

STATE OF MINNESOTA

Journal of the Senate

NINETY-THIRD LEGISLATURE

ONE HUNDRED TWELFTH DAY

St. Paul, Minnesota, Monday, May 6, 2024

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Sharon Day.

The members of the Senate gave the pledge of allegiance to the flag of the United States of America.

The roll was called, and the following Senators were present:

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

The President declared a quorum present.

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

EXECUTIVE AND OFFICIAL COMMUNICATIONS

The following communications were received.

May 2, 2024

The Honorable Bobby Joe Champion
President of the Senate

Dear President Champion:

As the Senate Majority Leader, I hereby make the following appointments and changes:

Pursuant to Minnesota Laws, 1st Special Session chapter 7, article 10, section 3:

Legislative Task Force on Child Protection - Remove Senator Nicole Mitchell as Chair

Legislative Task Force on Child Protection - Remove Senator Nicole Mitchell as member

Legislative Task Force on Child Protection - Appoint Senator Bobby Joe Champion as Chair

Legislative Task Force on Child Protection - Appoint Senator John Hoffman as Vice Chair

Legislative Task Force on Child Protection - Appoint Senator Erin Maye Quade as member

Sincerely,
Senator Erin Murphy - SD64
Senate Majority Leader

May 2, 2024

The Honorable Bobby Joe Champion
President of the Senate

Dear President Champion:

I have received, approved, signed, and deposited in the Office of the Secretary of State, Chapter 98, S.F. No. 3881.

Sincerely,
Tim Walz, Governor

May 2, 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
3881		98	9:15 a.m. May 2	May 2

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 Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S.F. No. 5289: A bill for an act relating to economic development; making supplemental budget adjustments for the Department of Employment and Economic Development and Explore Minnesota; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 116U.26; 116U.27, subdivisions 5, 6; Minnesota Statutes 2023 Supplement, sections 116L.43, subdivision 1; 116U.27, subdivisions 1, 4; Laws 2023, chapter 53, article 20, section 2, subdivisions 1, 2, 3, 4, 6; article 21, sections 6; 7; Laws 2023, chapter 64, article 15, section 30; proposing coding for new law in Minnesota Statutes, chapter 116U; repealing Minnesota Statutes 2022, section 116J.439.

Senate File No. 5289 is herewith returned to the Senate.

Patrick D. Murphy, Chief Clerk, House of Representatives

Returned May 3, 2024

Senator Murphy, for Senator Champion, moved that the Senate do not concur in the amendments by the House to S.F. No. 5289, and that a Conference Committee of 3 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 4757.

H.F. No. 4757: A bill for an act relating to cannabis; transferring enforcement of edible cannabinoid products to the Office of Cannabis Management; clarifying workplace testing for cannabis; making technical changes related to the taxation of cannabis and related products; replacing medical cannabis licenses with endorsements; establishing a petition process to designate cannabinoids as nonintoxicating or approved for use in lower-potency hemp edibles; authorizing lower-potency hemp edibles to contain certain artificially derived cannabinoids created in making delta-9 tetrahydrocannabinol; allowing testing of certain hemp products to be performed by labs meeting accreditation standards regardless of licensing status; authorizing patients enrolled in the registry program to obtain cannabis flower from registered designated caregivers; authorizing registered designated caregivers to cultivate cannabis plants on behalf of patients enrolled in the registry program; authorizing the Office of Cannabis Management to recall certain cannabis and related products; transferring the duties of the medical cannabis program to the Office of Cannabis Management on July 1, 2025; authorizing the appointment of deputy directors; clarifying the process

for transfer of certain licenses; providing for license preapproval; removing the requirement that local governments perform certain inspections; removing the requirement that license applications be scored based on identified criteria and requiring that license applications be assessed based on certain minimum criteria; requiring employees of cannabis businesses to meet certain background check requirements; establishing social equity licenses; limiting the number of certain licenses that can be made available in an application period; providing for the conversion of a registration to sell certain hemp-derived products into a hemp business license; providing for a cannabis research license classification; authorizing the Office of Cannabis Management to adjust limits on cultivation area; permitting certain businesses to transport cannabis and related products between facilities operated by the business; replacing the prohibition on certain sales of lower-potency hemp products with a prohibition on selling to an obviously intoxicated person; providing for enforcement of unlicensed businesses engaging in activities that require a license; making technical and conforming changes; amending Minnesota Statutes 2022, sections 17.133, subdivision 1; 152.22, subdivisions 11, 14, by adding a subdivision; 152.25, subdivision 2; 152.27, subdivisions 1, 2, 3, 4, 6, by adding a subdivision; 152.28, subdivision 2; 152.29, subdivision 3; 181.950, subdivision 10; 181.952, as amended; Minnesota Statutes 2023 Supplement, sections 3.9224, subdivision 1; 151.72, subdivisions 1, 2, 3, 4, 5a, 5b, 6, 7; 152.28, subdivision 1; 152.30; 181.951, subdivisions 4, 5, 8; 181.954, subdivision 1; 342.01, subdivisions 14, 17, 19, 48, 50, 52, 54, 63, 64, 65, 66, by adding subdivisions; 342.02, subdivisions 2, 3, 6; 342.03, subdivisions 1, 4; 342.06; 342.07, subdivision 3; 342.09, subdivision 3; 342.10; 342.11; 342.12; 342.13; 342.14; 342.15, by adding a subdivision; 342.17; 342.18, subdivisions 2, 3, by adding subdivisions; 342.19, by adding a subdivision; 342.22; 342.24, subdivisions 1, 2; 342.28, subdivision 2, by adding subdivisions; 342.29, subdivision 4, by adding a subdivision; 342.30, subdivision 4; 342.31, subdivision 4; 342.32, subdivision 4; 342.35, subdivision 1; 342.37, subdivision 1; 342.40, subdivision 7; 342.41, subdivision 3; 342.46, subdivision 8; 342.51; 342.515, subdivision 1, by adding a subdivision; 342.52, subdivisions 1, 2, 3, 4, 5, 9, 11; 342.53; 342.54; 342.55, subdivisions 1, 2; 342.56, subdivisions 1, 2; 342.57, subdivisions 1, 2, 4; 342.60; 342.61, subdivisions 1, 4, 5; 342.62, by adding a subdivision; 342.63, subdivisions 2, 3, 6; 342.64, subdivision 1; 342.73, subdivision 4; 342.80; Laws 2023, chapter 63, article 1, sections 2; 51; 52; 53; 54; 55; 56; 57; 58; 59; 61; article 6, sections 10; 73; proposing coding for new law in Minnesota Statutes, chapter 342; repealing Minnesota Statutes 2022, sections 152.22, subdivision 3; 152.36; Minnesota Statutes 2023 Supplement, sections 342.01, subdivision 28; 342.18, subdivision 1; 342.27, subdivision 13; 342.29, subdivision 9; 342.47; 342.48; 342.49; 342.50; Laws 2023, chapter 63, article 7, sections 4; 6.

The House respectfully requests that a Conference Committee of 5 members be appointed thereon.

Stephenson; Hanson, J.; Kozlowski; Frazier and West have been appointed as such committee on the part of the House.

House File No. 4757 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 3, 2024

Senator Port moved that the Senate accede to the request of the House for a Conference Committee on H.F. No. 4757, and that a Conference Committee of 5 members be appointed by the Subcommittee on Conference Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H.F. No. 4411.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted May 3, 2024

FIRST READING OF HOUSE BILLS

The following bill was read the first time.

H.F. No. 4411: A bill for an act relating to elections; providing funding and modifying policy for elections, campaign finance, and the secretary of state; establishing the voting rights act cost sharing account; modifying transfers and appropriations; appropriating money; amending Minnesota Statutes 2022, sections 10A.01, subdivisions 7, 10d; 10A.27, subdivision 8; 201.13, subdivision 1a; 211A.01, subdivisions 3, 7, 8, by adding a subdivision; 211A.02, subdivision 2; 211A.05, subdivision 1; 211A.06; 211A.07; 211A.12; 211A.14; Minnesota Statutes 2023 Supplement, sections 10A.20, subdivision 2a; 204B.06, subdivision 1b; 211A.02, subdivision 1; Laws 2021, First Special Session chapter 12, article 1, section 6; Laws 2023, chapter 62, article 1, sections 6; 43; proposing coding for new law in Minnesota Statutes, chapter 200; repealing Minnesota Statutes 2022, sections 211A.01, subdivisions 2, 4; 211A.02, subdivision 4.

Referred to the Committee on Rules and Administration for comparison with S.F. No. 4260, now on General Orders.

REPORTS OF COMMITTEES

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

The question was taken on the adoption of the motion.

The roll was called, and there were yeas 37 and nays 27, as follows:

Those who voted in the affirmative were:

Abeler	Gustafson	Lang	Mohamed	Rest
Boldon	Hauschild	Latz	Morrison	Seeberger
Carlson	Hawj	Mann	Murphy	Westlin
Champion	Hoffman	Marty	Oumou Verbeten	Wiklund
Cwodzinski	Housley	Maye Quade	Pappas	Xiong
Dibble	Klein	McEwen	Pha	
Fateh	Kunesh	Miller	Port	
Frentz	Kupec	Mitchell	Putnam	

Those who voted in the negative were:

Anderson	Drazkowski	Jasinski	Mathews	Weber
Bahr	Duckworth	Johnson	Nelson	Wesenberg
Coleman	Farnsworth	Koran	Pratt	Westrom
Dahms	Green	Kreun	Rarick	
Dornink	Gruenhagen	Lieske	Rasmusson	
Draheim	Howe	Limmer	Utke	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senator: Anderson.

The motion prevailed.

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

H.F. No. 2609 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2609	5153				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 2609 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 2609, the first engrossment; and insert the language after the enacting clause of S.F. No. 5153, the second engrossment; further, delete the title of H.F. No. 2609, the first engrossment; and insert the title of S.F. No. 5153, the second engrossment.

And when so amended H.F. No. 2609 will be identical to S.F. No. 5153, and further recommends that H.F. No. 2609 be given its second reading and substituted for S.F. No. 5153, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 4300 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
4300	4312				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 4300 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 4300, the third engrossment; and insert the language after the enacting clause of S.F. No. 4312, the second engrossment; further,

delete the title of H.F. No. 4300, the third engrossment; and insert the title of S.F. No. 4312, the second engrossment.

And when so amended H.F. No. 4300 will be identical to S.F. No. 4312, and further recommends that H.F. No. 4300 be given its second reading and substituted for S.F. No. 4312, and that the Senate File be indefinitely postponed.

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

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

H.F. No. 5247 for comparison with companion Senate File, reports the following House File was found not identical with companion Senate File as follows:

GENERAL ORDERS		CONSENT CALENDAR		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
5247	5234				

Pursuant to Rule 45, the Committee on Rules and Administration recommends that H.F. No. 5247 be amended as follows:

Delete all the language after the enacting clause of H.F. No. 5247, the third engrossment; and insert the language after the enacting clause of S.F. No. 5234, the first engrossment; further, delete the title of H.F. No. 5247, the third engrossment; and insert the title of S.F. No. 5234, the first engrossment.

And when so amended H.F. No. 5247 will be identical to S.F. No. 5234, and further recommends that H.F. No. 5247 be given its second reading and substituted for S.F. No. 5234, and that the Senate File be indefinitely postponed.

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

SECOND READING OF HOUSE BILLS

H.F. Nos. 2609, 4300, and 5247 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Howe, Putnam, and Lang introduced--

S.F. No. 5511: A bill for an act relating to taxation; individual income and corporate franchise; providing a subtraction from income for certain commercial loans issued by financial institutions; amending Minnesota Statutes 2022, sections 290.0132, by adding a subdivision; 290.0134, by adding a subdivision.

Referred to the Committee on Taxes.

Senator Howe introduced--

S.F. No. 5512: A bill for an act relating to economic development; modifying the annual volume cap allocations and allocation procedure for public facility projects funded by public facility bonds; amending Minnesota Statutes 2022, sections 474A.03, subdivision 1; 474A.091, subdivisions 2a, 3.

Referred to the Committee on Jobs and Economic Development.

Senators Mohamed, Fateh, Abeler, Maye Quade, and Hoffman introduced--

S.F. No. 5513: A bill for an act relating to human services licensing; modifying licensing violation actions against chapter 245D providers; requiring reports; amending Minnesota Statutes 2022, section 245A.06, subdivision 1a; Minnesota Statutes 2023 Supplement, section 245A.06, subdivision 2.

Referred to the Committee on Health and Human Services.

Senators Coleman, Limmer, Lucero, Duckworth, and Lang introduced--

S.F. No. 5514: A bill for an act relating to higher education; requiring cancellation of student organizations endorsing terrorism; removing financial aid eligibility for students who endorse terrorism; proposing coding for new law in Minnesota Statutes, chapters 135A; 136A.

Referred to the Committee on Higher Education.

MOTIONS AND RESOLUTIONS

Senator Mitchell moved that her name be stricken as a co-author to S.F. No. 4835. The motion prevailed.

Senator Seeberger moved that the name of Senator Hauschild be added as a co-author to S.F. No. 4835. The motion prevailed.

SPECIAL ORDERS

Pursuant to Rule 26, Senator Murphy, Chair of the Committee on Rules and Administration, designated the following bills a Special Orders Calendar to be heard immediately:

H.F. No. 5040, S.F. No. 4942, and H.F. Nos. 5242, 5237, and 3911.

SPECIAL ORDER

H.F. No. 5040: A bill for an act relating to retirement; accelerating the effective date from July 1, 2025, to July 1, 2024, for the change in the normal retirement age for the teachers retirement association from 66 to 65; reducing the employee contribution rates for two years by 0.25 percent

for St. Paul Teachers Retirement Fund Association; extending the suspension of earnings limitation for retired teachers who return to teaching; authorizing eligible employees of Minnesota State Colleges and Universities who are members of the higher education individual retirement account plan to elect coverage by the Teachers Retirement Association and purchase past service credit; implementing the recommendations of the State Auditor's volunteer firefighter working group; adding a defined contribution plan and making other changes to the statewide volunteer firefighter plan; modifying requirements for electing to participate in the public employees defined contribution plan; increasing the multiplier in the benefit formula for prospective service and increasing employee and employer contribution rates for the local government correctional service retirement plan; eliminating the workers' compensation offset for the Public Employees Retirement Association general and correctional plans; clarifying eligibility for firefighters in the public employees police and fire plan; making changes of an administrative nature for plans administered by the Minnesota State Retirement System; authorizing employees on a H-1B, H-1B1, or E3 visa to purchase service credit for a prior period of employment when excluded from the general state employees retirement plan; codifying the right to return to employment and continue receiving an annuity from the State Patrol plan; adding additional positions to the list of positions eligible for the correctional state employees retirement plan coverage and permitting the purchase of past service credit; establishing a work group on correctional state employees plan eligibility; modifying the Minnesota Secure Choice retirement program by permitting participation by home and community-based services employees; modifying requirements for Minnesota Secure Choice retirement program board of directors; allowing employer matching contributions on an employee's qualified student loan payments under Secure 2.0 and modifying investment rates of return and fee disclosure requirements and other provisions for supplemental deferred compensation plans; resolving a conflict in the statute setting the plans' established date for full funding and establishing an amortization work group; restructuring statutes applicable to tax-qualified pension and retirement plans that impose requirements under the Internal Revenue Code; modifying the authority of pension fund executive directors to correct operational and other errors and requiring an annual report; changing the expiration date for state aids by requiring three years at 100 percent funded rather than one year before the state aid expires; making other administrative and conforming changes; appropriating money to the IRAP to TRA transfer account, the Teachers Retirement Association, and St. Paul Teachers Retirement Association; amending Minnesota Statutes 2022, sections 352.01, subdivision 13; 352.03, subdivision 5; 352.113, subdivision 1; 352.1155, subdivision 3; 352.12, subdivisions 1, 2, 2b, 7, 8; 352.95, subdivision 4; 353.028, subdivisions 1, 2, 3, 5; 353.03, subdivision 3a; 353.27, subdivision 4; 353.33, subdivisions 7, 7a; 353.64, subdivisions 1, 2, 4, 5a; 353.65, subdivision 3b; 353.87, subdivision 1; 353D.02, as amended; 353E.03; 353E.04, subdivision 3; 353E.06, subdivision 6; 353G.01, subdivisions 9, 9a, 11, by adding subdivisions; 353G.05, as amended; 353G.08, subdivision 2; 354.435, subdivision 4; 354.436, subdivision 3; 354.44, subdivision 9; 354A.011, subdivision 7; 354A.021, subdivisions 2, 3, 6, 7, 8, 9; 354A.05; 354A.091; 354A.094; 354A.12, subdivisions 3a, 3c, 5; 354A.31, subdivision 3a; 354A.32, subdivision 1a; 354B.20, subdivision 18, by adding subdivisions; 356.215, subdivisions 2, 3; 356.24, subdivision 3; 356.611, subdivision 2, by adding a subdivision; 356.62; 356.635, subdivisions 1, 2, by adding subdivisions; 356A.06, subdivision 5; 423A.02, subdivision 5; 423A.022, subdivision 5; 424A.001, subdivisions 4, 5, 8, 9, 10, by adding subdivisions; 424A.003; 424A.01, subdivisions 1, 2, 5; 424A.015, subdivisions 1, 5, 7; 424A.016, subdivisions 2, 6; 424A.02, subdivisions 1, 3, 7, 9; 424A.021; 424A.092, subdivision 6; 424A.093, subdivision 6; 424A.094, subdivision 1; 424A.095, subdivision 2; 424A.10; 424B.22, subdivisions 2, 10; Minnesota Statutes 2023 Supplement, sections 187.03, by adding a subdivision; 187.05, subdivision 7; 187.08, subdivisions 1, 7, 8; 352.91, subdivision 3f, as amended; 353.335, subdivision 1; 353D.01, subdivision

2; 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, 2; 353G.10; 353G.11, subdivision 2, by adding a subdivision; 353G.115; 353G.12, subdivision 2, by adding a subdivision; 353G.14; 354.05, subdivision 38; 354.06, subdivision 2; 354A.12, subdivision 1; 356.215, subdivision 11; 356.24, subdivision 1; 477B.02, subdivision 3; Laws 2021, chapter 22, article 2, section 3; Laws 2022, chapter 65, article 3, section 1, subdivisions 2, 3; Laws 2023, chapter 46, section 11; proposing coding for new law in Minnesota Statutes, chapters 352B; 353G; 354B; 356; repealing Minnesota Statutes 2022, sections 353.33, subdivision 5; 353.86; 353.87, subdivisions 2, 3, 4; 353D.071; 353G.01, subdivision 10; 356.635, subdivisions 3, 4, 5, 6, 7, 8, 9a, 10, 11, 12, 13; 424A.01, subdivision 5a; Minnesota Statutes 2023 Supplement, sections 353.335, subdivision 2; 353G.01, subdivisions 7a, 8a; 353G.02, subdivision 6; 353G.08, subdivision 3; 353G.11, subdivisions 1, 1a, 3, 4; 353G.112; 353G.121.

Senator Frentz moved to amend H.F. No. 5040 as follows:

Page 79, lines 22 to 25, delete the new language and

Page 79, line 25, before "The" insert "The board must review the performance of the executive director on an annual basis and may grant salary adjustments as a result of the review."

Page 124, line 13, strike "The" and delete the new language

Page 124, line 14, strike the old language and delete the new language

Page 124, delete line 15

Page 124, line 16, strike the old language and delete the new language

Page 124, line 17, delete "maximum for the salary range" and insert "The board must review the performance of the executive director on an annual basis and may grant salary adjustments as a result of the review"

Page 126, line 16, delete the new language and strike "The salary of the"

Page 126, line 17, strike the old language and delete the new language

Page 126, delete line 18

Page 126, line 19, strike the old language and delete the new language

Page 126, line 20, delete "maximum for the salary range" and insert "The board must review the performance of the executive director on an annual basis and may grant salary adjustments as a result of the review"

The motion prevailed. So the amendment was adopted.

H.F. No. 5040 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 59 and nays 8, as follows:

Those who voted in the affirmative were:

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

Pursuant to Rule 40, Senator Oumou Verbeten cast the affirmative vote on behalf of the following Senator: Dziedzic.

Those who voted in the negative were:

Anderson	Drazkowski	Lieske	Wesenberg
Bahr	Green	Lucero	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senator: Anderson.

So the bill, as amended, was passed and its title was agreed to.

SPECIAL ORDER

S.F. No. 4942: A bill for an act relating to state government; authorizing supplemental agriculture appropriations; providing broadband appropriation transfer authority; making policy and technical changes to agriculture provisions; establishing and modifying agriculture programs; requiring an application for federal broadband aid; modifying appropriations to the Office of Cannabis Management and the Department of Health; modifying fees assessed by the Department of Commerce; adding the Minnesota Consumer Data Privacy Act; adding and modifying consumer protection provisions; appropriating money for energy, utilities, environment, and climate; requiring utilities to accept an individual taxpayer identification number when new customers apply for utility service; allowing public utilities providing electric service to propose goals for fuel-switching improvement achievements to the commissioner of commerce; modifying the commercial property assessed clean energy program; making technical changes to various provisions governing or administered by the Department of Commerce; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 17.116, subdivision 2; 17.133, subdivision 1; 18C.70, subdivision 5; 18C.71, subdivision 4; 18C.80, subdivision 2; 28A.10; 31.94; 32D.30; 41B.047, subdivision 1; 45.0135, subdivision 7; 62Q.73, subdivision 3; 116J.396, by adding a subdivision; 216B.098, by adding a subdivision; 216B.16, subdivisions 6c, 8; 216B.2402, subdivision 10, by adding a subdivision; 216B.2403, subdivisions 2, 3, 5, 8; 216B.241, subdivisions 2, 11, 12; 216C.10; 216C.435, subdivisions 3a, 3b, 4, 10, by adding subdivisions; 216C.436, subdivisions 1, 4, 7, 8, 10; 325E.21, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 17.055, subdivision 3; 17.133, subdivision 3; 18C.425, subdivision 6; 35.155, subdivision 12; 41B.0391, subdivisions 1, 2, 4, 6; 116C.779, subdivision 1; 144.197; 216C.08; 216C.09; 216C.435, subdivision 8; 216C.436,

subdivisions 1b, 2; 325E.21, subdivision 1b; 342.72; Laws 2023, chapter 43, article 1, section 2, subdivisions 1, 2, 3, 4, 5; Laws 2023, chapter 63, article 9, sections 5; 10; 15, subdivision 4; 20; proposing coding for new law in Minnesota Statutes, chapters 13; 58B; 62J; 216C; proposing coding for new law as Minnesota Statutes, chapter 325O; repealing Minnesota Statutes 2022, section 34.07.

