Human Services and re-referred to the Committee on Judiciary and Public Safety. The motion prevailed.

Senator Nelson introduced --

Senate Resolution No. 82: A Senate resolution congratulating Mayo Clinic on being named the No. 1 hospital in Newsweek's list of the "World's Best Hospitals" for the sixth straight year.

Referred to the Committee on Rules and Administration.

RECESS

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

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

MOTIONS AND RESOLUTIONS - CONTINUED

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

REPORTS OF COMMITTEES

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

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

S.F. No. 3866: A bill for an act relating to public safety; providing immunity for individuals assisting another to seek medical assistance for a drug-related overdose; amending Minnesota Statutes 2022, section 604A.05, subdivision 1.

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

Page 1, line 10, reinstate the stricken language

Page 1, line 11, reinstate the stricken language and strike "clauses (4) and (6),"

Page 1, line 12, reinstate the stricken "or 152.025" and delete "an offense"

Page 1, line 19, reinstate the stricken ", provided that the person"

Page 1, line 20, reinstate the stricken "provides a name and contact information, remains on the"

Page 1, line 21, reinstate the stricken language

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. 4093: A bill for an act relating to corrections; providing victim notice and input in end-of-confinement review process; amending Minnesota Statutes 2022, sections 244.052, subdivision 3; 611A.06, by adding a subdivision.

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

Page 6, line 23, before the period, insert "and provide sufficient time for the input to be considered in the end-of-confinement determination"

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

SECOND READING OF SENATE BILLS

S.F. Nos. 3866 and 4093 were read the second time.

MEMBERS EXCUSED

Senators Dziezic, Fateh, Hauschild, Lang, Port, Rarick, and Rest were excused from the Session of today.

ADJOURNMENT

Senator Murphy moved that the Senate do now adjourn until 11:00 a.m., Wednesday, March 20, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate

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