Pursuant to Rule 41.2, Senator Miller moved that he be excused from voting on all questions pertaining to S.F. No. 4942. The motion prevailed.

Senator Rasmusson moved to amend S.F. No. 4942 as follows:

Page 52, line 9, delete "4,363,000" and insert "4,651,000"

Page 52, line 14, delete "\$1,500,000" and insert "\$1,788,000"

Page 52, line 17, reinstate the stricken "2,000,000"

Page 52, line 18, delete the new language

Page 91, delete subdivision 3

Renumber the subdivisions in sequence

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senator: Dziedzic.

The motion did not prevail. So the amendment was not adopted.

Senator Dahms moved to amend S.F. No. 4942 as follows:

Page 85, delete section 6

Page 87, delete section 7

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senator: Dziedzic.

The motion did not prevail. So the amendment was not adopted.

Senator Farnsworth moved to amend S.F. No. 4942 as follows:

Page 88, line 29, after the first "to" insert " (1)"

Page 88, line 31, after "metal" insert "; or (2) residential construction where the owner or contractor on behalf of the homeowner has a permit for new construction or renovation"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Dahms	Duckworth	Gruenhagen	Johnson
Anderson	Dornink	Eichorn	Housley	Koran
Bahr	Draheim	Farnsworth	Howe	Kreun
Coleman	Drazkowski	Green	Jasinski	Lang

Lieske
Limmer
Lucero

Mathews
Nelson
Pratt

Rarick
Rasmusson
Utke

Weber
Wesenberg
Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon
Carlson
Champion
Cwodzinski
Dibble
Dziedzic
Fateh

Frentz
Gustafson
Hauschild
Hawj
Hoffman
Klein
Kunesh

Kupec
Latz
Mann
Marty
Maye Quade
McEwen
Mitchell

Mohamed
Morrison
Murphy
Oumou Verbeten
Pappas
Pha
Port

Putnam
Rest
Seeberger
Westlin
Wiklund
Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senator: Dziedzic.

The motion did not prevail. So the amendment was not adopted.

Senator Gruenhagen moved to amend S.F. No. 4942 as follows:

Page 83, after line 17, insert:

"Sec. 4. **[62K.16] REFERENCE-BASED PRICING HEALTH PLAN.**

Subdivision 1. **General.** Notwithstanding any law to the contrary and upon any necessary federal approval, a health carrier shall offer in the individual, small, and large group market a reference-based pricing health plan that meets the requirements of this section.

Subd. 2. **Provider participation.** (a) An enrollee of a reference-based pricing health plan may access any health care provider who has agreed to:

(1) a reimbursement rate up to but not greater than the reimbursement rate specified in the enrollee's reference-based pricing plan as defined under subdivision 5; and

(2) any other terms and conditions offered by the health carrier. Any terms and conditions offered by the health carrier must be the same for all health care providers who agree to participate in the health plan.

(b) A health carrier may require a participating provider to meet reasonable data, utilization review, and quality assurance requirements.

(c) A provider who agrees to participate must provide services to all enrollees of the health plan if the provider's reimbursement rates are equal to or less than those services specified in the enrollee's health plan.

Subd. 3. **Reimbursement rates.** (a) The reimbursement rates offered to providers that agree to participate in a reference-based pricing health plan must be based on a percentage relative to the rates defined by the most recent medical assistance fee-for-service reimbursement fee schedules promulgated by the Department of Human Services.

(b) For services that do not have a corresponding medical assistance fee-for-service reimbursement value, the health carrier must negotiate the rates based on other fee schedules used within the health care market.

(c) If a reference-based pricing health plan's reimbursement rate is at least 190 percent above the medical assistance fee-for-service rate and the health plan is offered in all counties throughout Minnesota, the health plan is exempt from the geographic and network adequacy requirements under section 62K.10.

(d) A provider who agrees to participate in the health plan agrees to accept the reimbursement rate as payment in full under the terms of the health plan in accordance with section 62K.11.

Subd. 4. **Conditions.** (a) Nothing in this section requires a provider to participate in a reference-based pricing health plan. A health carrier is prohibited from requiring, as a condition of participation in any other health plan, product, or other arrangement offered by the health carrier, that the provider participate in a reference-based pricing health plan.

(b) Nothing in this section requires a health carrier to provide coverage for a service or treatment that is not covered under the enrollee's health plan.

(c) A reference-based pricing health plan may impose cost-sharing requirements, including co-payments, deductibles, and coinsurance and reasonable referral and prior authorization requirements.

Subd. 5. **Definitions.** (a) For purposes of this section, the following terms have the meaning given.

(b) "Provider" has the meaning given in section 62J.03, subdivision 8.

(c) "Reference-based pricing health plan" means a health plan in which the employer pays a set price for each service instead of negotiating prices with providers."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Klein questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Senator Pappas moved to amend S.F. No. 4942 as follows:

Page 86, line 23, after "2c" insert ", a state-issued license issued pursuant to chapter 326B, section 103I.501, or a Section 608 Technician certificate. All state-issued licenses and certificates that permit a person to sell scrap metal copper must be marked with a uniform symbol which indicates the ability to sell scrap metal copper"

Page 88, line 7, after the period, insert "Licenses issued pursuant to chapter 326B and section 103I.501 must be uniformly marked to indicate the ability to sell scrap metal copper."

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Boldon	Frentz	Latz	Morrison	Rest
Carlson	Hauschild	Mann	Murphy	Seeberger
Champion	Hawj	Marty	Oumou Verbeten	Westlin
Cwodziński	Hoffman	Maye Quade	Pappas	Wiklund
Dibble	Klein	McEwen	Pha	Xiong
Dziedzic	Kunesh	Mitchell	Port	
Fateh	Kupec	Mohamed	Putnam	

Pursuant to Rule 40, Senator Oumou Verbeten cast the affirmative vote on behalf of the following Senator: Dziedzic.

Those who voted in the negative were:

Abeler	Drazkowski	Housley	Lieske	Rasmusson
Anderson	Duckworth	Howe	Limmer	Utke
Bahr	Eichorn	Jasinski	Lucero	Weber
Coleman	Farnsworth	Johnson	Mathews	Wesenberg
Dahms	Green	Koran	Nelson	Westrom
Dornink	Gruenhagen	Kreun	Pratt	
Draheim	Gustafson	Lang	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senator: Anderson.

The motion did not prevail. So the amendment was not adopted.

Senator Howe moved to amend S.F. No. 4942 as follows:

Page 90, after line 14, insert:

"Sec. 9. **SCRAP METAL WORKING GROUP.**

The commissioner of public safety must convene a working group of representatives designed by the Minnesota Sheriffs Association, the Minnesota Chiefs of Police Association, and the trade association representing scrap metal recyclers. Meetings must occur monthly to discuss metal theft, share non-proprietary and non-privileged information related to prevention, investigation and prosecution of metal theft crimes."

The motion prevailed. So the amendment was adopted.

Senator Pratt moved to amend S.F. No. 4942 as follows:

Page 103, after line 9, insert:

"Sec. 2. Minnesota Statutes 2022, section 216B.01, is amended to read:

216B.01 LEGISLATIVE FINDINGS.

It is the policy of this state to preserve a safe, reliable, and affordable energy system that facilitates the use of all available energy options. It is hereby declared to be in the public interest that public utilities be regulated as hereinafter provided in order to provide the retail consumers of natural gas and electric service in this state with adequate and reliable services at reasonable rates, consistent with the financial and economic requirements of public utilities and their need to construct facilities to provide such services or to otherwise obtain energy supplies, to avoid unnecessary duplication of facilities which increase the cost of service to the consumer and to minimize disputes between public utilities which may result in inconvenience or diminish efficiency in service to the consumers. Because municipal utilities are presently effectively regulated by the residents of the municipalities which own and operate them, and cooperative electric associations are presently effectively regulated and controlled by the membership under the provisions of chapter 308A, it is deemed unnecessary to subject such utilities to regulation under this chapter except as specifically provided herein."

Page 105, after line 11, insert:

"Sec. 3. Minnesota Statutes 2022, section 216B.1691, subdivision 1, as amended by Laws 2023, chapter 7, section 3, is amended to read:

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

(b) "Carbon-free" means a technology that generates electricity without emitting carbon dioxide.

(c) Unless otherwise specified in law, "eligible energy technology" means an energy technology that generates electricity from the following renewable energy sources:

(1) solar;

(2) wind;

(3) hydroelectric ~~with a capacity of: (i) less than 100 megawatts; or (ii) 100 megawatts or more, provided that the facility is in operation as of the effective date of this act;~~

(4) hydrogen generated from the resources listed in this paragraph; ~~or~~

(5) biomass, which includes, without limitation, landfill gas; an anaerobic digester system; the predominantly organic components of wastewater effluent, sludge, or related by-products from publicly owned treatment works, but not including incineration of wastewater sludge to produce electricity; and, except as provided in subdivision 1a, an energy recovery facility used to capture the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste as a primary fuel; or

(6) nuclear.

(d) "Electric utility" means: (1) a public utility providing electric service; (2) a generation and transmission cooperative electric association; (3) a municipal power agency; (4) a power district; or (5) a cooperative electric association or municipal utility providing electric service that is not a member of an entity in clauses (2) to (4).

(e) "Environmental justice area" means an area in Minnesota that, based on the most recent data published by the United States Census Bureau, meets one or more of the following criteria:

(1) 40 percent or more of the area's total population is nonwhite;

(2) 35 percent or more of households in the area have an income that is at or below 200 percent of the federal poverty level;

(3) 40 percent or more of the area's residents over the age of five have limited English proficiency;
or

(4) the area is located within Indian country, as defined in United State Code, title 18, section 1151.

(f) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year by an electric utility to retail customers of the electric utility or to a distribution utility for distribution to the retail customers of the distribution utility.

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

Sec. 4. Minnesota Statutes 2022, section 216B.1691, subdivision 2e, as amended by Laws 2023, chapter 7, section 8, is amended to read:

Subd. 2e. **Rate impact of standard compliance; report.** (a) Each electric utility must submit to the commission and the legislative committees with primary jurisdiction over energy policy a report containing an estimation of the rate impact of activities of the electric utility necessary to comply with this section. In consultation with the Department of Commerce, the commission shall determine a uniform reporting system to ensure that individual utility reports are consistent and comparable, and shall, by order, require each electric utility subject to this section to use that reporting system. The rate impact estimate must be for wholesale rates and, if the electric utility makes retail sales, the estimate shall also be for the impact on the electric utility's retail rates. Those activities include, without limitation, energy purchases, generation facility acquisition and construction, and transmission improvements. A report must be updated and submitted as part of each integrated resource plan or plan modification filed by the electric utility under section 216B.2422. The reporting obligation of an electric utility under this subdivision expires December 31, 2040.

(b) A report submitted under this subdivision must include an explanation of the electric utility's efforts to reduce carbon dioxide emissions and increase the use of renewable energy in the electric utility's operations in a manner that does not adversely affect customer costs or the reliability of electric service to Minnesotans.

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

Page 117, after line 26, insert:

"Sec. 5. Minnesota Statutes 2022, section 216B.243, subdivision 3b, is amended to read:

Subd. 3b. **Nuclear power plant; new construction prohibited; relicensing.** (a) ~~The commission may not issue a certificate of need for the construction of a new nuclear-powered electric generating plant.~~

~~(b)~~ Any certificate of need for additional storage of spent nuclear fuel for a facility seeking a license extension shall address the impacts of continued operations over the period for which approval is sought.

Sec. 6. Minnesota Statutes 2022, section 216B.243, subdivision 8, as amended by Laws 2023, chapter 7, section 23, is amended to read:

Subd. 8. **Exemptions.** (a) This section does not apply to:

(1) cogeneration or small power production facilities as defined in the Federal Power Act, United States Code, title 16, section 796, paragraph (17), subparagraph (A), and paragraph (18), subparagraph (A), and having a combined capacity at a single site of less than 80,000 kilowatts; plants or facilities for the production of ethanol or fuel alcohol; or any case where the commission has determined after being advised by the attorney general that its application has been preempted by federal law;

(2) a high-voltage transmission line proposed primarily to distribute electricity to serve the demand of a single customer at a single location, unless the applicant opts to request that the commission determine need under this section or section 216B.2425;

(3) the upgrade to a higher voltage of an existing transmission line that serves the demand of a single customer that primarily uses existing rights-of-way, unless the applicant opts to request that the commission determine need under this section or section 216B.2425;

(4) a high-voltage transmission line of one mile or less required to connect a new or upgraded substation to an existing, new, or upgraded high-voltage transmission line;

(5) conversion of the fuel source of an existing electric generating plant to using natural gas;

(6) the modification of an existing electric generating plant to increase efficiency, as long as the capacity of the plant is not increased more than ten percent or more than 100 megawatts, whichever is greater;

(7) a large wind energy conversion system, as defined in section 216F.01, subdivision 2, or a solar energy generating system, as defined in section 216E.01, subdivision 9a, if the system is owned and operated by an independent power producer and the electric output of the system:

(i) is not sold to an entity that provides retail service in Minnesota or wholesale electric service to another entity in Minnesota other than an entity that is a federally recognized regional transmission organization or independent system operator; or

(ii) is sold to an entity that provides retail service in Minnesota or wholesale electric service to another entity in Minnesota other than an entity that is a federally recognized regional transmission organization or independent system operator, provided that the system represents solar or wind capacity that the entity purchasing the system's electric output was ordered by the commission to develop in the entity's most recent integrated resource plan approved under section 216B.2422; ~~or~~

(8) a large wind energy conversion system, as defined in section 216F.01, subdivision 2, or a solar energy generating system that is a large energy facility, as defined in section 216B.2421, subdivision 2, engaging in a repowering project that:

(i) will not result in the system exceeding the nameplate capacity under its most recent interconnection agreement; or

(ii) will result in the system exceeding the nameplate capacity under its most recent interconnection agreement, provided that the Midcontinent Independent System Operator has provided a signed generator interconnection agreement that reflects the expected net power increase;

(9) a nuclear-powered electric generating plant;

(10) a hydroelectric generating facility; or

(11) a biomass electric generating facility.

(b) For the purpose of this subdivision, "repowering project" means:

(1) modifying a large wind energy conversion system or a solar energy generating system that is a large energy facility to increase its efficiency without increasing its nameplate capacity;

(2) replacing turbines in a large wind energy conversion system without increasing the nameplate capacity of the system; or

(3) increasing the nameplate capacity of a large wind energy conversion system.

(c) The exemptions under paragraph (a), clauses (9) to (11), do not apply if the commission determines that the exemption is not in the public interest.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to a large wind energy conversion system, a solar energy generating system, a nuclear-powered electric generating plant, a hydroelectric generating facility, or a biomass electric generating facility whose owner has filed an application for a certificate of need with the Public Utilities Commission on or after that date.

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

Senator Pratt moved that those not voting be excused from voting. The motion prevailed.

The roll was called, and there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Mathews	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Abeler	Fateh	Kunesh	Mitchell	Port
Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Lucero moved to amend S.F. No. 4942 as follows:

Page 117, after line 26, insert:

"Sec. 14. Minnesota Statutes 2022, section 216B.243, subdivision 3b, is amended to read:

Subd. 3b. ~~Nuclear power plant; new construction prohibited; relicensing~~ **Additional storage of spent nuclear fuel.** (a) ~~The commission may not issue a certificate of need for the construction of a new nuclear-powered electric generating plant.~~

(b) Any certificate of need for additional storage of spent nuclear fuel for a facility seeking a license extension shall address the impacts of continued operations over the period for which approval is sought.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Mathews	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Abeler	Champion	Dziedzic	Gustafson	Hoffman
Boldon	Cwodzinski	Fateh	Hauschild	Klein
Carlson	Dibble	Frentz	Hawj	Kunesh

Kupec	Maye Quade	Morrison	Pha	Seeberger
Latz	McEwen	Murphy	Port	Westlin
Mann	Mitchell	Oumou Verbeten	Putnam	Wiklund
Marty	Mohamed	Pappas	Rest	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Mathews moved to amend S.F. No. 4942 as follows:

Page 117, after line 26, insert:

"Sec. 14. Minnesota Statutes 2022, section 216B.243, subdivision 3b, is amended to read:

Subd. 3b. **Nuclear power plant; certain new construction prohibited; relicensing.** (a) Except as provided in paragraph (c), the commission may not issue a certificate of need for the construction of a new nuclear-powered electric generating plant.

(b) Any certificate of need for additional storage of spent nuclear fuel for a facility seeking a license extension shall address the impacts of continued operations over the period for which approval is sought.

(c) The commission may issue a certificate of need to construct a new nuclear-powered generating plant with a maximum generation capacity of 300 megawatts."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Howe	Lieske	Rasmusson
Bahr	Eichorn	Jasinski	Limmer	Utke
Coleman	Farnsworth	Johnson	Lucero	Weber
Dahms	Green	Klein	Mathews	Wesenberg
Dornink	Gruenhagen	Koran	Nelson	Westrom
Draheim	Gustafson	Kreun	Pratt	
Drazkowski	Housley	Kupec	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Rasmusson.

Those who voted in the negative were:

Abeler	Dziedzic	Kunesh	Mitchell	Pha
Boldon	Fateh	Latz	Mohamed	Port
Carlson	Frentz	Mann	Morrison	Putnam
Champion	Hauschild	Marty	Murphy	Rest
Cwodzinski	Hawj	Maye Quade	Oumou Verbeten	Seeberger
Dibble	Hoffman	McEwen	Pappas	Westlin

Wiklund

Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion prevailed. So the amendment was adopted.

Senator Mathews moved to amend S.F. No. 4942 as follows:

Page 91, delete lines 11 to 17 and insert:

"Subd. 4. Nuclear Generated Hydrogen; Feasibility Study

\$200,000 the second year is for a grant to the University of Minnesota Energy Transition Lab to perform a feasibility study on the use of hydrogen produced by nuclear power plants in Minnesota for manufacturing, refining, agricultural, transportation, and other purposes. The study must evaluate the potential economic benefits accrued from the use and potential sale of hydrogen, as well as any reductions to carbon emissions that may result from increased hydrogen and nuclear power use. The results of the feasibility study must be submitted to the commissioner of commerce and to the house of representatives and senate committees with jurisdiction over energy policy no later than January 1, 2026. Notwithstanding Minnesota Statutes, section 16B.98, subdivision 14, the commissioner of commerce may use up to one percent of the appropriation to administer the grant. This is a onetime appropriation."

The motion prevailed. So the amendment was adopted.

Senator Gruenhagen moved to amend S.F. No. 4942 as follows:

Page 105, after line 11, insert:

"Sec. 5. Minnesota Statutes 2023 Supplement, section 216B.1691, subdivision 1, is amended to read:

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

(b) "Carbon-free" means a technology that generates electricity without emitting carbon dioxide.

(c) Unless otherwise specified in law, "eligible energy technology" means an energy technology that generates electricity from the following renewable energy sources:

(1) solar;

(2) wind;

(3) hydroelectric with a capacity of: (i) less than 100 megawatts; or (ii) 100 megawatts or more, provided that the facility is in operation as of February 8, 2023;

(4) hydrogen generated from the resources listed in this paragraph; or

(5) biomass, which includes, without limitation, landfill gas; an anaerobic digester system; the predominantly organic components of wastewater effluent, sludge, or related by-products from publicly owned treatment works, but not including incineration of wastewater sludge to produce electricity; and, except as provided in subdivision 1a, an energy recovery facility used to capture the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste as a primary fuel.

(d) "Electric utility" means: (1) a public utility providing electric service; (2) a generation and transmission cooperative electric association; (3) a municipal power agency; (4) a power district; or (5) a cooperative electric association or municipal utility providing electric service that is not a member of an entity in clauses (2) to (4).

(e) "Environmental justice area" means an area in Minnesota that, based on the most recent data published by the United States Census Bureau, meets one or more of the following criteria:

(1) 40 percent or more of the area's total population is nonwhite;

(2) 35 percent or more of households in the area have an income that is at or below 200 percent of the federal poverty level;

(3) 40 percent or more of the area's residents over the age of five have limited English proficiency; or

(4) the area is located within Indian country, as defined in United State Code, title 18, section 1151.

(f) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year by an electric utility to retail customers of the electric utility or to a distribution utility for distribution to the retail customers of the distribution utility."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Rasmusson.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Morrison	Rest
Carlson	Gustafson	Latz	Murphy	Seeberger
Champion	Hauschild	Mann	Oumou Verbeten	Westlin
Cwodzinski	Hawj	Marty	Pappas	Wiklund
Dibble	Hoffman	Maye Quade	Pha	Xiong
Dziedzic	Klein	McEwen	Port	
Fateh	Kunesh	Mitchell	Putnam	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Gruenhagen moved to amend S.F. No. 4942 as follows:

Page 97, line 25, before "The" insert "(a)"

Page 97, after line 31, insert:

"(b) Grant recipients must demonstrate that the grant will be matched by an equal amount of nonstate money before receiving any grant money."

The motion prevailed. So the amendment was adopted.

Senator Kreun moved to amend S.F. No. 4942 as follows:

Page 93, line 22, delete "but is not limited"

Page 93, line 23, delete "to"

The motion prevailed. So the amendment was adopted.

Senator Weber moved to amend S.F. No. 4942 as follows:

Page 106, after line 15, insert:

"Sec. 7. Minnesota Statutes 2022, section 216B.2402, is amended by adding a subdivision to read:

Subd. 19a. **Pipeline pumping station.** "Pipeline pumping station" means an industrial facility that uses electricity to maintain the desired flow and pressure of oil as it is moved through the pipeline."

Page 113, after line 9, insert:

"Sec. 11. Minnesota Statutes 2022, section 216B.2403, is amended by adding a subdivision to read:

Subd. 11. **Aggregated pumping stations.** (a) This subdivision applies to pumping stations that are:

(1) served by consumer owned utilities that are members of a generation and transmission electric cooperative; and

(2) when aggregated, meet the definition of a large customer facility.

(b) If the criteria in paragraph (a) apply, the owners of the aggregated pumping stations may follow the criteria and procedures under section 216B.241, subdivision 1a, to petition the commissioner to exempt the electric sales associated with these facilities from contributing to the investments and expenditures made under an energy and conservation optimization plan filed under subdivision 3, with respect to retail revenues attributable to the large customer facility. If approved by the commissioner, the electric sales to these pumping stations are excluded from the gross annual retail electric sales of the consumer owned utility serving the facility."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Mathews moved to amend S.F. No. 4942 as follows:

Page 128, after line 8, insert:

"Sec. 34. [326.441] BAN ON NATURAL GAS AND PROPANE HOOKUPS; PROHIBITION.

A political subdivision is prohibited from adopting an ordinance, resolution, code, policy, or permit requirement that prohibits or has the effect of preventing a utility from (1) connecting or reconnecting natural gas or propane to any building, or (2) supplying natural gas or propane to any building or utility customer.

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

Sec. 35. [326B.442] NATURAL GAS BAN; PROHIBITION.

A political subdivision must not adopt local regulations prohibiting the use of natural gas as an energy source in a residential unit after July 1, 2023.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Fateh	Klein	Maye Quade	Oumou Verbeten
Carlson	Frentz	Kunesh	McEwen	Pappas
Champion	Gustafson	Kupec	Mitchell	Pha
Cwodzinski	Hauschild	Latz	Mohamed	Port
Dibble	Hawj	Mann	Morrison	Putnam
Dziedzic	Hoffman	Marty	Murphy	Rest

Seeberger

Westlin

Wiklund

Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Green moved to amend S.F. No. 4942 as follows:

Page 105, after line 11, insert:

"Sec. 5. Minnesota Statutes 2023 Supplement, section 216B.1691, subdivision 1, is amended to read:

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

(b) "Carbon-free" means a technology that generates electricity without emitting carbon dioxide.

(c) Unless otherwise specified in law, "eligible energy technology" means an energy technology that generates electricity from the following renewable energy sources:

(1) solar;

(2) wind;

(3) hydroelectric with a capacity of: (i) less than 100 megawatts; or (ii) 100 megawatts or more, provided that the facility is in operation as of February 8, 2023;

(4) hydrogen generated from the resources listed in this paragraph; or

(5) biomass, which includes, without limitation, landfill gas; an anaerobic digester system; the predominantly organic components of wastewater effluent, sludge, or related by-products from publicly owned treatment works, but not including incineration of wastewater sludge to produce electricity; and, except as provided in subdivision 1a, an energy recovery facility used to capture the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste as a primary fuel.

(d) "Electric utility" means: (1) a public utility providing electric service; (2) ~~a generation and transmission cooperative electric association;~~ (3) a municipal power agency; ~~(4) (3)~~ a power district; or ~~(5) (4)~~ a cooperative electric association or municipal utility providing electric service that is not a member of an entity in clauses (2) ~~to (4)~~ or (3).

(e) "Environmental justice area" means an area in Minnesota that, based on the most recent data published by the United States Census Bureau, meets one or more of the following criteria:

(1) 40 percent or more of the area's total population is nonwhite;

(2) 35 percent or more of households in the area have an income that is at or below 200 percent of the federal poverty level;

(3) 40 percent or more of the area's residents over the age of five have limited English proficiency;
or

(4) the area is located within Indian country, as defined in United State Code, title 18, section 1151.

(f) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year by an electric utility to retail customers of the electric utility or to a distribution utility for distribution to the retail customers of the distribution utility.

Sec. 6. Minnesota Statutes 2022, section 216B.1691, is amended by adding a subdivision to read:

Subd. 11. **Cooperative electric association exemption.** To the extent authorized by federal law, a cooperative electric association is exempt from the following standards:

- (1) the eligible energy standard under subdivision 2a;
- (2) the solar energy standard under subdivision 2f;
- (3) the carbon-free standard under subdivision 2g; and
- (4) the distributed solar energy standard under subdivision 2h."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator:
Anderson.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Lucero moved to amend S.F. No. 4942 as follows:

Page 103, after line 9, insert:

"Sec. 2. **[216B.076] SMART METER GATEWAY DEVICE; CONSENT.**

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

(b) "Electric utility" has the meaning given in section 216B.38, subdivision 5.

(c) "Smart meter gateway device" means any electric utility meter, electric utility meter component, electric utility load control device, or device ancillary to the electric utility meter that is located at an end user's residence or business and: (1) serves as a communications gateway or portal to electrical appliances, electrical equipment, or electrical devices within the end user's residence or business; or (2) otherwise communicates with, monitors, or controls electrical appliances, electrical equipment, or electrical devices within the end user's residence or business.

Subd. 2. **Property owner consent required.** (a) An electric utility that sells or provides electricity in Minnesota is prohibited from installing a smart meter gateway device on or in a person's home or business without the written consent of the person who owns the home or business.

(b) An electric utility must create a form that the person who owns the home or business must sign to opt in to having a smart meter gateway device installed on or in the person's home or business. The form must be in 12-point, boldface type and state that:

(1) the opt-in is optional and the person's service is not affected if the person elects to not opt in; and

(2) the device is a smart meter gateway device, and include the definition in subdivision 1, paragraph (c).

Subd. 3. **Smart meter gateway device; disclosure.** When an electric utility enrolls a homeowner or business owner for electrical service at the person's home or business, the electric utility must: (1) disclose in writing whether a smart meter gateway device has been installed; and (2) upon written request of the homeowner or business owner, remove or allow the removal of all smart meter gateway devices."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 34 and nays 32, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Housley	Lieske	Rarick
Anderson	Duckworth	Howe	Limmer	Rasmusson
Bahr	Eichorn	Jasinski	Lucero	Utke
Coleman	Farnsworth	Johnson	Mathews	Weber
Dahms	Fateh	Koran	McEwen	Wesenberg
Dornink	Green	Kreun	Nelson	Westrom
Draheim	Gruenhagen	Lang	Pratt	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Gustafson	Latz	Murphy	Seeberger
Carlson	Hauschild	Mann	Oumou Verbeten	Westlin
Champion	Hawj	Marty	Pappas	Wiklund
Cwodzinski	Hoffman	Maye Quade	Pha	Xiong
Dibble	Klein	Mitchell	Port	
Dziedzic	Kunesh	Mohamed	Putnam	
Frentz	Kupec	Morrison	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion prevailed. So the amendment was adopted.

Senator Farnsworth moved to amend S.F. No. 4942 as follows:

Page 105, after line 11, insert:

"Sec. 5. Minnesota Statutes 2023 Supplement, section 216B.1691, subdivision 1, is amended to read:

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

(b) "Carbon-free" means a technology that generates electricity without emitting carbon dioxide. Carbon-free includes a technology that, as of the effective date of this act and thereafter, generates at least 50 percent of a utility's annual retail electricity sales in Minnesota by combusting wood chips derived from:

(1) limbs, branches, and other by-products of timber harvesting operations conducted to obtain wood for nonenergy purposes; or

(2) discarded wood products.

(c) Unless otherwise specified in law, "eligible energy technology" means an energy technology that generates electricity from the following renewable energy sources:

(1) solar;

(2) wind;

(3) hydroelectric with a capacity of: (i) less than 100 megawatts; or (ii) 100 megawatts or more, provided that the facility is in operation as of February 8, 2023;

(4) hydrogen generated from the resources listed in this paragraph; or

(5) biomass, which includes, without limitation, landfill gas; an anaerobic digester system; the predominantly organic components of wastewater effluent, sludge, or related by-products from publicly owned treatment works, but not including incineration of wastewater sludge to produce electricity; and, except as provided in subdivision 1a, an energy recovery facility used to capture the heat value of mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste as a primary fuel.

(d) "Electric utility" means: (1) a public utility providing electric service; (2) a generation and transmission cooperative electric association; (3) a municipal power agency; (4) a power district; or (5) a cooperative electric association or municipal utility providing electric service that is not a member of an entity in clauses (2) to (4).

(e) "Environmental justice area" means an area in Minnesota that, based on the most recent data published by the United States Census Bureau, meets one or more of the following criteria:

(1) 40 percent or more of the area's total population is nonwhite;

(2) 35 percent or more of households in the area have an income that is at or below 200 percent of the federal poverty level;

(3) 40 percent or more of the area's residents over the age of five have limited English proficiency;
or

(4) the area is located within Indian country, as defined in United State Code, title 18, section 1151.

(f) "Total retail electric sales" means the kilowatt-hours of electricity sold in a year by an electric utility to retail customers of the electric utility or to a distribution utility for distribution to the retail customers of the distribution utility."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Housley	Lieske	Rasmusson
Bahr	Eichorn	Howe	Limmer	Utke
Coleman	Farnsworth	Jasinski	Lucero	Weber
Dahms	Green	Johnson	Mathews	Wesenberg
Dornink	Gruenhagen	Koran	Nelson	Westrom
Draheim	Hauschild	Kreun	Pratt	
Drazkowski	Hoffman	Lang	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Frentz	Mann	Murphy	Seeberger
Carlson	Gustafson	Marty	Oumou Verbeten	Westlin
Champion	Hawj	Maye Quade	Pappas	Wiklund
Cwodzinski	Klein	McEwen	Pha	Xiong
Dibble	Kunesh	Mitchell	Port	
Dziedzic	Kupec	Mohamed	Putnam	
Fateh	Latz	Morrison	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion prevailed. So the amendment was adopted.

Senator Rarick moved to amend S.F. No. 4942 as follows:

Page 103, delete section 2

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 31 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Mathews	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	
Drazkowski	Howe	Limmer	Utke	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senator: Anderson.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

S.F. No. 4942 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 36 and nays 30, as follows:

Those who voted in the affirmative were:

Abeler	Frentz	Latz	Murphy	Seeberger
Boldon	Gustafson	Mann	Nelson	Westlin
Carlson	Hauschild	Marty	Oumou Verbeten	Wiklund
Champion	Hawj	Maye Quade	Pappas	Xiong
Cwodzinski	Hoffman	McEwen	Pha	
Dibble	Klein	Mitchell	Port	
Dziedzic	Kunesh	Mohamed	Putnam	
Fateh	Kupec	Morrison	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the affirmative vote on behalf of the following Senators: Dziedzic and Morrison.

Those who voted in the negative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Mathews	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senator: Anderson.

So the bill, as amended, was passed and its title was agreed to.

SPECIAL ORDER

H.F. No. 5242: A bill for an act relating to state government; appropriating money for a supplemental budget for the Department of Transportation, Department of Public Safety, and the Metropolitan Council; modifying prior appropriations; modifying various provisions related to transportation and public safety, including but not limited to an intensive driver testing program, greenhouse gas emissions, electric-assisted bicycles, high voltage transmission, railroad safety, and transit; establishing civil penalties; establishing an advisory committee; labor and industry; making supplemental appropriation changes to labor provisions; modifying combative sports regulations, construction codes and licensing, Bureau of Mediation provisions, public employee labor relations provisions, miscellaneous labor provisions, broadband and pipeline safety, employee misclassification, and minors appearing in internet content; housing; modifying prior appropriations; establishing new programs and modifying existing programs; expanding eligible uses of housing infrastructure bonds; authorizing the issuance of housing infrastructure bonds; establishing a working group and a task force; authorizing rulemaking; requiring reports; appropriating money; amending Minnesota Statutes 2022, sections 13.6905, by adding a subdivision; 15.082; 116J.395, subdivision 6; 161.14, by adding subdivisions; 161.45, by adding subdivisions; 161.46, subdivision 1; 168.09, subdivision 7; 168.092; 168.301, subdivision 3; 168A.10, subdivision 2; 168A.11, subdivision 1; 169.011, by adding subdivisions; 169.21, subdivision 6; 169.222, subdivisions 6a, 6b; 169A.55, subdivision 4; 171.306,

subdivisions 1, 8; 174.02, by adding a subdivision; 174.75, subdivisions 1, 2, by adding a subdivision; 177.27, subdivision 3; 179A.12, subdivision 5; 181.171, subdivision 1; 181.722; 181.723; 181.960, subdivision 3; 181A.03, by adding subdivisions; 216B.17, by adding a subdivision; 216E.02, subdivision 1; 221.0255, subdivisions 4, 9, by adding subdivisions; 270B.14, subdivision 17, by adding a subdivision; 299J.01; 299J.02, by adding a subdivision; 299J.04, subdivision 2; 299J.11; 326B.081, subdivisions 3, 6, 8; 326B.082, subdivisions 1, 2, 4, 6, 7, 10, 11, 13, by adding a subdivision; 326B.701; 326B.802, subdivision 13; 326B.89, subdivisions 1, 5; 341.28, by adding a subdivision; 341.29; 462A.02, subdivision 10; 462A.03, by adding subdivisions; 462A.05, subdivisions 3b, 14a, 14b, 15, 15b, 21, 23; 462A.07, by adding subdivisions; 462A.202, subdivision 3a; 462A.21, subdivisions 7, 8b; 462A.222, by adding a subdivision; 462A.35, subdivision 2; 462A.37, by adding a subdivision; 462A.40, subdivisions 2, 3; 462C.02, subdivision 6; 469.012, subdivision 2j; 473.13, by adding a subdivision; 473.3927; 626.892, subdivision 10; Minnesota Statutes 2023 Supplement, sections 116J.871, subdivision 1, as amended; 161.178; 161.46, subdivision 2; 168.1259; 169.011, subdivision 27; 169A.44, subdivision 1; 171.0705, subdivision 2; 171.13, subdivision 1; 174.38, subdivisions 3, 6; 174.634, subdivision 2, by adding a subdivision; 177.27, subdivisions 1, 2, 4, 7; 177.42, subdivision 2; 179A.041, subdivision 10; 179A.06, subdivision 6; 179A.07, subdivisions 8, 9; 179A.10, subdivision 2; 179A.12, subdivisions 2a, 6, 11; 219.015, subdivision 2; 326B.106, subdivision 1; 326B.802, subdivision 15; 341.25; 341.28, subdivision 5; 341.30, subdivision 4; 341.321; 341.33, by adding a subdivision; 341.355; 462A.05, subdivisions 14, 45; 462A.22, subdivision 1; 462A.37, subdivisions 2, 5; 462A.39, subdivision 2; 473.4051, by adding a subdivision; 477A.35, subdivisions 1, 2, 4, 5, 6, by adding a subdivision; Laws 2021, First Special Session chapter 5, article 1, section 2, subdivision 2; Laws 2023, chapter 37, article 1, section 2, subdivisions 1, 2, 17, 29, 32; article 2, section 12, subdivision 2; Laws 2023, chapter 52, article 19, section 120; Laws 2023, chapter 53, article 19, sections 2, subdivisions 1, 3, 5; 4; proposing coding for new law in Minnesota Statutes, chapters 116J; 161; 168; 169; 171; 174; 181; 181A; 219; 325F; 462A; 469; 504B; repealing Minnesota Statutes 2022, sections 116J.398; 168.1297; 179.81; 179.82; 179.83, subdivision 1; 179.84, subdivision 1; 179.85; Minnesota Rules, parts 5520.0100; 5520.0110; 5520.0120; 5520.0200; 5520.0250; 5520.0300; 5520.0500; 5520.0520; 5520.0540; 5520.0560; 5520.0600; 5520.0620; 5520.0700; 5520.0710; 5520.0800; 7410.6180.

Senator Draheim moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 230, line 19, after the period, insert "A copy of this notification must also be filed with the Legislative Reference Library in compliance with Minnesota Statutes, section 3.195."

The motion prevailed. So the amendment was adopted.

Senator Draheim moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 206, line 24, delete "one" and insert "0.5"

Senator Draheim moved to amend the second Draheim amendment to H.F. No. 5242 as follows:

Page 1, before line 4, insert:

"Page 206, line 12, delete "one" and insert "0.5"

The question was taken on the adoption of the Draheim amendment to the second Draheim amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment to the amendment was not adopted.

The question was taken on the adoption of the second Draheim amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Champion	Dibble	Fateh	Gustafson
Carlson	Cwodzinski	Dziedzic	Frentz	Hauschild

Hawj	Latz	Mitchell	Pappas	Seeberger
Hoffman	Mann	Mohamed	Pha	Westlin
Klein	Marty	Morrison	Port	Wiklund
Kunesh	Maye Quade	Murphy	Putnam	Xiong
Kupec	McEwen	Oumou Verbeten	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Draheim moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 227, line 24, after the first comma, insert "and" and delete everything after "services" and insert a period

Senator Draheim moved to amend the fourth Draheim amendment to H.F. No. 5242 as follows:

Page 1, after line 5, insert:

"Page 227, line 27, delete "distressed buildings" and insert "projects to make the property safe and secure for residents"

Page 227, line 28, delete everything before the period"

The question was taken on the adoption of the Draheim amendment to the fourth Draheim amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment to the amendment was not adopted.

The question was taken on the adoption of the fourth Draheim amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Lucero	Utke
Anderson	Duckworth	Jasinski	Mathews	Weber
Bahr	Eichorn	Koran	Miller	Wesenberg
Coleman	Farnsworth	Kreun	Nelson	Westrom
Dahms	Green	Lang	Pratt	
Dornink	Gruenhagen	Lieske	Rarick	
Draheim	Housley	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodziński	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Draheim moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 148, delete section 5

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Draheim moved to amend the sixth Draheim amendment to H.F. No. 5242 as follows:

Page 1, after line 4, insert:

"Page 207, after line 4, insert:

"Subd. 7. Greater Minnesota Housing**-0-****9,000,000**

This appropriation is for the greater Minnesota housing infrastructure grant program under Minnesota Statutes, section 462A.395. This is a onetime appropriation."

Renumber the subdivisions in sequence"

The question was taken on the adoption of the Draheim amendment to the sixth Draheim amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment to the amendment was not adopted.

Senator Draheim moved to amend the sixth Draheim amendment to H.F. No. 5242 as follows:

Page 1, after line 4, insert:

"Page 207, after line 4, insert:

"Subd. 7. Workforce Homeownership Program**-0-****9,000,000**

This appropriation is for the workforce homeownership program under Minnesota Statutes, section 462A.38. This is a onetime appropriation."

Renumber the subdivisions in sequence"

The question was taken on the adoption of the Draheim amendment to the sixth Draheim amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment to the amendment was not adopted.

Senator Draheim moved to amend the sixth Draheim to H.F. No. 5242 as follows:

Page 1, after line 4, insert:

"Page 207, after line 4, insert:

"Subd. 7. Manufactured Home Park Infrastructure Grants and Loans

-0-

9,000,000

This appropriation is for manufactured home park infrastructure grants and loans under Minnesota Statutes, section 462A.2035, subdivision 1b. This is a onetime appropriation."

Renumber the subdivisions in sequence"

The question was taken on the adoption of the Draheim amendment to the sixth Draheim amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment to the amendment was not adopted.

Senator Draheim moved to amend the sixth Draheim amendment to H.F. No. 5242 as follows:

Page 1, after line 4, insert:

"Page 207, after line 29, insert:

"Sec. 4. **PUBLIC FACILITIES AUTHORITY** \$ **-0-** \$ **9,000,000**

This appropriation is for lead service line replacement grants under Minnesota Statutes, section 446A.077. This is a onetime appropriation."

Pursuant to Rule 7.4, Senator Dibble questioned whether the Draheim amendment to the amendment was in order. The President ruled the amendment to the amendment was out of order.

The question was taken on the adoption of the sixth Draheim amendment.

The roll was called, and there were yeas 32 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Dornink	Eichorn	Housley	Koran
Bahr	Draheim	Farnsworth	Howe	Kreun
Coleman	Drazkowski	Green	Jasinski	Lang
Dahms	Duckworth	Gruenhagen	Johnson	Lieske

Limmer
Lucero
Mathews

Miller
Nelson
Pratt

Rarick
Rasmusson
Utke

Weber
Wesenberg
Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Housley.

Those who voted in the negative were:

Abeler
Boldon
Carlson
Champion
Cwodzinski
Dibble
Dziedzic

Fateh
Frentz
Gustafson
Hauschild
Hawj
Hoffman
Klein

Kunesh
Kupec
Latz
Mann
Marty
Maye Quade
McEwen

Mitchell
Mohamed
Morrison
Murphy
Oumou Verbeten
Pappas
Pha

Port
Putnam
Rest
Seeberger
Westlin
Wiklund
Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Frentz, and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Duckworth moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 224, after line 29, insert:

"Sec. 22. Minnesota Statutes 2022, section 500.215, subdivision 1, is amended to read:

Subdivision 1. **General rule.** (a) Any provision of any deed restriction, subdivision regulation, restrictive covenant, local ordinance, contract, rental agreement or regulation, or homeowners association document that limits the right of an owner or tenant of residential property to display the flag of the United States ~~and~~ the flag of the State of Minnesota, or the POW/MIA flag is void and unenforceable.

(b) "Homeowners association document" includes the declaration, articles of incorporation, bylaws, and rules and regulations of:

(1) a common interest community, as defined in section 515B.1-103(10), regardless of whether the common interest community is subject to chapter 515B; and

(2) a residential community that is not a common interest community, as defined in section 515B.1-103(10).

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

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Rasmusson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 209, after line 2, insert:

"Section 1. **[462.3576] LIMITATION ON AESTHETIC MANDATES FOR CITIES.**

A home rule charter or statutory city must not condition approval of a residential building permit, subdivision development, or planned unit development on the use of one or more of the following:

(1) specific materials for aesthetic reasons for property used for a residential purpose as defined by the State Building Code;

(2) residential building or accessory structure to a residential building minimum square footage or floor area ratios;

(3) architectural design elements including, but not limited to, decks, balconies, porches, gables, roof pitch, and elevation design standards;

(4) garage square footage; or

(5) common space, pools, or any common property necessitating a homeowner's association.

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

Re-number the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Drazkowski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 230, after line 29, insert:

"(b) The commissioner must provide analysis for each recommendation on the ability of the agency to prevent (1) fraudulent payments and (2) non-fraudulent but erroneous payments."

Re-letter the paragraphs in sequence

Senator Drazkowski moved to amend the Drazkowski amendment to H.F. No. 5242 as follows:

Page 1, after line 7, insert:

"Page 231, after line 2, insert:

"(c) The commissioner is prohibited from making any recommendations that would increase the risk of (1) fraudulent payments or (2) non-fraudulent but erroneous payments."

The question was taken on the adoption of the Drazkowski amendment to the Drazkowski amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Utke
Anderson	Duckworth	Jasinski	Lucero	Weber
Bahr	Eichorn	Johnson	Miller	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment to the amendment was not adopted.

The question was taken on the adoption of the first Drazkowski amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Housley.

Those who voted in the negative were:

Boldon	Dibble	Gustafson	Klein	Mann
Carlson	Dziedzic	Hauschild	Kunesh	Marty
Champion	Fateh	Hawj	Kupec	Maye Quade
Cwodzinski	Frentz	Hoffman	Latz	McEwen

Mitchell
Mohamed
Morrison

Murphy
Oumou Verbeten
Pappas

Pha
Port
Putnam

Rest
Seeberger
Westlin

Wiklund
Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Drazkowski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 230, line 31, after "recommendations" insert "and submit them to the chairs and ranking minority members of the legislative committees having jurisdiction over housing finance and policy"

Page 230, line 32, delete "by July 1, 2025" and insert "that have become law"

The motion prevailed. So the amendment was adopted.

Senator Lucero moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 209, after line 2, insert:

"Section 1. **[325E.68] PROPERTY MANAGEMENT.**

Subdivision 1. **Definitions.** (a) The definitions in this subdivision apply to this section.

(b) "Person" means an individual, firm, partnership, limited liability company, corporation, or association.

(c) "Property manager" or "property management company" means a person who engages in the business of managing real property that is owned by another person.

(d) "Owner" means a person who has any legal or equitable interest in the real property. An owner of a common interest community, as defined in chapter 515B, means the unit owners' association organized under section 515B.3-101.

Subd. 2. **Interest of property management company in certain firms.** No property manager or property management company having an interest directly or indirectly in a construction firm, salvage firm, or appraisal firm may hire the directly or indirectly owned construction firm, salvage firm, or appraisal firm to perform work on a managed property unless the interest has been disclosed in writing to the owner or owners at least three days prior to the execution of a contract for the work. "Firm" includes a corporation, partnership, association, or individual firm.

Subd. 3. **Prohibited practices.** No property manager or property management company shall request or accept money, rebates, or anything of value from a construction firm, salvage firm, or appraisal firm as:

- (1) an inducement to refer business or clients to the firm;
- (2) a condition for awarding a contract to the firm;
- (3) part of a fee specified in a contract; or
- (4) fee splitting for services rendered, unless the other person is also a licensed contractor.

Subd. 4. **Automatic renewal.** A contract between a person and a property manager or property management company having a term exceeding one year must not contain an automatic renewal provision that requires the association to give notice of nonrenewal more than 30 days prior to the contract's anniversary date. Any contract with a property manager or property management company that is automatically renewed shall be terminable by the person for any reason upon 60 days' notice.

Subd. 5. **Certain compensation prohibited.** A property manager or property management company must not be compensated in whole or in part based on the amount of fines collected by the property manager or property management company on behalf of the person and shall not collect from the person or owner any fee in connection with its collection of a fine imposed by the association.

Subd. 6. **Remedies.** If a property manager or property management company violates this section, an owner may bring an action against the property manager or property management company in a court of competent jurisdiction for damages sustained by the owner as a consequence of the property manager's or property management company's violation, together with the actual costs of the action, including reasonable attorney fees. The remedies in this section are in addition to any other remedies permitted by law. "

Page 224, after line 29, insert:

"Sec. 23. Minnesota Statutes 2023 Supplement, section 515B.3-102, is amended to read:

515B.3-102 POWERS OF UNIT OWNERS' ASSOCIATION.

(a) Except as provided in subsections (b), (c), (d), (e), and (f) and subject to the provisions of the declaration or bylaws, the association shall have the power to:

(1) adopt, amend and revoke rules and regulations not inconsistent with the articles of incorporation, bylaws and declaration, as follows: (i) regulating the use of the common elements; (ii) regulating the use of the units, and conduct of unit occupants, which may jeopardize the health, safety or welfare of other occupants, which involves noise or other disturbing activity, or which may damage the common elements or other units; (iii) regulating or prohibiting animals; (iv) regulating changes in the appearance of the common elements and conduct which may damage the common interest community; (v) regulating the exterior appearance of the common interest community, including, for example, balconies and patios, window treatments, and signs and other displays, regardless of whether inside a unit; (vi) implementing the articles of incorporation,

declaration and bylaws, and exercising the powers granted by this section; and (vii) otherwise facilitating the operation of the common interest community;

(2) adopt and amend budgets for revenues, expenditures and reserves, and levy and collect assessments for common expenses from unit owners;

(3) hire and discharge managing agents and other employees, agents, and independent contractors;

(4) institute, defend, or intervene in litigation or administrative proceedings (i) in its own name on behalf of itself or two or more unit owners on matters affecting the common elements or other matters affecting the common interest community or, (ii) with the consent of the owners of the affected units on matters affecting only those units;

(5) make contracts and incur liabilities;

(6) regulate the use, maintenance, repair, replacement, and modification of the common elements and the units;

(7) cause improvements to be made as a part of the common elements, and, in the case of a cooperative, the units;

(8) acquire, hold, encumber, and convey in its own name any right, title, or interest to real estate or personal property, but (i) common elements in a condominium or planned community may be conveyed or subjected to a security interest only pursuant to section 515B.3-112, or (ii) part of a cooperative may be conveyed, or all or part of a cooperative may be subjected to a security interest, only pursuant to section 515B.3-112;

(9) grant or amend easements for public utilities, public rights-of-way or other public purposes, and cable television or other communications, through, over or under the common elements; grant or amend easements, leases, or licenses to unit owners for purposes authorized by the declaration; and, subject to approval by a vote of unit owners other than declarant or its affiliates, grant or amend other easements, leases, and licenses through, over or under the common elements;

(10) impose and receive any payments, fees, or charges for the use, rental, or operation of the common elements, other than limited common elements, and for services provided to unit owners;

(11) impose interest and late charges for late payment of assessments and, after notice and an opportunity to be heard before the board or a committee appointed by it, levy reasonable fines for violations of the declaration, bylaws, and rules and regulations of the association, provided that attorney fees and costs must not be charged or collected from a unit owner who disputes a fine or assessment and, if after the homeowner requests a hearing and a hearing is held by the board or a committee of the board, the board does not adopt a resolution levying the fine or upholding the assessment against the unit owner or owner's unit;

(12) impose reasonable charges for the review, preparation and recordation of amendments to the declaration, resale certificates required by section 515B.4-107, statements of unpaid assessments, or furnishing copies of association records;

(13) provide for the indemnification of its officers and directors, and maintain directors' and officers' liability insurance;

(14) provide for reasonable procedures governing the conduct of meetings and election of directors;

(15) exercise any other powers conferred by law, or by the declaration, articles of incorporation or bylaws; and

(16) exercise any other powers necessary and proper for the governance and operation of the association.

(b) Notwithstanding subsection (a) the declaration or bylaws may not impose limitations on the power of the association to deal with the declarant which are more restrictive than the limitations imposed on the power of the association to deal with other persons.

(c) A fine levied pursuant to subsection (a)(11), must not exceed \$100 for a single violation, and when combined with additional fines for an ongoing violation, late fees, and other allowable charges, must not exceed \$2,500 in total for the violation. An association that levies a fine pursuant to subsection (a)(11), or an assessment pursuant to section 515B.3-115(g), or 515B.3-1151(g), must provide a dated, written notice to a unit owner that:

(1) states the amount and reason for the fine or assessment;

(2) for fines levied under section 515B.3-102(a)(11), specifies: (i) the violation for which a fine is being levied and the date of the levy; and (ii) the specific section of the declaration, bylaws, rules, or regulations allegedly violated;

(3) for assessments levied under section 515B.3-115(g) or 515B.3-1151(g), identifies: (i) the damage caused; and (ii) the act or omission alleged to have caused the damage;

(4) states that all unpaid fines and assessments are liens which, if not satisfied, could lead to foreclosure of the lien against the owner's unit;

(5) describes the unit owner's right to be heard by the board or a committee appointed by the board;

(6) states that if the assessment, fine, late fees, and other allowable charges are not paid, the amount may increase as a result of the imposition of attorney fees and other collection costs; and

(7) informs the unit owner that homeownership assistance is available from the Minnesota Homeownership Center.

(d) Notwithstanding subsection (a), powers exercised under this section must comply with sections 500.215 and 500.216.

(e) Notwithstanding subsection (a)(4) or any other provision of this chapter, the association, before instituting litigation or arbitration involving construction defect claims against a development party, shall:

(1) mail or deliver written notice of the anticipated commencement of the action to each unit owner at the addresses, if any, established for notices to owners in the declaration and, if the declaration does not state how notices are to be given to owners, to the owner's last known address. The notice shall specify the nature of the construction defect claims to be alleged, the relief sought, and the manner in which the association proposes to fund the cost of pursuing the construction defect claims; and

(2) obtain the approval of owners of units to which a majority of the total votes in the association are allocated. Votes allocated to units owned by the declarant, an affiliate of the declarant, or a mortgagee who obtained ownership of the unit through a foreclosure sale are excluded. The association may obtain the required approval by a vote at an annual or special meeting of the members or, if authorized by the statute under which the association is created and taken in compliance with that statute, by a vote of the members taken by electronic means or mailed ballots. If the association holds a meeting and voting by electronic means or mailed ballots is authorized by that statute, the association shall also provide for voting by those methods. Section 515B.3-110(c) applies to votes taken by electronic means or mailed ballots, except that the votes must be used in combination with the vote taken at a meeting and are not in lieu of holding a meeting, if a meeting is held, and are considered for purposes of determining whether a quorum was present. Proxies may not be used for a vote taken under this paragraph unless the unit owner executes the proxy after receipt of the notice required under subsection (e)(1) and the proxy expressly references this notice.

(f) The association may intervene in a litigation or arbitration involving a construction defect claim or assert a construction defect claim as a counterclaim, crossclaim, or third-party claim before complying with subsections (e)(1) and (e)(2) but the association's complaint in an intervention, counterclaim, crossclaim, or third-party claim shall be dismissed without prejudice unless the association has complied with the requirements of subsection (e) within 90 days of the association's commencement of the complaint in an intervention or the assertion of the counterclaim, crossclaim, or third-party claim.

Sec. 24. Minnesota Statutes 2022, section 515B.3-107, is amended to read:

515B.3-107 UPKEEP OF COMMON INTEREST COMMUNITY.

(a) Except to the extent provided by the declaration, this subsection or section 515B.3-113, the association is responsible for the maintenance, repair and replacement of the common elements, and each unit owner is responsible for the maintenance, repair and replacement of the unit owner's unit. Damage to the common elements or any unit as a result of the acts or omissions of a unit owner or the association, including damage resulting from the unit owner's or association's lack of maintenance or failure to perform necessary repairs or replacement, is the responsibility of the unit owner or association responsible for causing the damage, or whose agents or invitees caused the damage.

(b) The association's board of directors shall prepare and approve a written preventative maintenance plan, maintenance schedule, and maintenance budget for the common elements. The association shall follow the approved preventative maintenance plan. The association's board may amend, modify, or replace an approved preventative maintenance plan or an approved maintenance schedule from time to time. The association must provide all unit owners with a paper copy, electronic copy, or electronic access to the preventative maintenance plan, the maintenance schedule, and any

amendments or modifications to or replacements of the preventative maintenance plan and the maintenance schedule. If a common interest community was created on or before August 1, 2017, the association's board of directors shall have until January 1, 2019, to comply with the requirements of this subsection.

(c) The association shall have access through and into each unit for purposes of performing maintenance, repair or replacement for which the association may be responsible. The association and any public safety personnel shall also have access for purposes of abating or correcting any condition in the unit which violates any governmental law, ordinance or regulation, which may cause material damage to or jeopardize the safety of the common interest community, or which may constitute a health or safety hazard for occupants of units.

(d) In exercising any authority granted to it under the declaration to approve or disapprove proposed changes to a unit or limited common element, the association's board shall provide a fair, reasonable, and expeditious procedure for making its decision. The procedure shall be set forth in the association's governing documents. The procedures shall state the maximum time for issuance of any decision on a proposal or a request for reconsideration. At a minimum, a decision shall be made within 90 days after the initial submission of the proposal or submission of any additional information or changes to the proposal requested by the association's board in response to the initial submission. A decision shall be in writing, shall be made in good faith, and may not be unreasonable, arbitrary, or capricious. If the proposal is disapproved, the decision shall include both an explanation of why the proposal is disapproved and a description of the procedure for reconsideration of the decision by the association's board.

~~(d)~~ (e) Neither the association, nor any unit owner other than the declarant or its affiliates, is subject to a claim for payment of expenses incurred in connection with any additional real estate.

(f) Unless expressly provided for in the declaration, the association must not enforce any restriction on parking of a personal vehicle on a public street or public road for which the state or local government has assumed responsibility for maintenance and repairs, unless the authority to regulate such parking has been expressly delegated to the association by the state or local government under terms prescribing the manner in which the association may exercise that authority. Any such delegation shall be valid for a period not to exceed five years, at which time the association must reapply to the delegating entity. As used in this subdivision, "personal vehicle" means an automobile with a gross weight of less than 26,001 pounds that is used for personal pleasure, travel, or commuting to and from a place of work, and does not include a motor home or self-propelled recreational vehicle, or an automobile that is otherwise used primarily in connection with any commercial endeavor or business.

Sec. 25. Minnesota Statutes 2023 Supplement, section 515B.3-116, is amended to read:

515B.3-116 LIEN FOR ASSESSMENTS.

(a) The association has a lien on a unit for any assessment levied against that unit from the time the assessment becomes due. If an assessment is payable in installments, the full amount of the assessment is a lien from the time the first installment thereof becomes due. Unless the declaration otherwise provides, fees, charges, late charges, ~~fin~~es and interest charges pursuant to section 515B.3-102(a)(10), (11) and (12) are liens, and are enforceable as assessments, under this section.

Fines and fine-related charges are not liens, and are not enforceable as assessments under this section. Recording of the declaration constitutes record notice and perfection of any assessment lien under this section, and no further recording of any notice of or claim for the lien is required.

(b) Subject to subsection (c), a lien under this section is prior to all other liens and encumbrances on a unit except (i) liens and encumbrances recorded before the declaration and, in a cooperative, liens and encumbrances which the association creates, assumes, or takes subject to, (ii) any first mortgage encumbering the fee simple interest in the unit, or, in a cooperative, any first security interest encumbering only the unit owner's interest in the unit, (iii) liens for real estate taxes and other governmental assessments or charges against the unit, and (iv) a master association lien under section 515B.2-121(h). This subsection shall not affect the priority of mechanic's liens.

(c) If a first mortgage on a unit is foreclosed, the first mortgage was recorded after June 1, 1994, and no owner or person who acquires the owner's interest in the unit redeems pursuant to chapter 580, 581, or 582, the holder of the sheriff's certificate of sale from the foreclosure of the first mortgage or any person who acquires title to the unit by redemption as a junior creditor shall take title to the unit subject to a lien in favor of the association for unpaid assessments for common expenses levied pursuant to section 515B.3-115(a), (e)(1) to (3), (f), and (i) which became due, without acceleration, during the six months immediately preceding the end of the owner's period of redemption. The common expenses shall be based upon the association's then current annual budget, notwithstanding the use of an alternate common expense plan under section 515B.3-115(a)(2). If a first security interest encumbering a unit owner's interest in a cooperative unit which is personal property is foreclosed, the secured party or the purchaser at the sale shall take title to the unit subject to unpaid assessments for common expenses levied pursuant to section 515B.3-115(a), (e)(1) to (3), (f), and (i) which became due, without acceleration, during the six months immediately preceding the first day following either the disposition date pursuant to section 336.9-610 or the date on which the obligation of the unit owner is discharged pursuant to section 336.9-622.

(d) Proceedings to enforce an assessment lien shall be instituted within three years after the last installment of the assessment becomes payable, or shall be barred.

(e) The unit owner of a unit at the time an assessment is due shall be personally liable to the association for payment of the assessment levied against the unit. If there are multiple owners of the unit, they shall be jointly and severally liable.

(f) This section does not prohibit actions to recover sums for which subsection (a) creates a lien nor prohibit an association from taking a deed in lieu of foreclosure.

(g) The association shall furnish to a unit owner or the owner's authorized agent upon written request of the unit owner or the authorized agent a statement setting forth the amount of unpaid assessments currently levied against the owner's unit. If the unit owner's interest is real estate, the statement shall be in recordable form. The statement shall be furnished within ten business days after receipt of the request and is binding on the association and every unit owner.

(h) The association's lien may be foreclosed as provided in this subsection. In no case may an association's lien be foreclosed unless unpaid fees, charges, late charges, and interest charges pursuant to section 515B.3-102(a)(10), (11) and (12), are outstanding for more than 180 days.

(1) In a condominium or planned community, the association's lien may be foreclosed in a like manner as a mortgage containing a power of sale pursuant to chapter 580, or by action pursuant to chapter 581. The association shall have a power of sale to foreclose the lien pursuant to chapter 580, except that any portion of the assessment that represents attorney fees or costs shall not be included in the amount a unit owner must pay to reinstate under section 580.30 or chapter 581.

(2) In a cooperative whose unit owners' interests are real estate, the association's lien shall be foreclosed in a like manner as a mortgage on real estate as provided in paragraph (1).

(3) In a cooperative whose unit owners' interests in the units are personal property, the association's lien shall be foreclosed in a like manner as a security interest under article 9 of chapter 336. In any disposition pursuant to section 336.9-610 or retention pursuant to sections 336.9-620 to 336.9-622, the rights of the parties shall be the same as those provided by law, except (i) notice of sale, disposition, or retention shall be served on the unit owner 90 days prior to sale, disposition, or retention, (ii) the association shall be entitled to its reasonable costs and attorney fees not exceeding the amount provided by section 582.01, subdivision 1a, (iii) the amount of the association's lien shall be deemed to be adequate consideration for the unit subject to disposition or retention, notwithstanding the value of the unit, and (iv) the notice of sale, disposition, or retention shall contain the following statement in capital letters with the name of the association or secured party filled in:

"THIS IS TO INFORM YOU THAT BY THIS NOTICE (fill in name of association or secured party) HAS BEGUN PROCEEDINGS UNDER MINNESOTA STATUTES, CHAPTER 515B, TO FORECLOSE ON YOUR INTEREST IN YOUR UNIT FOR THE REASON SPECIFIED IN THIS NOTICE. YOUR INTEREST IN YOUR UNIT WILL TERMINATE 90 DAYS AFTER SERVICE OF THIS NOTICE ON YOU UNLESS BEFORE THEN:

(a) THE PERSON AUTHORIZED BY (fill in the name of association or secured party) AND DESCRIBED IN THIS NOTICE TO RECEIVE PAYMENTS RECEIVES FROM YOU:

(1) THE AMOUNT THIS NOTICE SAYS YOU OWE; PLUS

(2) THE COSTS INCURRED TO SERVE THIS NOTICE ON YOU; PLUS

(3) \$500 TO APPLY TO ATTORNEY FEES ACTUALLY EXPENDED OR INCURRED; PLUS

(4) ANY ADDITIONAL AMOUNTS FOR YOUR UNIT BECOMING DUE TO (fill in name of association or secured party) AFTER THE DATE OF THIS NOTICE; OR

(b) YOU SECURE FROM A DISTRICT COURT AN ORDER THAT THE FORECLOSURE OF YOUR RIGHTS TO YOUR UNIT BE SUSPENDED UNTIL YOUR CLAIMS OR DEFENSES ARE FINALLY DISPOSED OF BY TRIAL, HEARING, OR SETTLEMENT. YOUR ACTION MUST SPECIFICALLY STATE THOSE FACTS AND GROUNDS THAT DEMONSTRATE YOUR CLAIMS OR DEFENSES.

IF YOU DO NOT DO ONE OR THE OTHER OF THE ABOVE THINGS WITHIN THE TIME PERIOD SPECIFIED IN THIS NOTICE, YOUR OWNERSHIP RIGHTS IN YOUR UNIT WILL TERMINATE AT THE END OF THE PERIOD, YOU WILL LOSE ALL THE MONEY YOU HAVE PAID FOR YOUR UNIT, YOU WILL LOSE YOUR RIGHT TO POSSESSION OF YOUR

UNIT, YOU MAY LOSE YOUR RIGHT TO ASSERT ANY CLAIMS OR DEFENSES THAT YOU MIGHT HAVE, AND YOU WILL BE EVICTED. IF YOU HAVE ANY QUESTIONS ABOUT THIS NOTICE, CONTACT AN ATTORNEY IMMEDIATELY."

(4) In any foreclosure pursuant to chapter 580, 581, or 582, the rights of the parties shall be the same as those provided by law, except (i) the period of redemption for unit owners shall be six months from the date of sale or a lesser period authorized by law, (ii) in a foreclosure by advertisement under chapter 580, the foreclosing party shall be entitled to costs and disbursements of foreclosure and attorney fees authorized by the declaration or bylaws, notwithstanding the provisions of section 582.01, subdivisions 1 and 1a, (iii) in a foreclosure by action under chapter 581, the foreclosing party shall be entitled to costs and disbursements of foreclosure and attorney fees as the court shall determine, and (iv) the amount of the association's lien shall be deemed to be adequate consideration for the unit subject to foreclosure, notwithstanding the value of the unit.

(i) If a holder of a sheriff's certificate of sale, prior to the expiration of the period of redemption, pays any past due or current assessments, or any other charges lienable as assessments, with respect to the unit described in the sheriff's certificate, then the amount paid shall be a part of the sum required to be paid to redeem under section 582.03.

(j) In a cooperative, if the unit owner fails to redeem before the expiration of the redemption period in a foreclosure of the association's assessment lien, the association may bring an action for eviction against the unit owner and any persons in possession of the unit, and in that case section 504B.291 shall not apply.

(k) An association may assign its lien rights in the same manner as any other secured party.

Sec. 26. Minnesota Statutes 2022, section 515B.4-116, is amended to read:

515B.4-116 RIGHTS OF ACTION; RETALIATION PROHIBITED; ATTORNEY'S FEES.

(a) In addition to any other rights to recover damages, attorney's fees, costs or expenses, whether authorized by this chapter or otherwise, if a declarant, an association, or any other person violates any provision of this chapter, or any provision of the declaration, bylaws, or rules and regulations any person or class of persons adversely affected by the failure to comply has a claim for appropriate relief. Subject to the requirements of section 515B.3-102, the association shall have standing to pursue claims on behalf of the unit owners of two or more units.

(b) An association may not retaliate against an owner for asserting any right the owner has under this chapter or other law. For purposes of this paragraph, asserting rights includes but is not limited to filing an action in district court to enforce a right or remedy provided by this chapter or other law; by the declaration, bylaws, or rules and regulations of the association; or by filing a complaint with local authorities regarding a violation of a health, safety, housing, or building code or ordinance. An association may not decrease services or impose a fine or other penalty or charge legal fees to the owner, nor may the association make the resumption of services or removal of the fine, penalty, or legal fees contingent on the owner dropping the owner's action in district court or complaint with local authorities.

~~(b)~~ (c) The court may award reasonable attorney's fees and costs of litigation to the prevailing party. Punitive damages may be awarded for a willful failure to comply.

~~(e)~~ (d) As a condition precedent to any construction defect claim, the parties to the claim must submit the matter to mediation before a mutually agreeable neutral third party. For the purposes of this section, mediation has the meaning given under the General Rules of Practice, rule 114.02 (7). If the parties are not able to agree on a neutral third-party mediator from the roster maintained by the Minnesota Supreme Court, the parties may petition the district court in the jurisdiction in which the common interest community is located to appoint a mediator. The applicable statute of limitations and statute of repose for an action based on breach of a warranty imposed by this section, or any other action in contract, tort, or other law for any injury to real or personal property or bodily injury or wrongful death arising out of the alleged construction defect, is tolled from the date that any party makes a written demand for mediation under this section until the latest of the following:

- (1) five business days after mediation is completed; or
- (2) 180 days.

Notwithstanding the foregoing, mediation shall not be required prior to commencement of a construction defect claim if the parties have completed home warranty dispute resolution under section 327A.051.

~~(d)~~ (e) The remedies provided for under this chapter are not exclusive and do not abrogate any remedies under other statutes or the common law, notwithstanding whether those remedies are referred to in this chapter."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 34 and nays 33, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Lucero	Rarick
Anderson	Duckworth	Jasinski	Mathews	Rasmusson
Bahr	Eichorn	Johnson	Maye Quade	Utke
Coleman	Farnsworth	Koran	Miller	Weber
Dahms	Green	Lang	Nelson	Wesenberg
Dornink	Gruenhagen	Lieske	Pratt	Westrom
Draheim	Housley	Limmer	Putnam	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Housley.

Those who voted in the negative were:

Boldon	Dziedzic	Hawj	Kupec	Mitchell
Carlson	Fateh	Hoffman	Latz	Mohamed
Champion	Frentz	Klein	Mann	Morrison
Cwodzinski	Gustafson	Kreun	Marty	Murphy
Dibble	Hauschild	Kunesh	McEwen	Oumou Verbeten

Pappas	Port	Seeberger	Wiklund
Pha	Rest	Westlin	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, and Morrison.

The motion prevailed. So the amendment was adopted.

Senator Abeler moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 215, after line 10, insert:

"Sec. 13. Minnesota Statutes 2022, section 462A.222, is amended by adding a subdivision to read:

Subd. 5. Limitation on rental increases. (a) This subdivision applies to any project that is restricted to seniors, as defined by section 462A.37, subdivision 1, paragraph (h), and that receives low-income housing tax credits provided under section 42 of the Internal Revenue Code of 1986, as amended. The rent in a project may not increase in any 12-month period by a percentage more than the greater of:

(1) the percentage that benefit amounts for Social Security or Supplemental Security Income recipients were increased pursuant to United States Code, title 42, sections 415(i) and 1382f, in the preceding 12-month period; or

(2) zero percent.

(b) This subdivision does not apply to projects owned by a nonprofit entity or to a unit occupied by an individual receiving ongoing government-subsidized rental assistance."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Draheim	Jasinski	Limmer	Nelson
Anderson	Duckworth	Johnson	Mathews	Oumou Verbeten
Boldon	Fateh	Klein	Maye Quade	Rarick
Coleman	Gustafson	Koran	McEwen	Seeberger
Dahms	Hoffman	Kreun	Miller	Weber
Dibble	Housley	Kupec	Mitchell	
Dornink	Howe	Lang	Mohamed	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Housley.

Those who voted in the negative were:

Bahr	Farnsworth	Latz	Pappas	Utke
Carlson	Frentz	Lieske	Pha	Wesenberg
Champion	Green	Lucero	Port	Westlin
Cwodzinski	Gruenhagen	Mann	Pratt	Westrom
Drazkowski	Hauschild	Marty	Putnam	Wiklund
Dziedzic	Hawj	Morrison	Rasmusson	Xiong
Eichorn	Kunesh	Murphy	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Nelson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 222, delete section 19

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Dibble moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 5, line 9, after "for" insert "trunk"

Page 5, line 22, delete "highway right-of-way" and insert "trunk highway rights-of-way"

Page 7, line 10, delete "3,223,000" and insert "3,011,000"

Page 7, line 14, delete "2,723,000" and insert "2,511,000"

Page 7, line 20, delete "2,523,000" and insert "2,311,000"

Page 8, delete lines 1 to 11

Page 15, line 14, strike "Road" and before "66" insert "State-Aid Highway"

Page 15, line 15, before the period, insert "in the township of Vermillion"

Page 42, line 5, delete "Open" and insert "Competitive"

Page 42, line 8, delete "allow an open" and insert "use a competitive"

Page 42, line 12, delete everything after "be" and insert "at a location that must be approved by the commissioner and must serve a similar service area as the existing office location"

Page 42, line 13, delete "any" and insert "a" and delete "any" and insert "a"

Page 42, line 14, delete "closed" and after "registrar" insert "that has permanently stopped offering services at the closed" and delete "the open" and insert "a competitive"

Page 42, line 15, delete "an open" and insert "a competitive"

Page 42, line 17, delete the third "the"

Page 42, line 18, delete "apply" and insert ", applies"

Page 42, line 23, reinstate the stricken "who are" and delete the new language and before "who" insert "motor vehicles"

Page 46, line 25, after "including" insert "but not limited to"

Page 61, line 18, delete the first "bicycle" and insert "\"bicycle\""

Page 61, line 21, delete "and" and insert "or"

Page 63, line 22, delete everything after the period

Page 63, delete lines 23 to 25

Page 69, line 19, delete "means" and insert "mean"

Page 75, line 24, delete "Open" and insert "Competitive"

Page 75, line 27, delete "allow an open" and insert "use a competitive"

Page 75, line 31, delete everything after "be" and insert "at a location that must be approved by the commissioner and must serve a similar service area as the existing office location"

Page 75, line 32, delete "any" and insert "a" and delete "any" and insert "a"

Page 75, line 33, delete "closed" and after "agent" insert "that has permanently stopped offering services at the closed" and delete "the open" and insert "a competitive"

Page 76, line 1, delete "an open" and insert "a competitive"

Page 76, line 3, delete the third "the"

Page 76, line 4, delete "apply" and insert ", applies"

Page 79, delete section 76

Page 92, line 4, after "project" insert a comma

Page 92, line 7, after "\$100,000,000" insert a comma

Page 99, delete section 98

Page 100, delete section 100

Page 101, delete section 101

Page 107, delete section 108

Page 111, line 16, delete "a" and delete "bus" and insert "buses"

Page 113, line 1, delete "zero-emissions" and insert "zero-emission"

Page 113, line 22, delete "a"

Page 113, line 23, delete "bus" and insert "buses"

Page 120, line 4, delete everything after "fund" and insert "all bus rapid transit projects with the following elements"

Page 120, line 5, delete everything before the colon

Page 120, after line 17, insert:

"EFFECTIVE DATE. This section is effective October 1, 2024, for transit projects that begin preliminary engineering on or after that date."

Page 122, line 29, delete "applications received" and insert "credentials issued"

Page 124, line 11, delete "of representatives" and delete "of representatives"

Page 126, line 30, delete "(a)"

Page 126, line 31, delete the first comma and insert "and" and delete ", and staff"

Page 127, delete lines 19 to 22

Page 131, line 9, delete "OPEN" and insert "COMPETITIVE"

Page 131, lines 23 and 26, delete "an open" and insert "a competitive"

Page 131, line 24, after "approved" insert "office"

Page 131, line 27, delete everything after "statute"

Page 131, line 28, delete everything before the semicolon

Page 132, lines 1, 3, 5, and 6, delete "an open" and insert "a competitive"

Page 132, line 11, delete "submit it" and insert "report the results of the study" and delete "legislative" and after "committees" insert "in the house of representatives and senate"

Page 132, line 12, delete "study" and insert "report"

Page 132, line 13, delete "open" and insert "competitive"

Page 133, line 13, delete "material" and insert "materials"

Page 133, line 8, after "administration" and insert "and the groups specified in paragraph (c)"

Page 133, line 15, delete the comma

Page 133, line 21, delete the comma and after "Heritage" insert a comma

Page 135, line 5, after the first "companies" insert a comma

Page 136, lines 16 and 18, delete "is" and insert "means"

Page 139, line 15, delete the comma and delete "must"

Page 140, line 9, delete "other states' offering" and insert "procedures in other states that offer"

Page 142, delete section 149

Page 145, after line 8, insert:

"(b) "Commissioner" means the commissioner of transportation.

(c) "Commissioners" means the commissioners of transportation and public safety.

(d) "Pilot program" means the traffic safety camera system pilot project established in Minnesota Statutes, section 169.147."

Page 145, line 9, delete "(b)" and insert "(e)"

Page 147, delete section 154

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 40, line 18, after the period, insert "A licensed motor vehicle dealer must remove plates from any vehicle that is held for resale and may only apply for replacement plates at the time of title transfer to the subsequent owner."

The motion prevailed. So the amendment was adopted.

Senator Pratt moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 142, after line 26, insert:

"Sec. 149. REPORT; MINNESOTA STATE FAIR TRANSPORTATION PLANNING; METROPOLITAN COUNCIL.

(a) By August 1, 2024, the Metropolitan Council must develop a Minnesota State Fair transportation service plan for implementation at the 2024 Minnesota State Fair and submit a report on the plan to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance.

(b) At a minimum, the council's service plan must:

(1) include enhancements to transit, bus, and Metro Transit-operated park-and-ride services to and from the State Fairgrounds for the 2024 State Fair, including a comparison of those enhancements to the prior four years;

(2) include a proposal to integrate alternative transportation modes such as biking and walking in the development of enhanced bus and Metro Transit-operated park-and-ride services, including but not limited to pedestrian safety enhancements at facilities offering transportation to and from the State Fair and providing secure bicycle storage at park-and-ride locations;

(3) identify and evaluate future transportation solutions offered by the council during the State Fair to address emerging challenges presented by the State Fair's attendance numbers, including expanded park-and-ride locations and increased frequency of service at existing Metro Transit-operated park-and-ride locations, expanded express bus offerings, coordination with regional service providers to provide transportation to and from the State Fair, and any other recommendations recommended by the council;

(4) detail a coordination strategy with the State Fair staff regarding the existing transportation planning process;

(5) identify the council's strategy for coordinating with relevant city and county governments, including in the area of the Minnesota State Fairgrounds, to identify and address any issues with enhanced transit, bus, and Metro Transit-operated park-and-ride services for the 2024 State Fair;

(6) detail the council's strategy for ensuring the availability of all other regular transit and bus services in the metropolitan area during the State Fair; and

(7) evaluate whether the net expected cost of the service provided by a replacement service provider for State Fair transportation meets the total expected fare revenue for the service.

(c) A replacement service provider under Minnesota Statutes, section 473.388, must cooperate with the Metropolitan Council and provide information requested in a timely fashion to implement and conduct the study.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 90, delete section 86

Page 111, delete section 117

Page 112, line 12, delete the new language and insert "establish a bus procurement transition strategy so that beginning on January 1, 2035, any qualified transit bus purchased for regular route transit service or special transportation service under section 473.386 by the council is a zero-emission transit bus;"

Page 112, line 17, after "to" insert "the" and before the semicolon, insert "strategy under clause (2)"

Page 112, line 19, after "period" insert "in conjunction with the strategy under clause (2)"

Page 113, line 5, delete everything before "which" and insert "achieve the transition under clause (2),"

Page 113, delete subdivision 4

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 66, after line 4, insert:

"Sec. 60. Minnesota Statutes 2022, section 169.812, subdivision 2, is amended to read:

Subd. 2. **Escort vehicles required; width.** (a) Except as provided in paragraphs (d) and (e), no escort vehicle is required if the width of an overdimensional load is 15 feet or less as measured at the bottom of the load or is 16 feet or less as measured at the top of the load.

(b) Only one rear escort vehicle is required on a multilane divided roadway if the width of an overdimensional load is more than 15 feet as measured at the bottom of the load or is more than 16 feet as measured at the top of the load.

(c) Only one lead escort vehicle and one rear escort vehicle is required on any undivided roadway if the width of an overdimensional load is more than 15 feet as measured at the bottom of the load or is more than 16 feet as measured at the top of the load.

(d) One lead escort vehicle, one rear escort vehicle, and either one lead licensed peace officer or an additional escort driver if a local licensed peace officer is unavailable is required when any part of an overdimensional load or a vehicle transporting an overdimensional load extends beyond the left of the centerline on an undivided roadway.

(e) The commissioner may require additional escorts when deemed necessary to protect public safety or to ensure against undue damage to the road foundations, surfaces, or structures. The commissioner must specify in the permit (1) the number of additional escorts required; and (2) whether the operators of the escort vehicles must be licensed peace officers or may be escort drivers, as defined in subdivision 1."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Lang moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 18, delete sections 2 and 3

Page 19, delete section 4

Page 20, delete sections 6 and 7

Page 44, delete section 36

Page 47, delete sections 41 and 43

Page 48, delete sections 44 and 46

Page 49, delete section 47

Page 50, delete sections 48 and 49

Page 51, delete section 51

Page 52, delete section 52

Page 68, delete section 63

Page 76, delete section 73

Page 81, delete section 77

Page 105, delete section 105

Page 121, delete section 132

Page 145, delete section 152

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, and Housley.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, and Morrison.

The motion did not prevail. So the amendment was not adopted.

Senator Mohamed moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 20, lines 14 and 28, delete "June" and insert "August"

Page 49, line 24, after "be effective" insert "under the requirements of section 169.147, subdivision 2, paragraphs (b) and (c),"

Page 50, after line 6, insert:

"(c) Paragraph (b) does not apply to:

(1) a violation that occurs in a commercial motor vehicle; or

(2) a violation committed by a holder of a class A, B, or C commercial driver's license or commercial driver learner's permit, without regard to whether the violation was committed in a commercial motor vehicle or another vehicle."

Page 50, line 7, delete "(c)" and insert "(d)" and delete "June" and insert "August"

Page 50, lines 8, and 19, delete "June" and insert "August"

Page 50, line 18, after "(d)" insert "Except as provided in subdivision 10, paragraph (c), a" and delete "June" and insert "August"

Page 51, after line 25, insert:

"(c) Paragraph (b) does not apply to:

(1) a violation that occurs in a commercial motor vehicle; or

(2) a violation committed by a holder of a class A, B, or C commercial driver's license or commercial driver learner's permit, without regard to whether the violation was committed in a commercial motor vehicle or another vehicle."

Page 51, line 26, delete "(c)" and insert "(d)" and delete "June" and insert "August"

Page 51, line 27, delete "June" and insert "August"

Page 52, line 14, before "A" insert "Except as provided in subdivision 13, paragraph (c),"

Page 52, lines 16 and 17, delete "June" and insert "August"

Page 53, line 13, delete "June" and insert "August" and delete "May" and insert "July"

Page 53, line 23, delete "June" and insert "August"

Page 53, line 25, delete "6, paragraph (f)" and insert "17"

Page 54, line 6, delete "May" and insert "July"

Page 56, delete lines 14 and 15

Page 57, line 4, before "A" insert "Except as provided in subdivision 9, paragraph (f),"

Page 61, after line 8, insert:

"Subd. 17. **Work zone pilot project; report.** (a) By August 1, 2025, the commissioners must implement a speed safety camera pilot program that provides for education of speeding violations in conjunction with the development and study of the use of speed safety camera systems."

(b) The commissioners must issue a warning for a violation of section 169.14, subdivision 13, captured by a speed safety camera system and must not impose any fine for a second or subsequent violation.

(c) Prior to commencement of conducting the pilot project, the commissioners must establish a work zone traffic safety course that provides at least 30 minutes of instruction on speeding, traffic-control signals, and other safety risks associated with speed and speeding in work zones.

(d) The commissioner must establish an implementation schedule that begins commencement of camera-based traffic enforcement on at least two trunk highway work zone segments by August 1, 2025. The commissioners may select different trunk highway work zones. The commissioners must conduct the work zone pilot project in geographically diverse areas and must consider traffic patterns, historic speed enforcement and citation rates, and other factors to study further deployment of speed camera systems in additional work zones.

(e) By July 1, 2025, the commissioners of transportation and public safety must establish standards, schedules, curricula, and requirements for camera-based enforcement in a trunk highway work zone. The actions of the commissioner are exempt from rulemaking under chapter 14 and are not subject to exempt rulemaking procedures under section 14.386.

(f) By October 1, 2029, the commissioners must submit a report on the work zone pilot project and speed safety camera systems to the chairs and ranking minority members of the legislative committees having jurisdiction over transportation policy and finance. At a minimum, the report must:

(1) provide a review of the work zone pilot program;

(2) provide data on warning notices issued by the pilot program, with breakouts by year, location, and trunk highway type;

(3) evaluate any disparities in impacts under the work zone pilot program;

(4) make recommendations on the calibration, installation, enforcement, administration, adjudication, and implementation of speed camera traffic enforcement in trunk highway work zones, including any statutory or legislative changes needed; and

(5) make recommendations on how to integrate trunk highway work zone speed camera enforcement into the commissioner's strategies, practices, and methods to reduce vehicle speeds and enhance worker safety in work zones.

(g) The authority for the work zone pilot project is limited to August 1, 2025, to July 31, 2029."

Page 61, line 12, delete "May" and insert "July"

Page 76, line 21, before "The" insert "Except as provided in paragraph (b),"

Page 76, after line 24, insert:

"(b) This subdivision does not apply to:

(1) a violation that occurs in a commercial motor vehicle; or

(2) a violation committed by a holder of a class A, B, or C commercial driver's license or commercial driver learner's permit, without regard to whether the violation was committed in a commercial motor vehicle or another vehicle."

Page 76, line 25, delete "(b)" and insert "(c)" and delete "June" and insert "August"

Page 76, line 26, delete "June" and insert "August"

Page 106, line 23, delete "June" and insert "August"

Page 123, after line 19, insert:

"Sec. 136. Laws 2023, chapter 68, article 4, section 126, is amended to read:

Sec. 126. LEGISLATIVE REPORT; SPEED SAFETY CAMERAS.

(a) ~~By November 1, 2024~~ January 15, 2025, the commissioner of public safety must submit a report to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance that identifies a process and associated policies for issuance of a mailed citation to the owner or lessee of a motor vehicle that a speed safety camera system detects is operated in violation of a speed limit.

(b) The commissioner must convene a task force to assist in the development of the report. The task force must include the Advisory Council on Traffic Safety under Minnesota Statutes, section 4.076, a representative from the Minnesota County Attorneys Association, a representative from the judicial branch, and a person with expertise in data privacy and may include other members as the commissioner determines are necessary to develop the report.

(c) At a minimum, the report must include consideration and analysis of:

(1) methods to identify the owner, operator, and any lessee of the motor vehicle;

(2) compliance with federal enforcement requirements related to holders of a commercial driver's license;

(3) authority of individuals who are not peace officers to issue citations;

(4) authority of individuals who are not peace officers to issue citations electronically;

(5) judicial capacity to handle administrative processing of violations issued under the pilot program authorized in Minnesota Statutes, section 169.147;

(6) the appropriate legal classification of citations issued under a camera-based traffic enforcement system;

(7) data practices, including but not limited to concerns related to data privacy;

~~(5)~~ (8) due process, an appeals process, the judicial system, and other legal issues;

~~(6)~~ (9) technology options, constraints, and factors, including the implementation of electronic citations; and

~~(7)~~ (10) recommendations regarding implementation, including but not limited to any legislative proposal and information on implementation costs.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 35 and nays 32, as follows:

Those who voted in the affirmative were:

Abeler	Dziedzic	Klein	McEwen	Port
Boldon	Fateh	Kunesh	Mitchell	Putnam
Carlson	Frentz	Kupec	Mohamed	Rest
Champion	Gustafson	Latz	Morrison	Seeberger
Cwodzinski	Hauschild	Mann	Oumou Verbeten	Westlin
Dahms	Hawj	Marty	Pappas	Wiklund
Dibble	Hoffman	Maye Quade	Pha	Xiong

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

Those who voted in the negative were:

Anderson	Eichorn	Johnson	Mathews	Utke
Bahr	Farnsworth	Koran	Miller	Weber
Coleman	Green	Kreun	Murphy	Wesenberg
Dornink	Gruenhagen	Lang	Nelson	Westrom
Draheim	Housley	Lieske	Pratt	
Drazkowski	Howe	Limmer	Rarick	
Duckworth	Jasinski	Lucero	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

The motion prevailed. So the amendment was adopted.

Senator Howe moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 18, delete sections 2 and 3

Page 19, delete section 4

Page 20, delete sections 6 and 7

Page 44, delete section 36

Page 47, delete sections 41 and 43

Page 48, delete sections 44 and 46

Page 49, delete section 47

Page 50, delete sections 48 and 49

Page 51, delete section 51

Page 52, delete section 52

Page 68, delete section 63

Page 76, delete section 73

Page 81, delete section 77

Page 105, delete section 105

Page 121, delete section 132

Page 123, after line 19, insert:

"Sec. 116. Laws 2023, chapter 68, article 4, section 126, is amended to read:

Sec. 126. LEGISLATIVE REPORT; SPEED SAFETY CAMERAS.

(a) By November 1, 2024, the commissioner of public safety must submit a report to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance that ~~identifies a process and associated policies for issuance of a mailed citation to the owner or lessee of a motor vehicle that a speed safety camera system detects is operated in violation of a speed limit~~ analyzes legislation heard during the 2024 legislative session that seeks to establish statewide implementation of traffic camera enforcement, where the owner or lessee of a motor vehicle is issued a citation from a traffic camera system when the vehicle is operated in violation of a speed limit or traffic-control signal.

(b) The commissioner must convene a task force to assist in the development of the report. The task force must include the Advisory Council on Traffic Safety under Minnesota Statutes, section 4.076, a representative from the Minnesota County Attorneys Association, and a person with expertise in data privacy and may include other members as the commissioner determines are necessary to develop the report.

(c) At a minimum, the report must include consideration and analysis of:

(1) methods to identify the owner, operator, and any lessee of the motor vehicle;

(2) compliance with federal enforcement requirements related to holders of a commercial driver's license;

- (3) authority of individuals who are not peace officers to issue citations;
- (4) data practices, including but not limited to concerns related to data privacy;
- (5) due process, an appeals process, the judicial system, and other legal issues;
- (6) technology options, constraints, and factors; and
- (7) recommendations regarding implementation, including but not limited to any legislative proposal and information on implementation costs.

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

Page 145, delete section 152

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, Morrison, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Drazkowski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 53, line 17, after the semicolon, insert "and"

Page 53, line 18, delete the semicolon and insert a period

Page 53, delete lines 19 to 22

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, Morrison, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Drazkowski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 61, delete subdivision 17 and insert:

"Subd. 17. **Rulemaking authorized.** The commissioner is authorized to adopt rules under chapter 14 to implement this section."

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Abeler	Coleman	Draheim	Eichorn	Gruenhagen
Anderson	Dahms	Drazkowski	Farnsworth	Housley
Bahr	Dornink	Duckworth	Green	Howe

Jasinski	Lang	Mathews	Rasmusson	Wesenberg
Johnson	Lieske	Miller	Rest	Westrom
Koran	Limmer	Pratt	Utke	
Kreun	Lucero	Rarick	Weber	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Seeberger
Champion	Hauschild	Mann	Murphy	Westlin
Cwodzinski	Hawj	Marty	Oumou Verbeten	Wiklund
Dibble	Hoffman	Maye Quade	Pappas	Xiong
Dziedzic	Klein	McEwen	Pha	
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, Morrison, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 53, after line 13, insert:

"(c) The adoption of the pilot program must be voted on at the next general election and, if approved by a majority of those voting on the question, goes into effect following the final canvass of the election."

Reletter the paragraphs in sequence

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Champion	Dibble	Fateh	Gustafson
Carlson	Cwodzinski	Dziedzic	Frentz	Hauschild

Hawj	Latz	Mitchell	Pappas	Seeberger
Hoffman	Mann	Mohamed	Pha	Westlin
Klein	Marty	Morrison	Port	Wiklund
Kunesh	Maye Quade	Murphy	Putnam	Xiong
Kupec	McEwen	Oumou Verbeten	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziejdzic, Marty, Morrison, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Lang moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 53, delete lines 19 to 21 and insert:

"(4) one of the following cities determined by the commissioner:

(i) St. Cloud;

(ii) Mankato;

(iii) Moorhead; or

(iv) Duluth; and"

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Anderson	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	
Duckworth	Jasinski	Lucero	Utke	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Latz	Morrison	Rest
Carlson	Gustafson	Mann	Murphy	Seeberger
Champion	Hauschild	Marty	Oumou Verbeten	Westlin
Cwodzinski	Hawj	Maye Quade	Pappas	Wiklund
Dibble	Hoffman	McEwen	Pha	Xiong
Dziejdzic	Klein	Mitchell	Port	
Fateh	Kunesh	Mohamed	Putnam	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziejdzic, Marty, Morrison, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Kreun moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 147, after line 10, insert:

"Sec. 155. EFFECTIVE DATE; CERTIFICATION OF VALIDITY; TRAFFIC CAMERA SYSTEM PILOT PROGRAM.

(a) Article 2, sections 2, 3, 4, 6, 7, 36, 41, 43, 44, 46 to 49, 51, 52, 63, 73, 77, 105, 132, and 152, are effective the day following the date of a certification of validity submitted under paragraph (b).

(b) Using existing resources, the attorney general must perform a constitutionality analysis of the requirements of article 2, sections 2, 3, 4, 6, 7, 36, 41, 43, 44, 46 to 49, 51, 52, 63, 73, 77, 105, 132, and 152, that includes examination of state and federal law, existing Minnesota supreme court case law on previous traffic camera enforcement systems, and federal guidance. The attorney general must make a constitutionality determination based on the analysis. If the attorney general determines the requirements under the specified sections are not reasonably expected to be ruled unconstitutional under state or federal law, the attorney general must submit a certificate of validity to the revisor of statutes and to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation policy and finance."

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Marty, Morrison, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Howe moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 50, line 13, delete "(6)" and insert "(7)"

Page 52, line 9, delete "or"

Page 52, line 11, delete the period and insert "; or"

Page 52, after line 11, insert:

"(7) the vehicle owner provides a sworn statement to the court or prosecuting authority that the owner was operating the vehicle at the time of the violation, but the owner was operating under the circumstances of an emergency, which may include but is not limited to the birth of a child, necessary and urgent medical attention at a hospital, or a potential injury to a passenger in the vehicle."

The motion prevailed. So the amendment was adopted.

Senator Frentz moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 97, delete section 97

Page 143, after line 14, insert:

"Sec. 149. **STUDY; WAYSIDE DETECTORS.**

(a) For purposes of this section, the following terms have the meanings given:

(1) "commissioner" means the commissioner of transportation; and

(2) "wayside detector" or "wayside detector system" means one or more electronic devices that:

(i) perform automated scanning of passing trains, rolling stock, and on-track equipment to detect defects or precursors to defects in equipment or component parts; and

(ii) provide notification to individuals of a defect or precursor to a defect.

(b) The commissioner must conduct a comprehensive study on wayside detector systems and other rail inspection technologies. The commissioner must engage with the governor's Freight Rail Council under Executive Order 24-01 to consider and review issues related to wayside detectors,

including analyzing existing federal regulations and guidance, incidents and performance data, safety complaints, and best practices.

(c) The study must:

(1) analyze deployed and emerging wayside detector system technology, including known detector types and quantities and may include, but is not limited to, the following inspection technologies:

(i) acoustic bearing detectors;

(ii) hot box detectors;

(iii) wheel tread inspection detectors;

(iv) wheel impact load detectors;

(v) wheel temperature detectors;

(vi) wheel profile detectors; and

(vii) machine vision systems;

(2) analyze wayside detector systems' impacts on railroad safety and identify accidents and incident trends of rolling stock or other conditions monitored by wayside detectors;

(3) identify current practices for defect notification to train crews;

(4) identify current practices for wayside detector systems or other inspection technology deployment and maintenance;

(5) estimate costs of requiring wayside detector systems for Class II and Class III railroads and rail carriers, and identify potential state funding mechanisms to institute such requirements;

(6) include a federal preemption analysis of mandating wayside detector systems under state law that includes an analysis and examination of federal law, case law, and federal guidance;

(7) analyze the costs and impacts, if any, on the transport of goods on certain Minnesota industries and sectors, including agriculture, taconite mining, manufacturing, timber, retail, and automotive, if implementation of a wayside detector system is required in Minnesota; and

(8) review current and anticipated Federal Railroad Administration efforts to regulate wayside detector systems, including guidance from the federal Railroad Safety Advisory Committee on wayside detectors.

(d) By February 1, 2025, the commissioner must submit a joint report with the governor's Freight Rail Council on the study to the chairs and ranking minority members of the legislative committees with jurisdiction over transportation, commerce, and civil law policy and finance.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 40 and nays 27, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Hoffman	Lang	Pratt
Anderson	Duckworth	Housley	Lieske	Rarick
Bahr	Eichorn	Howe	Limmer	Rasmusson
Coleman	Farnsworth	Jasinski	Lucero	Rest
Cwodzinski	Frentz	Johnson	Mathews	Utke
Dahms	Green	Klein	Miller	Weber
Dornink	Gruenhagen	Koran	Nelson	Wesenberg
Draheim	Gustafson	Kreun	Pha	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Hauschild	Marty	Murphy	Westlin
Carlson	Hawj	Maye Quade	Oumou Verbeten	Wiklund
Champion	Kunesh	McEwen	Pappas	Xiong
Dibble	Kupec	Mitchell	Port	
Dziedzic	Latz	Mohamed	Putnam	
Fateh	Mann	Morrison	Seeberger	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, Morrison, and Port.

The motion prevailed. So the amendment was adopted.

Senator Boldon moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 8, line 33, delete "the public education" and insert "for costs related to the motorcycle lane safety study and report"

Page 8, line 34, delete everything before "under"

Page 9, line 1, delete "144" and insert "135"

Page 9, delete lines 1 and 2

Page 66, delete section 61

Page 123, after line 19, insert:

"Sec. 135. **ADVISORY COUNCIL ON TRAFFIC SAFETY; MOTORCYCLE LANE SAFETY STUDY.**

(a) For purposes of this section:

(1) "lane splitting" means the practice of riding a motorcycle between clearly marked lanes for traffic traveling in the same direction;

(2) "lane filtering" means the practice of riding a motorcycle between stopped or slowed motor vehicle traffic; and

(3) "staff" means those legislative employees who are identified in any of the following roles for the legislative committees: committee administrator, committee legislative assistant, caucus research, fiscal analysis, counsel, or nonpartisan research.

(b) By February 1, 2025, the Advisory Council on Traffic Safety under Minnesota Statutes, section 4.076, must study and make recommendations to the commissioners of public safety and transportation on the changes to the motorcycle operation rules in Minnesota Statutes, section 169.974, subdivision 5. The advisory council must analyze and study the safety of riding a motorcycle between clearly marked lanes for traffic. The study must include the following aspects of motorcycle riding:

(1) an analysis of the safety implications of lane splitting or lane filtering for motorcycle riders;

(2) an analysis on traffic safety for other road users;

(3) its effectiveness in reducing traffic congestion;

(4) a comparison of other states' laws on permitting lane splitting or filtering;

(5) public perception and attitudes toward lane splitting or lane filtering;

(6) suggested changes to road design or signage to improve visibility of motorcycles when lane splitting or lane filtering; and

(7) any other recommendations or potential legislative changes to Minnesota Statutes, section 169.974, subdivision 5.

(c) In preparing the study, the Advisory Council on Traffic Safety must consult with motorcycle safety experts, traffic engineering experts, the State Patrol and local law enforcement, and representatives from motorcycle rider organizations.

(d) The Advisory Council on Traffic Safety must submit the study in a report to the chairs, ranking minority members, and staff of the legislative committees with jurisdiction over transportation finance and policy. The report must include whether any legislative changes are needed to ensure the safe operation of motorcycles on Minnesota roadways and detail the efforts to educate the driving public about lane splitting and lane filtering.

(e) The study expires upon submission of the report to the legislature.

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

Page 138, delete section 144

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 20 and nays 47, as follows:

Those who voted in the affirmative were:

Bahr	Dziedzic	Kunesh	McEwen	Pappas
Boldon	Fateh	Mann	Mitchell	Pha
Carlson	Gustafson	Marty	Mohamed	Port
Cwodzinski	Hoffman	Maye Quade	Murphy	Westlin

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

Those who voted in the negative were:

Abeler	Eichorn	Johnson	Mathews	Seeberger
Anderson	Farnsworth	Klein	Miller	Utke
Champion	Frentz	Koran	Morrison	Weber
Coleman	Green	Kreun	Nelson	Wesenberg
Dahms	Gruenhagen	Kupec	Oumou Verbeten	Westrom
Dibble	Hauschild	Lang	Pratt	Wiklund
Dornink	Hawj	Latz	Putnam	Xiong
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	
Duckworth	Jasinski	Lucero	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senator: Morrison.

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senators: Anderson, Duckworth, Housley, and Lucero.

The motion did not prevail. So the amendment was not adopted.

Senator Kreun moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 18, delete section 1

Page 81, delete section 78

Page 83, delete section 79

Page 84, delete section 80

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 9, after line 25, insert:

"(c) \$150,000,000 of the appropriation in fiscal year 2024 from the general fund for the Minneapolis-Duluth Northern Lights Express intercity passenger rail project under Laws 2023, chapter 68, article 1, section 2, subdivision 2, paragraph (d), is canceled to the general fund."

Page 10, after line 11, insert:

"Sec. 10. **APPROPRIATION; LOCAL ROADS AND BRIDGES.**

(a) \$75,000,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of transportation for construction and reconstruction of local roads under Minnesota Statutes, section 174.52. This is a onetime appropriation and is available until June 30, 2027.

(b) \$75,000,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of transportation to replace or rehabilitate local deficient bridges under Minnesota Statutes, section 174.50. This is a onetime appropriation and is available until June 30, 2027."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Champion	Dibble	Fateh	Gustafson
Carlson	Cwodzinski	Dziedzic	Frentz	Hauschild

Hawj	Latz	Mitchell	Pappas	Seeberger
Hoffman	Mann	Mohamed	Pha	Westlin
Klein	Marty	Morrison	Port	Wiklund
Kunesh	Maye Quade	Murphy	Putnam	Xiong
Kupec	McEwen	Oumou Verbeten	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 9, after line 25, insert:

"(c) \$10,000,000 of the appropriation in fiscal year 2024 from the general fund for the Minneapolis-Duluth Northern Lights Express intercity passenger rail project under Laws 2023, chapter 68, article 1, section 2, subdivision 2, paragraph (d), is canceled to the general fund."

Page 11, line 16, before "\$20,000,000" insert "(a)"

Page 11, after line 19, insert:

"(b) \$10,000,000 in fiscal year 2025 is transferred from the general fund to the town road account under Minnesota Statutes, section 162.081. This is a onetime transfer."

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Howe moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 9, after line 25, insert:

"(c) \$22,000,000 of the appropriation in fiscal year 2024 from the general fund for the Minneapolis-Duluth Northern Lights Express intercity passenger rail project under Laws 2023, chapter 68, article 1, section 2, subdivision 2, paragraph (d), is canceled to the general fund."

Page 10, after line 11, insert:

"Sec. 10. **APPROPRIATION; LOCAL ROAD WETLAND REPLACEMENT.**

\$22,000,000 in fiscal year 2025 is appropriated from the general fund to the commissioner of transportation for wetland replacement related to local road projects. With the approval of the commissioner of transportation, any portion of this appropriation is available to the Board of Water and Soil Resources for this purpose. This is a onetime appropriation and is available until June 30, 2027."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Pursuant to Rule 7.4, Senator Dibble questioned whether the Howe amendment was in order.

The President ruled the amendment was out of order.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 86, after line 11, insert:

"Sec. 84. Minnesota Statutes 2022, section 174.01, subdivision 2, is amended to read:

Subd. 2. **Transportation goals.** The goals of the state transportation system are as follows:

(1) to minimize fatalities and injuries for transportation users throughout the state;

(2) to provide multimodal and intermodal transportation facilities and services to increase access for all persons and businesses and to ensure economic well-being and quality of life without undue burden placed on any community;

- (3) to provide a reasonable travel time for commuters;
- (4) to enhance economic development and provide for the economical, efficient, and safe movement of goods to and from markets by rail, highway, and waterway;
- (5) to encourage tourism by providing appropriate transportation to Minnesota facilities designed to attract tourists and to enhance the appeal, through transportation investments, of tourist destinations across the state;
- (6) to provide transit services to all counties in the state to meet the needs of transit users;
- (7) to promote accountability through systematic management of system performance and productivity through the utilization of technological advancements;
- (8) to maximize the long-term benefits received for each state transportation investment;
- (9) to provide for and prioritize funding of transportation investments that ensures that the state's transportation infrastructure is maintained in a state of good repair;
- (10) to ensure that the planning and implementation of all modes of transportation are consistent with the environmental and energy goals of the state;
- (11) to promote and increase the use of high-occupancy vehicles and low-emission vehicles;
- (12) to provide an air transportation system sufficient to encourage economic growth and allow all regions of the state the ability to participate in the global economy;
- (13) to increase use of transit as a percentage of all trips statewide by giving highest priority to the transportation modes with the greatest people-moving capacity and lowest long-term economic and environmental cost;
- (14) to promote and increase bicycling and walking as a percentage of all trips as energy-efficient, nonpolluting, and healthy forms of transportation;
- (15) secondary to the goal under clause (1), to reduce greenhouse gas emissions from the state's transportation sector; and
- (16) secondary to the goal under clause (1), to accomplish these goals with minimal impact on the environment.

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

Sec. 85. Minnesota Statutes 2023 Supplement, section 174.01, subdivision 3, is amended to read:

Subd. 3. **Greenhouse gas emissions targets.** (a) In association with the goals under subdivision 2, clauses (10) and (13) to (16), and subject to the transportation system safety goal under subdivision 2, clause (1), the commissioner of transportation must establish targets for the statewide greenhouse gas emissions reduction goal under section 216H.02, subdivision 1.

(b) The targets must include:

(1) establishment of proportional emissions reduction performance targets for the transportation sector;

(2) specification of the performance targets on a five-year or more frequent basis; and

(3) allocation across the transportation sector, which:

(i) must provide for an allocation to the metropolitan area, as defined in section 473.121, subdivision 2;

(ii) must account for differences in the feasibility and extent of emissions reductions across forms of land use and across regions of the state; and

(iii) may include performance targets based on Department of Transportation district, geographic region, a per capita calculation, or transportation mode, or a combination.

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

Page 86, after line 19, insert:

"Sec. 87. Minnesota Statutes 2022, section 174.03, subdivision 1a, is amended to read:

Subd. 1a. **Revision of statewide multimodal transportation plan.** (a) The commissioner must revise the statewide multimodal transportation plan by January 15, 2022, and by January 15 of every five years thereafter. Before final adoption of a revised plan, the commissioner must hold a hearing to receive public comment on the preliminary draft of the revised plan.

(b) Each revised statewide multimodal transportation plan must:

(1) incorporate the goals of the state transportation system in section 174.01;

(2) establish objectives, policies, and strategies for achieving those goals; and

(3) identify performance targets for measuring progress and achievement of transportation system goals, objectives, or policies.

(c) Any vehicle miles traveled reduction targets established in the plan are secondary to the transportation system safety goal under subdivision 2, clause (1).

EFFECTIVE DATE. This section is effective the day following final enactment and applies to plans adopted on or after that date."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Jasinski moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 10, delete section 9

Page 92, delete section 88

Page 113, delete section 119

Page 114, delete sections 120 and 121

Page 115, delete sections 122, 123, and 124

Page 116, delete section 125

Page 117, delete section 126

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 25 and nays 41, as follows:

Those who voted in the affirmative were:

Anderson	Howe	Kupec	Mathews	Rarick
Boldon	Jasinski	Lang	Miller	Rest
Dahms	Johnson	Latz	Nelson	Utke
Farnsworth	Klein	Limmer	Pha	Weber
Green	Koran	Lucero	Putnam	Westrom

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson and Lucero.

Those who voted in the negative were:

Abeler	Drazkowski	Hawj	McEwen	Seeberger
Bahr	Duckworth	Hoffman	Mitchell	Wesenberg
Carlson	Dziedzic	Housley	Mohamed	Westlin
Champion	Eichorn	Kreun	Murphy	Wiklund
Coleman	Fateh	Kunesh	Oumou Verbeten	Xiong
Cwodzinski	Frentz	Lieske	Pappas	
Dibble	Gruenhagen	Mann	Port	
Dornink	Gustafson	Marty	Pratt	
Draheim	Hauschild	Maye Quade	Rasmusson	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senator: Housley.

The motion did not prevail. So the amendment was not adopted.

Senator McEwen moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 147, line 31, delete "299,000" and insert "335,000"

Page 148, line 1, delete "\$299,000" and insert "\$335,000"

Page 148, line 3, delete "\$314,000" and insert "\$452,000" and delete "\$265,000" and insert "\$403,000"

Page 148, delete section 4

Page 148, line 28, delete "the project is completed" and insert "June 30, 2029."

Page 148, delete line 29

Page 148, line 30, delete "section 16A.642."

Page 149, line 31, delete "44,525,000" and insert "44,627,000"

Page 150, line 4, delete "5,030,000" and insert "5,132,000"

Page 150, line 23, delete "6,472,000" and insert "6,574,000"

Page 150, line 26, delete "4,776,000" and insert "4,878,000"

Page 159, line 20, after the period, insert "(b)"

Reletter the paragraphs in sequence

Page 162, line 17, after "clarification" insert "on the status of a preschool, school readiness, school readiness plus, or prekindergarten program or other school district or charter school-based early education program position"

Page 175, line 21, after "negotiation" insert "absent mutual agreement by the parties"

Page 200, lines 9 and 10, reinstate the stricken language

Page 200, line 11, reinstate the stricken language and after "employer" insert ", excluding employment by the Board of Regents of the University of Minnesota"

Page 200, lines 12 to 14, reinstate the stricken language

Page 200, line 21, reinstate the stricken language and after "school" insert ", excluding employment by the Board of Regents of the University of Minnesota"

Page 200, lines 22 and 23, reinstate the stricken language

Page 200, line 24, reinstate the stricken language and delete the new language

Page 200, line 26, reinstate the stricken language and delete the new language

Page 201, line 1, reinstate the stricken language and delete the new language

Page 201, line 31, delete "of the aforementioned workers" and insert "individuals who are employees under this clause"

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 65 and nays 1, as follows:

Those who voted in the affirmative were:

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

Wesenberg

Westlin

Westrom

Wiklund

Xiong

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

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Dahms, Housley, and Lucero.

Those who voted in the negative were:

Anderson

Pursuant to Rule 40, Senator Jasinski cast the negative vote on behalf of the following Senator: Anderson.

The motion prevailed. So the amendment was adopted.

Senator Weber moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 191, line 8, after "units" insert "that are located within the metropolitan area, as defined in section 473.121, subdivision 2"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Johnson	Mathews	Utke
Bahr	Eichorn	Koran	Miller	Weber
Coleman	Green	Kreun	Nelson	Wesenberg
Dahms	Gruenhagen	Lang	Pratt	Westrom
Dornink	Housley	Lieske	Rarick	
Draheim	Howe	Limmer	Rasmusson	
Drazkowski	Jasinski	Lucero	Rest	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Abeler	Farnsworth	Klein	McEwen	Pha
Boldon	Fateh	Kunesh	Mitchell	Port
Carlson	Frentz	Kupec	Mohamed	Putnam
Champion	Gustafson	Latz	Morrison	Seeberger
Cwodzinski	Hauschild	Mann	Murphy	Westlin
Dibble	Hawj	Marty	Oumou Verbeten	Wiklund
Dziedzic	Hoffman	Maye Quade	Pappas	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Seeberger moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 181, delete lines 20 and 21 and insert:

"(2) an individual who is a volunteer firefighter or paid on-call firefighter, with a department charged with the prevention or suppression of fires within the boundaries of the state; is a volunteer ambulance attendant as defined in section 144E.001, subdivision 15; or is an ambulance service personnel as defined in section 144E.001, subdivision 3a, who serves in a paid on-call position; or"

The motion prevailed. So the amendment was adopted.

Senator Gustafson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 188, line 3, strike "No"

Page 188, line 7, delete the new language and insert "All paid time off and other paid leave made available to an employee by an employer in excess of the minimum amount required in section 181.9446 for absences from work due to personal illness or injury, but not including short-term or long-term disability or other salary continuation benefits, must meet or exceed the minimum standards and requirements provided in sections 181.9445 to 181.9448, except for section 181.9446. For paid leave accrued prior to January 1, 2024, for absences from work due to personal illness or injury, an employer may require an employee who uses such leave to follow the written notice and documentation requirements in the employer's applicable policy or applicable collective bargaining agreement as of December 31, 2023, in lieu of the requirements of section 181.9447, subdivisions 2 and 3, provided that an employer does not require an employee to use leave accrued on or after January 1, 2024, before using leave accrued prior to that date"

Page 188, lines 8 to 10, delete the new language

The motion prevailed. So the amendment was adopted.

Senator Duckworth moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 199, after line 3, insert:

"Sec. 10. [471.9999] TRANSPORTATION NETWORK COMPANIES; LOCAL REGULATION PROHIBITED.

A political subdivision of the state may not adopt or enforce an ordinance or other local law or rule regulating transportation network company driver benefits, compensation, or insurance coverage

for transportation network companies as defined under section 65B.472, subdivision 1, paragraph (e).

EFFECTIVE DATE. This section is effective retroactive to March 6, 2024."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Dibble questioned whether the amendment was germane.

The President ruled that the amendment was not germane.

Senator Rasmusson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 193, after line 5, insert:

"Sec. 3. [181.913] INDEPENDENT CONTRACTOR STATUS OF TRANSPORTATION NETWORK COMPANY DRIVERS.

A transportation network company driver is an independent contractor for all purposes and not an employee or agent with respect to the transportation network company driver's relationship with a transportation network company. For purposes of this section: (1) "transportation network company driver" has the meaning given in section 65B.472, subdivision 1, paragraph (f); and (2) "transportation network company" has the meaning given in section 65B.472, subdivision 1, paragraph (e)."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Champion	Dibble	Fateh	Gustafson
Carlson	Cwodzinski	Dziedzic	Frentz	Hauschild

Hawj	Latz	Mitchell	Pappas	Seeberger
Hoffman	Mann	Mohamed	Pha	Westlin
Klein	Marty	Morrison	Port	Wiklund
Kunesh	Maye Quade	Murphy	Putnam	Xiong
Kupec	McEwen	Oumou Verbeten	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Rasmusson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 149, line 11, after "to" insert ": (1)"

Page 149, line 12, before the period, insert "; and (2) refrain from conducting political activity at the center"

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Lucero	Utke
Anderson	Duckworth	Jasinski	Mathews	Weber
Bahr	Eichorn	Johnson	Miller	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Lieske moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 148, delete lines 12 to 36 and insert:

"\$9,000,000 the second year is for broadband grants to local units of government to implement the requirements of Minnesota Statutes, section 181.912, and to improve broadband service. This is a onetime appropriation."

Page 149, delete lines 1 to 12

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Abeler	Fateh	Kunesh	Mitchell	Port
Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Dornink moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 191, delete section 2

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Abeler	Fateh	Kunesh	Mitchell	Port
Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Dornink moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 191, delete section 2

Page 199, after line 12, insert:

"Sec. 10. **UNDERGROUND INFRASTRUCTURE TASK FORCE.**

(a) An underground infrastructure task force is established to study safety practices in underground utility construction in Minnesota and, if necessary, based on its findings, develop certification standards for underground utility construction workers.

(b) The task force shall have no more than 12 members and shall consist of:

(1) one union and one nonunion contractor who perform underground utility construction;

(2) one representative of a union that represents underground utility contractors;

(3) one representative of a union representing underground utility construction workers;

(4) one representative each of an investor-owned electric utility, natural gas utility, telecommunications company, and cable company;

(5) one representative of an electric cooperative;

(6) one representative of a municipally-owned utility;

(7) one representative of the Office of Broadband Development; and

(8) one representative of the governor's broadband task force.

(c) Members listed in paragraph (b), clauses (1) to (8), shall be designated or appointed by the commissioner of labor and industry.

(d) The task force shall submit a report:

(1) the chairs and ranking minority members of the senate and house of representatives committees with jurisdiction over labor;

(2) the chair and ranking minority members of the senate agriculture, broadband, and rural development committee;

(3) the chair of the governor's task force on broadband; and

(4) the Office of Broadband Development no later than January 31, 2025, with its findings and recommendations."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 32 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	
Drazkowski	Howe	Limmer	Rasmusson	

Pursuant to Rule 40, Senator Jasinski cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Abeler	Dibble	Hauschild	Kupec	McEwen
Boldon	Dziedzic	Hawj	Latz	Mitchell
Carlson	Fateh	Hoffman	Mann	Mohamed
Champion	Frentz	Klein	Marty	Morrison
Cwodzinski	Gustafson	Kunesh	Maye Quade	Murphy

Oumou Verbeten
Pappas

Pha
Port

Putnam
Rest

Seeberger
Westlin

Wiklund
Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Rasmusson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 181, line 21, delete the second "or"

Page 181, after line 21, insert:

"(3) an individual who is an elected official or a person who is appointed to fill a vacancy in an elected office as part of a legislative governing body of Minnesota or a political subdivision; or"

Page 181, line 22, delete "(3)" and insert "(4)"

The motion prevailed. So the amendment was adopted.

Senator Rasmusson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 191, after line 18, insert:

"Sec. 2. Minnesota Statutes 2023 Supplement, section 181.213, subdivision 2, is amended to read:

Subd. 2. **Investigation of market conditions.** (a) The board must investigate market conditions and the existing wages, benefits, and working conditions of nursing home workers for specific geographic areas of the state and specific nursing home occupations. Based on this information, the board must seek to adopt minimum nursing home employment standards that meet or exceed existing industry conditions for a majority of nursing home workers in the relevant geographic area and nursing home occupation. Except for standards exceeding the threshold determined in paragraph (d), initial employment standards established by the board are effective beginning January 1, 2025, and shall remain in effect until any subsequent standards are adopted by rules.

(b) The board must consider the following types of information in making determinations that employment standards are reasonably necessary to protect the health and welfare of nursing home workers:

(1) wage rate and benefit data collected by or submitted to the board for nursing home workers in the relevant geographic area and nursing home occupations;

(2) statements showing wage rates and benefits paid to nursing home workers in the relevant geographic area and nursing home occupations;

(3) signed collective bargaining agreements applicable to nursing home workers in the relevant geographic area and nursing home occupations;

(4) testimony and information from current and former nursing home workers, worker organizations, nursing home employers, and employer organizations;

(5) local minimum nursing home employment standards;

(6) information submitted by or obtained from state and local government entities; and

(7) any other information pertinent to establishing minimum nursing home employment standards.

(c) In considering wage and benefit increases, the board must determine the impact of nursing home operating payment rates determined pursuant to section 256R.21, subdivision 3, and the employee benefits portion of the external fixed costs payment rate determined pursuant to section 256R.25. If the board, in consultation with the commissioner of human services, determines the operating payment rate and employee benefits portion of the external fixed costs payment rate will increase to comply with the new employment standards, the board shall report to the legislature the increase in funding needed to increase payment rates to comply with the new employment standards and must make implementation of any new nursing home employment standards contingent upon an appropriation, as determined by sections 256R.21 and 256R.25, to fund the rate increase necessary to comply with the new employment standards.

(d) In evaluating the impact of the employment standards on payment rates determined by sections 256R.21 and 256R.25, the board, in consultation with the commissioner of human services, must consider the following:

(1) the statewide average wage rates for employees pursuant to section 256R.10, subdivision 5, and benefit rates pursuant to section 256R.02, subdivisions 18 and 22, as determined by the annual Medicaid cost report used to determine the operating payment rate and the employee benefits portion of the external fixed costs payment rate for the first day of the calendar year immediately following the date the board has established minimum wage and benefit levels;

(2) compare the results of clause (1) to the operating payment rate and employee benefits portion of the external fixed costs payment rate increase for the first day of the second calendar year after the adoption of any nursing home employment standards included in the most recent budget and economic forecast completed under section 16A.103; and

(3) if the established nursing home employment standards result in an increase in costs that exceed the operating payment rate and external fixed costs payment rate increase included in the most recent budget and economic forecast completed under section 16A.103, effective on the proposed implementation date of the new nursing home employment standards, the board must determine if the rates will need to be increased to meet the new employment standards and the standards must not be effective until an appropriation sufficient to cover the rate increase and federal approval of the rate increase is obtained.

(e) At least three months before the certifying described in paragraph (f), the board must examine and report to the legislature the initial 12-month facility specific cost of complying with any standard. This report must include estimates for each nursing facility that participates in chapter 256R and include the costs resulting from the standard for each nursing facility due to the increased wages, payroll taxes, changes to benefits, and wage compression.

(f) The budget and economic forecasts completed under section 16A.103 shall not assume an increase in payment rates determined under chapter 256R resulting from the new employment standards until the board certifies the rates will need to be increased and the legislature appropriates funding for the increase in payment rates."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

President Champion called Senator Frentz to preside.

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 33 and nays 34, as follows:

Those who voted in the affirmative were:

Abeler	Drazkowski	Howe	Limmer	Rasmusson
Anderson	Duckworth	Jasinski	Lucero	Utke
Bahr	Eichorn	Johnson	Mathews	Weber
Coleman	Farnsworth	Koran	Miller	Wesenberg
Dahms	Green	Kreun	Nelson	Westrom
Dornink	Gruenhagen	Lang	Pratt	
Draheim	Housley	Lieske	Rarick	

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Nelson moved to amend H.F. No. 5242, as amended pursuant to Rule 45, adopted by the Senate May 3rd, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5284.)

Page 191, after line 18, insert:

"Sec. 2. Minnesota Statutes 2022, section 177.42, subdivision 4, is amended to read:

Subd. 4. **Prevailing hours of labor.** "Prevailing hours of labor" means the hours of labor per day and per week worked within the area by a larger number of workers of the same class than are employed within the area for any other number of hours per day and per week. The prevailing hours of labor may not be more than ~~eight~~ ten hours per day or more than 40 hours per week."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

President Champion resumed the Chair.

The question was taken on the adoption of the Nelson amendment.

The roll was called, and there were yeas 30 and nays 35, as follows:

Those who voted in the affirmative were:

Anderson	Drazkowski	Howe	Limmer	Rarick
Bahr	Duckworth	Jasinski	Lucero	Rasmusson
Coleman	Eichorn	Johnson	Mathews	Utke
Dahms	Green	Koran	Miller	Weber
Dornink	Gruenhagen	Kreun	Nelson	Wesenberg
Draheim	Housley	Lang	Pratt	Westrom

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Abeler	Fateh	Kunesh	Mitchell	Port
Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

H.F. No. 5242 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

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

Those who voted in the affirmative were:

Abeler	Dibble	Hauschild	Kupec	Maye Quade
Boldon	Dziedzic	Hawj	Latz	McEwen
Carlson	Fateh	Hoffman	Limmer	Mitchell
Champion	Frentz	Klein	Mann	Mohamed
Cwodzinski	Gustafson	Kunesh	Marty	Morrison

Murphy	Pha	Rest	Wiklund
Oumou Verbeten	Port	Seeberger	Xiong
Pappas	Putnam	Westlin	

Pursuant to Rule 40, Senator Oumou Verbeten cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

Those who voted in the negative were:

Anderson	Duckworth	Jasinski	Mathews	Weber
Bahr	Eichorn	Johnson	Miller	Wesenberg
Coleman	Farnsworth	Koran	Nelson	Westrom
Dahms	Green	Kreun	Pratt	
Dornink	Gruenhagen	Lang	Rarick	
Draheim	Housley	Lieske	Rasmusson	
Drazkowski	Howe	Lucero	Utke	

Pursuant to Rule 40, Senator Duckworth cast the negative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

So the bill, as amended, was passed and its title was agreed to.

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.

APPOINTMENTS

Senator Murphy from the Subcommittee on Conference Committees recommends that the following Senators be and they hereby are appointed as a Conference Committee on:

S.F. No. 5289: Senators Champion, Mohamed, and Gustafson.

H.F. No. 3438: Senators Port, Marty, and Rasmusson.

H.F. No. 4757: Senators Port, Pha, Frentz, Maye Quade, and Xiong.

Senator Murphy moved that the foregoing appointments be approved. The motion prevailed.

ADJOURNMENT

Senator Abeler moved that the Senate do now adjourn until 11:00 a.m., Tuesday, May 7, 2024.

The question was taken on the adoption of the motion.

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

Those who voted in the affirmative were:

Abeler	Bahr	Dahms	Draheim	Duckworth
Anderson	Coleman	Dornink	Drazkowski	Eichorn

Farnsworth	Jasinski	Lieske	Nelson	Weber
Green	Johnson	Limmer	Pratt	Wesenberg
Gruenhagen	Koran	Lucero	Rarick	Westrom
Housley	Kreun	Mathews	Rasmusson	
Howe	Lang	Miller	Utke	

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Morrison	Rest
Carlson	Gustafson	Latz	Murphy	Seeberger
Champion	Hauschild	Mann	Oumou Verbeten	Westlin
Cwodzinski	Hawj	Marty	Pappas	Wiklund
Dibble	Hoffman	Maye Quade	Pha	Xiong
Dziedzic	Klein	McEwen	Port	
Fateh	Kunesh	Mohamed	Putnam	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail.

MOTIONS AND RESOLUTIONS - CONTINUED

SPECIAL ORDER

H.F. No. 5237: A bill for an act relating to education; providing for supplemental funding for prekindergarten through grade 12 education; modifying provisions for general education, education excellence, the Read Act, American Indian education, teachers, charter schools, special education, school facilities, school nutrition and libraries, early childhood education, and state agencies; requiring reports; authorizing rulemaking; appropriating money; amending Minnesota Statutes 2022, sections 13.321, by adding a subdivision; 120A.41; 122A.415, by adding a subdivision; 122A.73, subdivision 4; 124D.093, subdivisions 3, 4, 5; 124D.19, subdivision 8; 124D.957, subdivision 1; 124E.22; 126C.05, subdivision 15; 126C.10, subdivision 13a; 127A.45, subdivisions 12, 13, 14a; 127A.51; Minnesota Statutes 2023 Supplement, sections 120B.018, subdivision 6; 120B.021, subdivisions 1, 2, 3, 4; 120B.024, subdivision 1; 120B.1117; 120B.1118, subdivisions 7, 10, by adding a subdivision; 120B.12, subdivisions 1, 2, 2a, 3, 4, 4a; 120B.123, subdivisions 1, 2, 5, 7, by adding a subdivision; 120B.124, subdivisions 1, 2, by adding subdivisions; 121A.642; 122A.415, subdivision 4; 122A.73, subdivisions 2, 3; 122A.77, subdivisions 1, 2; 123B.92, subdivision 11; 124D.111, subdivision 3; 124D.151, subdivision 6; 124D.165, subdivisions 3, 6; 124D.42, subdivision 8; 124D.65, subdivision 5; 124D.81, subdivision 2b; 124D.901, subdivision 3; 124D.98, subdivision 5; 124D.995, subdivision 3; 124E.13, subdivision 1; 126C.10, subdivisions 2e, 3, 3c, 13, 18a; 127A.21; 256B.0625, subdivision 26; 256B.0671, by adding a subdivision; Laws 2023, chapter 18, section 4, subdivisions 2, as amended, 3, as amended; Laws 2023, chapter 54, section 20, subdivisions 6, 24; Laws 2023, chapter 55, article 1, section 36, subdivisions 2, as amended, 8; article 2, section 64, subdivisions 2, as amended, 6, as amended, 9, 14, 16, 31, 33; article 3, section 11, subdivisions 3, 4; article 5, sections 64, subdivisions 3, as amended, 5, 10, 12, 13, 15, 16; 65, subdivisions 3, 6, 7; article 7, section 18, subdivision 4, as amended; article 8, section 19, subdivisions 5, 6, as amended; proposing coding

for new law in Minnesota Statutes, chapters 120B; 123B; repealing Laws 2023, chapter 55, article 10, section 4.

Senator Kunesh moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 77, after line 15, insert:

"Section 1. Minnesota Statutes 2022, section 13.321, is amended by adding a subdivision to read:

Subd. 12. **Office of inspector general; access to data.** Data sharing with the Department of Education's Office of the Inspector General is governed by section 127A.21.

Sec. 2. Minnesota Statutes 2023 Supplement, section 127A.21, subdivision 2, is amended to read:

Subd. 2. ~~**Data practices; Hiring; reporting.** The Office of the Inspector General has access to all program data, regardless of classification under chapter 13, held by the department, school districts or charter schools, grantees, and any other recipient of funds from the department.~~ The commissioner, or the commissioner's designee, must hire an inspector general to lead the Office of the Inspector General. The inspector general must hire a deputy inspector general and, at the discretion of the inspector general, sufficient assistant inspectors general to carry out the duties of the office. In a form and manner determined by the inspector general, the Office of the Inspector General must develop a public platform for the public to report instances of potential fraud, waste, or abuse of public funds administered by the department.

Sec. 3. Minnesota Statutes 2023 Supplement, section 127A.21, is amended by adding a subdivision to read:

Subd. 3. **Subpoenas.** (a) For the purpose of any audit, investigation, proceeding, or inquiry related to the duties and responsibilities of the inspector general, the inspector general or a designee may administer oaths and affirmations, subpoena witnesses, compel attendance, take evidence, and issue subpoenas duces tecum to require the production of documents relevant to an audit or investigation.

(b) A subpoena issued pursuant to this subdivision must state that the subpoena recipient may not disclose the fact that the subpoena was issued or the fact that the requested records have been given to the inspector general, or their staff, except:

(1) in so far as the disclosure is necessary to find and disclose the records; or

(2) pursuant to court order.

(c) The fees for service of a subpoena must be paid in the same manner as prescribed by law for a service of process issued by a district court.

(d) The subpoena issued under this subdivision shall be enforceable through the district court in the district where the subpoena is issued.

Sec. 4. Minnesota Statutes 2023 Supplement, section 127A.21, is amended by adding a subdivision to read:

Subd. 4. **Access to records.** (a) For purposes of a fraud, waste, or abuse investigation, the Office of the Inspector General shall have the authority to receive from other state agencies routing and account numbers to which the Department of Education's public funding has been disbursed, provided that a subpoena has been issued by the inspector general under this section.

(b) For purposes of detecting fraud, waste, or abuse, the Office of the Inspector General shall have access to all books, accounts, documents, data, and property related to programs funded by the Department of Education that are held by the department, state agencies, school districts, or charter schools. The program and financial data shall be provided in a reasonable format and time frame prescribed by the inspector general. The department may enter into specific agreements with other agencies related to each request.

(c) For purposes of detecting fraud, waste, or abuse, the Office of the Inspector General shall have access to all books, accounts, documents, data, and property related to programs funded by the Department of Education that are held by entities, corporations, firms, or individuals that receive, disburse, or have custody of program funds disbursed by the department. Requested records shall be made available at a time and place requested by the Office of the Inspector General. The information shall be provided in a reasonable format and time frame prescribed by the inspector general.

Sec. 5. Minnesota Statutes 2023 Supplement, section 127A.21, is amended by adding a subdivision to read:

Subd. 5. **Recommended actions.** (a) If a criminal conviction or guilty plea results from a fraud, waste, or abuse investigation related to a department program, the inspector general may recommend to the commissioner that sanctions, including ending program participation, stopping funds disbursement, or ending, denying, or declining all department contracts with the impacted entity, may be imposed.

(b) If, during the course of an investigation by the Office of the Inspector General, there are credible indicia of fraud, waste, or abuse, the inspector general may recommend to the commissioner that temporary sanctions, including temporary stop payment, be imposed.

(c) If a fraud, waste, or abuse investigation conducted by the Office of the Inspector General results in a finding of fraud, waste, or abuse by a preponderance of the evidence, the inspector general may recommend to the commissioner that sanctions, including ending program participation, stopping funds disbursement, or ending, denying, or declining all department contracts with the impacted entity, may be imposed.

(d) If an entity, provider, vendor, or individual enrolled or otherwise receiving funds under any contract or registered in any program administered by a Minnesota state or federal agency is excluded from that program, the Office of the Inspector General may recommend that the commissioner:

(1) prohibit the excluded provider, vendor, individual, or any associated entities or associated individuals from enrolling, receiving grant funds, or registering in any program administered by the commissioner; and

(2) disenroll, disqualify, or debar the excluded provider, vendor, individual, or any associated entities or associated individuals in any program administered by the commissioner.

The duration of a prohibition, disenrollment, disqualification, or debarment may last until up to the longest applicable sanction or disqualifying period in effect for the entity, provider, vendor, individual, associated entity, or associated individual as permitted by state or federal law.

(e) The commissioner has the authority to implement recommendations from the Office of Inspector General pursuant to paragraphs (a) to (d).

(f) The commissioner must send notice of a sanction under paragraph (a), (b), or (c) within seven business days of taking such action unless requested in writing by a law enforcement agency to temporarily delay issuing the notice to prevent disruption of an ongoing law enforcement agency investigation. The notice must state: (1) the action being taken; (2) the general allegations that form the basis for the sanction; (3) except in the case of a conviction for conduct described in paragraph (a), state the duration of the exclusion, suspension, or termination; (4) identify the programs to which the sanction applies; and (5) provide notice of the right to request reconsideration.

(g) Upon receipt of a notice under paragraph (f), a provider, vendor, individual, associated individual, or associated entity may request a contested case hearing, as defined in section 14.02, subdivision 3, by filing with the Office of the Inspector General a written request of appeal. The scope of any contested case hearing is solely limited to action taken under this section. The Office of the Inspector General must receive the appeal request no later than 30 days after the date the notice was mailed to the provider, vendor, individual, associated individual, or associated entity. The appeal request must specify:

(1) each disputed item and the reason for the dispute;

(2) the authority in statute or rule upon which the provider, vendor, individual, associated individual, or associated entity relies for each disputed item;

(3) the name and address of the person or entity with whom contacts may be made regarding the appeal; and

(4) any other information required by the Office of the Inspector General.

(h) The commissioner shall stop withholding payments if the Office of the Inspector General determines there is insufficient evidence of fraud by the entity, provider, vendor, individual, associated individual, or associated entity or when legal proceedings relating to the alleged fraud are completed.

(i) For the purposes of this subdivision, fraud, waste, or abuse includes any of the following, but is not limited to:

(1) a pattern of presentment of false or duplicate information or claims;

(2) a pattern of making false statements of material facts for the purpose of obtaining greater compensation than that to which the individual or entity is legally entitled;

(3) suspension or termination as a vendor, provider, or contractor with any other state agency;

(4) refusal to provide access to records as required by subdivision 4; or

(5) failure to correct errors in the maintenance of records after a request by the commissioner or the department.

Sec. 6. Minnesota Statutes 2023 Supplement, section 127A.21, is amended by adding a subdivision to read:

Subd. 6. **Data practices.** (a) It is not a violation of rights conferred by chapter 13 or any other statute related to the confidentiality of government data for a government entity as defined in section 13.02 to provide data or information under this section.

(b) The inspector general is subject to the Government Data Practices Act, chapter 13, and shall protect from unlawful disclosure data classified as not public."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Rarick moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 6, delete section 7

Page 10, line 11, reinstate the stricken language

Page 10, line 12, reinstate the stricken language and delete the new language

Page 10, line 13, delete everything before the period

Page 11, delete section 14

Page 12, after line 22, insert:

"Sec. 16. **APPROPRIATION.**

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

Subd. 2. **Onetime supplemental aid.** (a) For onetime supplemental aid to school districts and charter schools:

\$ 85,925,000 2025

(b) In fiscal year 2025 only, a school district or charter school is eligible for onetime supplemental aid equal to the product of:

(1) the amount appropriated for aid under this subdivision; and

(2) the ratio of (i) the adjusted average daily membership of the school district or charter school for fiscal year 2025, to (ii) the total adjusted average daily membership for all school districts and charter schools for fiscal year 2025.

(c) Aid under this subdivision must be paid 90 percent in the current year and 10 percent in the following year.

(d) This is a onetime appropriation and is available until June 30, 2026."

Page 16, line 28, delete everything after "for" and insert "grants to school districts for construction of"

Page 16, line 29, delete everything before "emergency" and delete "facility" and insert "facilities"

Page 16, line 30, after the period, insert "A school district must apply in the form and manner determined by the commissioner."

Page 17, delete section 8

Page 20, delete section 14

Page 21, delete subdivisions 2 and 3

Page 22, delete subdivisions 4 and 5

Page 23, delete subdivisions 6 and 7

Page 24, delete subdivision 9

Page 25, delete subdivision 10

Renumber the subdivisions in sequence

Page 26, delete article 3

Page 35, delete sections 1 and 2

Page 39, delete section 9

Page 41, after line 17, insert:

"(e) Notwithstanding subdivision 4, on June 30, 2024, and annually thereafter, a school district, charter school, intermediate school district, or other cooperative unit may transfer any remaining balance from the amount reserved under this subdivision to its undesignated general fund."

Page 41, delete section 13

Page 44, line 23, reinstate the stricken language

Page 44, line 24, delete the new language

Page 44, delete line 29

Page 45, line 6, reinstate the stricken language

Page 45, line 7, delete the new language

Page 46, delete section 21

Page 48, delete section 22

Page 49, delete section 3

Page 55, delete section 3

Page 56, delete article 7

Page 68, delete section 5 and insert:

"Sec. 5. APPROPRIATION.

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

Subd. 2. American Indian mascot removal grants. (a) For grants to public schools for capital improvement projects necessary to remove and replace an American Indian mascot in compliance with Minnesota Statutes, section 121A.041:

\$	868,000	2025
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(b) A public school may apply in the form and manner determined by the commissioner for a grant for construction costs necessary to remove and replace an American Indian mascot used on school facilities, such as a school building facade, gymnasium floor, athletic field, or school signage. Grant funds may not be used for expenses associated with the predesign, design, or planning phases of the project or for noncapital expenditures, such as uniforms or stationery.

(c) The commissioner may award a grant to a public school for construction costs incurred on or after July 1, 2022. The public school must provide the commissioner with documentation of eligible expenses in the form and manner determined by the commissioner. If a school district issued bonds to finance the public school's eligible project, the grant funds must be deposited into the school district's debt redemption fund in an amount sufficient to pay the principal and interest on the debt service loan according to Minnesota Statutes, section 126C.70.

(d) This appropriation is available until June 30, 2026.

(e) The base for fiscal year 2026 is \$4,128,000. The base for fiscal year 2027 is \$0."

Page 69, delete section 2

Page 70, delete sections 3 to 5

Page 74, lines 23 and 24, reinstate stricken language and delete new language

Page 77, delete sections 7 and 1

Page 78, delete section 2

Page 80, delete section 3

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Nelson	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Rarick moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 46, delete section 21 and insert:

"Sec. 21. **GENERAL EDUCATION DISPARITY REDUCTION WORKING GROUP.**

Subdivision 1. **Establishment; membership.** The general education disparity reduction working group is established. The working group consists of the commissioner of education, the Director of School Finance at the Department of Education, and other members appointed by the commissioner with expertise in school finance.

Subd. 2. **Duties; report.** (a) The working group must examine current school funding formulas and develop a set of recommendations that would reduce disparities in general education revenue among school districts. The recommendations must ensure that no school district generates less general education revenue per adjusted pupil unit than 90 percent of the statewide average general education revenue per adjusted pupil unit. The recommendations may include modifications to existing general education revenue programs or creation of new general education revenue programs as necessary to reduce disparities in general education revenue.

(b) For the purposes of this section, "general education revenue" includes the district's general education revenue under Minnesota Statutes, section 126C.10, subdivision 1, and referendum revenue under Minnesota Statutes, section 126C.17, subdivision 4.

(c) The working group must report its proposed recommendations and draft legislation to the legislative committees with jurisdiction over prekindergarten through grade 12 education finance by January 1, 2025. The report must be filed according to Minnesota Statutes, section 3.195.

Subd. 3. **Administrative provisions; expiration.** (a) The commissioner of education or the commissioner's designee must convene the initial meeting of the working group no later than September 15, 2024. The commissioner of education or the commissioner's designee must serve as chair of the working group. Members of the working group are eligible for per diem compensation as provided under Minnesota Statutes, section 15.059, subdivision 3.

(b) The working group expires January 2, 2025, or upon submission of the report required under this section, whichever is earlier.

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

Page 48, delete section 22 and insert:

"Sec. 22. **APPROPRIATIONS.**

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

Subd. 2. **General education disparity reduction working group.** (a) For administration and per diem compensation for members of the general education disparity reduction working group:

 \$ 150,000 2025

(b) This is a onetime appropriation."

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Nelson	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Nelson moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 14, line 8, delete everything after the first period and insert "In evaluating applications and awarding support grants, the commissioner must give priority to applications that provide evidence of:"

Page 14, after line 8, insert:

"(1) strong support for the P-TECH program from citizens, government, businesses, and institutions in the community;

(2) a steady rate of student participation and retention in the P-TECH program; and

(3) measurable academic progress by students enrolled in the P-TECH program."

Page 24, line 11, after "2026" insert "and later"

Page 24, line 13, delete everything after the period

Page 24, delete lines 14 and 15

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 27 and nays 37, as follows:

Those who voted in the affirmative were:

Anderson	Draheim	Housley	Lang	Utke
Bahr	Duckworth	Howe	Limmer	Weber
Boldon	Eichorn	Jasinski	Nelson	Westrom
Coleman	Farnsworth	Johnson	Pratt	
Dahms	Green	Koran	Rarick	
Dornink	Gruenhagen	Kreun	Rasmusson	

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, and Housley.

Those who voted in the negative were:

Carlson	Gustafson	Lieske	Morrison	Seeberger
Champion	Hauschild	Lucero	Murphy	Wesenberg
Cwodzinski	Hawj	Mann	Oumou Verbeten	Westlin
Dibble	Hoffman	Marty	Pappas	Wiklund
Drazkowski	Klein	Maye Quade	Pha	Xiong
Dziedzic	Kunesh	McEwen	Port	
Fateh	Kupec	Mitchell	Putnam	
Frentz	Latz	Mohamed	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

Pursuant to Rule 40, Senator Duckworth cast the negative vote on behalf of the following Senator: Lucero.

The motion did not prevail. So the amendment was not adopted.

Senator Coleman moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 62, after line 2, insert:

"Sec. 9. **[121A.055] SAFE SCHOOLS TRANSPARENCY.**

A charter school or school district is prohibited from engaging in retaliatory action against a teacher or other school employee for discussing incidents of school violence or dangerous conduct. A school or school district must not retaliate against an employee for participating in an investigation, hearing, or inquiry regarding school and classroom safety. Nothing in this section waives a student's data privacy rights under federal and state law.

EFFECTIVE DATE. This section is effective for the 2024-2025 school year and later."

ReNUMBER the sections in sequence and correct the internal references

Amend the title accordingly

ADJOURNMENT

Senator Drazkowski moved that the Senate do now adjourn until 11:00 a.m., Tuesday, May 7, 2024.

The question was taken on the adoption of the Drazkowski motion.

The roll was called, and there were yeas 29 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Duckworth	Howe	Lieske	Rasmusson
Bahr	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Nelson	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom
Drazkowski	Housley	Lang	Rarick	

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail.

The question was taken on the adoption of the Coleman amendment.

The roll was called, and there were yeas 41 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Eichorn	Jasinski	Lucero	Utke
Bahr	Farnsworth	Johnson	Mann	Weber
Coleman	Green	Koran	Nelson	Wesenberg
Dahms	Gruenhagen	Kreun	Pappas	Westrom
Dibble	Gustafson	Kupec	Pratt	Xiong
Dornink	Hauschild	Lang	Rarick	
Draheim	Hoffman	Latz	Rasmusson	
Drazkowski	Housley	Lieske	Rest	
Duckworth	Howe	Limmer	Seeberger	

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Carlson	Champion	Cwodzinski	Dziedzic
--------	---------	----------	------------	----------

Fateh
Frentz
Hawj

Klein
Kunesh
Marty

McEwen
Mitchell
Mohamed

Murphy
Oumou Verbeten
Pha

Port
Westlin
Wiklund

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion prevailed. So the amendment was adopted.

Senator Nelson moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 12, after line 24, insert:

"Section 1. **[120B.26] STUDENT ACADEMIC FREEDOM.**

A school district or charter school must not restrict a student's academic freedom.

EFFECTIVE DATE. This section is effective for the 2024-2025 school year and later."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

Senator Nelson moved to amend the second Nelson amendment to H.F. No. 5237 as follows:

Page 1, line 6, delete "not restrict a student's academic freedom." and insert a colon

Page 1, after line 6, insert:

"(1) not require students to express specified social or political viewpoints for the purposes of academic credit;

(2) ensure that learning environments, curriculum, and instruction honor free student inquiry and discussion and do not foster political, ideological, religious, or antireligious indoctrination;

(3) ensure that student assessments measure mastery of academic standards and other subject matter, as appropriate, and not a student's political, ideological, or religious beliefs; and

(4) restrict the introduction of controversial matters without a relationship to the subject being taught."

The question was taken on the adoption of the Nelson amendment to the second Nelson amendment.

The roll was called, and there were yeas 32 and nays 32, as follows:

Those who voted in the affirmative were:

Anderson
Bahr

Coleman
Dahms

Dornink
Draheim

Drazkowski
Duckworth

Eichorn
Farnsworth

Green	Jasinski	Latz	Pratt	Wesenberg
Gruenhagen	Johnson	Lieske	Rarick	Westrom
Hoffman	Koran	Limmer	Rasmusson	
Housley	Kreun	Lucero	Utke	
Howe	Lang	Nelson	Weber	

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Mann	Murphy	Seeberger
Carlson	Gustafson	Marty	Oumou Verbeten	Westlin
Champion	Hauschild	Maye Quade	Pappas	Wiklund
Cwodzinski	Hawj	McEwen	Pha	Xiong
Dibble	Klein	Mitchell	Port	
Dziedzic	Kunesh	Mohamed	Putnam	
Fateh	Kupec	Morrison	Rest	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment to the amendment was not adopted.

The question recurred on the adoption of the second Nelson amendment. The motion prevailed. So the amendment was adopted.

Senator Weber moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 41, after line 18, insert:

"Sec. 13. Minnesota Statutes 2023 Supplement, section 124D.901, subdivision 4, is amended to read:

Subd. 4. **Allowed uses.** (a) Except as provided in paragraph (b), aid under this section must be used to hire new positions for student support services personnel or increase a current position that is less than 1.0 full-time equivalent to a greater number of service hours or make permanent a position hired using onetime resources awarded through the federal Coronavirus Aid Relief and Economic Security Act, the federal Consolidated Appropriations Act, the federal Division M-Coronavirus Response and Relief Supplemental Appropriations Act, or the federal American Rescue Plan Act, or to maintain a position that would otherwise be eliminated.

(b) Cooperative student support personnel aid must be transferred to the intermediate district or other cooperative unit of which the district is a member and used to:

(1) hire new positions for student support services personnel or increase a current position that is less than 1.0 full-time equivalent to a greater number of service hours or make permanent a position hired using onetime resources awarded through the American Rescue Plan Act at the intermediate district or cooperative unit; or

(2) pay the costs of necessary transportation among cooperative member school sites for student support services personnel.

(c) If a school district, charter school, or cooperative unit does not receive at least two applications and is not able to hire a new full-time equivalent position with student support personnel aid, the aid may be used for contracted services from individuals licensed to serve as a school counselor, school psychologist, school social worker, school nurse, or chemical dependency counselor in Minnesota.

EFFECTIVE DATE. This section is effective for revenue in fiscal year 2024 and later."

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The motion prevailed. So the amendment was adopted.

Senator Westrom moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 12, after line 24, insert:

"Section 1. Minnesota Statutes 2023 Supplement, section 121A.041, is amended by adding a subdivision to read:

Subd. 4. **State funding.** Notwithstanding subdivision 2, a public school with a prohibited American Indian mascot that has not received an exemption according to subdivision 3, does not need to comply with the prohibition until the state has provided sufficient funding to pay for all costs related to removing and replacing the American Indian mascot, nickname, logo, letterhead, or team name from uniforms, equipment, signs, elements of facilities, and other district items.

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

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 33, as follows:

Those who voted in the affirmative were:

- | | | | | |
|----------|------------|----------|--------|-----------|
| Anderson | Drazkowski | Housley | Lang | Rarick |
| Bahr | Duckworth | Howe | Lieske | Rasmusson |
| Coleman | Eichorn | Jasinski | Limmer | Utke |
| Dahms | Farnsworth | Johnson | Lucero | Weber |
| Dornink | Green | Koran | Nelson | Wesenberg |
| Draheim | Gruenhagen | Kreun | Pratt | Westrom |

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Seeberger
Champion	Hauschild	Mann	Murphy	Westlin
Cwodzinski	Hawj	Marty	Oumou Verbeten	Wiklund
Dibble	Hoffman	Maye Quade	Pappas	Xiong
Dziedzic	Klein	McEwen	Pha	
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Rarick moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 50, line 13, delete "3,000,000" and insert "3,132,000"

Pages 56 to 60, delete sections 1 to 6

Page 63, delete section 10

Page 64, delete subdivision 2

Renumber the subdivisions in sequence

Renumber the sections in sequence and correct the internal references

Amend the title accordingly

The question was taken on the adoption of the amendment.

The roll was called, and there were yeas 30 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Nelson	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Carlson	Champion	Cwodzinski	Dibble
--------	---------	----------	------------	--------

Dziedzic	Hoffman	Marty	Murphy	Rest
Fateh	Klein	Maye Quade	Oumou Verbeten	Seeberger
Frentz	Kunesh	McEwen	Pappas	Westlin
Gustafson	Kupec	Mitchell	Pha	Wiklund
Hauschild	Latz	Mohamed	Port	Xiong
Hawj	Mann	Morrison	Putnam	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

Senator Rarick moved to amend H.F. No. 5237, as amended pursuant to Rule 45, adopted by the Senate May 2, 2024, as follows:

(The text of the amended House File is identical to S.F. No. 5252.)

Page 12, after line 22, insert:

"Sec. 18. **FUND TRANSFERS FOR FISCAL YEARS 2025, 2026, AND 2027.**

Notwithstanding Minnesota Statutes, section 123B.80, subdivision 3, or any law to the contrary, for fiscal years 2025, 2026, and 2027 only, a school district, charter school, or cooperative unit may transfer any funds not already assigned to or encumbered by staff salary and benefits, or otherwise encumbered by federal law, from any operating account or operating fund to the undesignated balance in any other operating account or operating fund. A fund or account transfer under this section must not increase state aid obligations to the district or school, or result in additional property tax authority for the district. The school board must adopt a written resolution outlining the purpose for and specifying the amount of funds that are transferred under this section. A school board must post the resolution for each approved transfer on its website and must transmit a timely, electronic notice of each approved transfer to the commissioner.

Sec. 19. **RELIEF FROM STATE MANDATES FOR SCHOOL YEARS 2024-2025, 2025-2026, AND 2026-2027.**

Notwithstanding any law to the contrary, for the 2024-2025, 2025-2026, and 2026-2027 school years only, a school district or charter school may adopt a resolution not to comply with a state law or rule applicable to that school if enacted, adopted, or amended after February 12, 2024, or under Laws 2023, chapter 54 or 55. Upon a recorded vote, a school board that formally resolves not to comply with a state law or rule under this section must post a record of each decision to not comply on its website and transmit to the commissioner an electronic notice of each decision."

Amend the title accordingly

The question was taken on the adoption of the amendment.

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

Those who voted in the affirmative were:

Anderson	Dahms	Drazkowski	Farnsworth	Housley
Bahr	Dornink	Duckworth	Green	Howe
Coleman	Draheim	Eichorn	Gruenhagen	Jasinski

Johnson	Lieske	Pratt	Utke
Koran	Limmer	Rarick	Weber
Kreun	Lucero	Rasmusson	Wesenberg
Lang	Nelson	Rest	Westrom

Pursuant to Rule 40, Senator Duckworth cast the affirmative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

Those who voted in the negative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Seeberger
Champion	Hauschild	Mann	Murphy	Westlin
Cwodzinski	Hawj	Marty	Oumou Verbeten	Wiklund
Dibble	Hoffman	Maye Quade	Pappas	Xiong
Dziedzic	Klein	McEwen	Pha	
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the negative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

The motion did not prevail. So the amendment was not adopted.

H.F. No. 5237 was read the third time, as amended, and placed on its final passage.

The question was taken on the passage of the bill, as amended.

The roll was called, and there were yeas 34 and nays 30, as follows:

Those who voted in the affirmative were:

Boldon	Frentz	Kupec	Mohamed	Putnam
Carlson	Gustafson	Latz	Morrison	Rest
Champion	Hauschild	Mann	Murphy	Seeberger
Cwodzinski	Hawj	Marty	Oumou Verbeten	Westlin
Dibble	Hoffman	Maye Quade	Pappas	Wiklund
Dziedzic	Klein	McEwen	Pha	Xiong
Fateh	Kunesh	Mitchell	Port	

Pursuant to Rule 40, Senator Oumou Verbeten cast the affirmative vote on behalf of the following Senators: Dziedzic, Fateh, Klein, Marty, and Port.

Those who voted in the negative were:

Anderson	Drazkowski	Housley	Lang	Rarick
Bahr	Duckworth	Howe	Lieske	Rasmusson
Coleman	Eichorn	Jasinski	Limmer	Utke
Dahms	Farnsworth	Johnson	Lucero	Weber
Dornink	Green	Koran	Nelson	Wesenberg
Draheim	Gruenhagen	Kreun	Pratt	Westrom

Pursuant to Rule 40, Senator Duckworth cast the negative vote on behalf of the following Senators: Anderson, Dahms, Gruenhagen, Housley, and Lucero.

So the bill, as amended, was passed and its title was agreed to.

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 House Bills.

REPORTS OF COMMITTEES

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

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

H.F. No. 4247: A bill for an act relating to health occupations; establishing transfer care specialist registration; providing licensure for behavior analysts and assistants; providing licensure for veterinary technicians; modifying required education criteria for dental assistants; removing additional collaboration requirements for physician assistants; modifying social worker provisional licensure; creating guest licensure for marriage and family therapists; revising the scope of practice for optometrists; creating a limited license to practice medicine for international medical graduates; establishing licensure for certified midwives; establishing licensure for speech-language pathology assistants; creating a licensure compact for physician assistants, occupational therapists, physical therapists, licensed professional counselors, audiologists and speech language pathologists, dentists and dental hygienists, and social workers; establishing fees; appropriating money; amending Minnesota Statutes 2022, sections 144.0572, subdivision 1; 147.037, by adding a subdivision; 147B.01, subdivisions 3, 4, 9, 14, by adding a subdivision; 147B.03, subdivisions 2, 3; 147B.05, subdivision 1; 147B.06, subdivisions 1, 4, 5; 147D.03, subdivision 1; 148.241; 148.511; 148.512, subdivision 17a; 148.513, subdivisions 1, 2, 3, by adding a subdivision; 148.514, subdivision 2; 148.515, subdivision 1; 148.518; 148.519, subdivision 1, by adding a subdivision; 148.5191, subdivision 1, by adding a subdivision; 148.5192, subdivisions 1, 2, 3; 148.5193, subdivision 1, by adding a subdivision; 148.5194, subdivision 8, by adding a subdivision; 148.5195, subdivisions 5, 6; 148.5196, subdivision 3; 148.56, subdivision 1; 148D.061, subdivisions 1, 8; 148D.062, subdivisions 3, 4; 148D.063, subdivisions 1, 2; 148E.055, by adding subdivisions; 149A.01, subdivision 3; 149A.02, subdivision 13a, by adding a subdivision; 149A.03; 149A.09; 149A.11; 149A.60; 149A.61, subdivisions 4, 5; 149A.62; 149A.63; 149A.65, subdivision 2; 149A.70, subdivisions 3, 4, 5, 7; 149A.90, subdivisions 2, 4, 5; 150A.06, subdivisions 1c, 8; 151.01, subdivision 23; 152.12, subdivision 1; 156.001, by adding subdivisions; 156.07; 156.12, subdivisions 2, 4; 256B.0625, by adding a subdivision; Minnesota Statutes 2023 Supplement, sections 144.99, subdivision 1; 148.5195, subdivision 3; 148.5196, subdivision 1; 148B.392, subdivision 2; 245C.031, subdivision 4; proposing coding for new law in Minnesota Statutes, chapters 148; 148B; 148E; 149A; 150A; 156; proposing coding for new law as Minnesota Statutes, chapter 148G; repealing Minnesota Statutes 2022, sections 147A.09, subdivision 5; 147B.01, subdivision 18; 148D.061, subdivision 9; 156.12, subdivision 6.

Reports the same back with the recommendation that H.F. No. 4247, the unofficial engrossment, do pass. Report adopted.

SECOND READING OF HOUSE BILLS

H.F. No. 4247 was read the second time.

MEMBERS EXCUSED

Senator Nelson was excused from the Session of today from 2:15 to 2:30 p.m., from 2:40 to 2:50 p.m., and from 10:55 to 11:05 p.m. Senator Lang was excused from the Session of today from 2:55 to 3:00 p.m. Senator Johnson was excused from the Session of today from 5:55 to 6:15 p.m. Senator Abeler was excused from the Session of today at 1:40 a.m. Senators Mathews and Miller were excused from the Session of today at 1:55 a.m.

ADJOURNMENT

Senator Murphy moved that the Senate do now adjourn until 12:00 noon, Tuesday, May 7, 2024. The motion prevailed.

Thomas S. Bottern, Secretary of the Senate

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