

SIXTY-NINTH DAY

St. Paul, Minnesota, Monday, March 2, 2020

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

CALL OF THE SENATE

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

Prayer was offered by the Chaplain, Rabbi Harold Kravitz.

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 answered to their names:

Abeler	Dziedzic	Howe	Little	Ruud
Anderson, B.	Eaton	Ingebrigtsen	Marty	Senjem
Anderson, P.	Eichorn	Isaacson	Mathews	Simonson
Bakk	Eken	Jasinski	Miller	Sparks
Benson	Franzen	Jensen	Nelson	Torres Ray
Bigham	Frentz	Johnson	Newman	Utke
Chamberlain	Gazelka	Kent	Newton	Weber
Champion	Goggin	Kiffmeyer	Osmek	Westrom
Clausen	Hall	Klein	Pratt	Wiger
Cohen	Hawj	Koran	Rarick	Wiklund
Cwodzinski	Hayden	Laine	Relph	
Dahms	Hoffman	Lang	Rest	
Draheim	Housley	Limmer	Rosen	

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.

January 10, 2020

The Honorable Jeremy R. Miller
President of the Senate

Dear Senator Miller:

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

TAX COURT

Jane Bowman, 245 Minnesota Judicial Center, 25 Rev. Dr. Martin Luther King, Jr. Blvd., Saint Paul, in the county of Ramsey, effective January 13, 2020, for a term expiring on January 2, 2023.

(Referred to the Committee on Taxes.)

February 20, 2020

The Honorable Jeremy R. Miller
President of the Senate

Dear Senator Miller:

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

BOARD OF WATER AND SOIL RESOURCES
CHAIR

Gerald Van Amburg, 4518 - 5th St. S., Moorhead, in the county of Clay, effective September 18, 2019, for a term expiring on January 2, 2023.

(Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.)

February 20, 2020

The Honorable Jeremy R. Miller
President of the Senate

Dear Senator Miller:

The following appointments are hereby respectfully submitted to the Senate for confirmation as required by law:

MINNESOTA HOUSING FINANCE AGENCY

Melanie Benjamin, 43408 Oodena Dr., Onamia, in the county of Mille Lacs, effective September 4, 2019, for a term expiring on January 4, 2021.

Nawal Noor, 6401 Lyndale Ave. S., Richfield, in the county of Hennepin, effective September 4, 2019, for a term expiring on January 3, 2022.

(Referred to the Committee on Agriculture, Rural Development, and Housing Policy.)

Sincerely,
Tim Walz, Governor

March 2, 2020

The Honorable Jeremy R. Miller
President of the Senate

Dear Senator Miller:

Pursuant to Senate Rule 8.2, the following appointments have been withdrawn from the following committees and placed on the Confirmation Calendar:

From the Committee on Commerce and Consumer Protection Finance and Policy, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF COMMERCE
COMMISSIONER
Stephen Kelley

From the Committee on E-12 Finance and Policy, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF EDUCATION
COMMISSIONER
Mary Cathryn Ricker

From the Committee on Environment and Natural Resources Policy and Legacy Finance, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF NATURAL RESOURCES
COMMISSIONER
Sarah Strommen

From the Committee on Finance, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF MANAGEMENT AND BUDGET
COMMISSIONER
Myron L. Frans

From the Committee on Health and Human Services Finance and Policy, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF HEALTH
COMMISSIONER
Jan Malcolm

From the Committee on Jobs and Economic Growth Finance and Policy, to which was referred the following appointment as reported in the Journal for February 4, 2019:

IRON RANGE RESOURCES AND REHABILITATION BOARD
COMMISSIONER
Mark Phillips

From the Committee on Judiciary and Public Safety Finance and Policy, to which were referred the following appointments as reported in the Journal for February 4, 2019:

DEPARTMENT OF CORRECTIONS
COMMISSIONER
Paul Schnell

DEPARTMENT OF HUMAN RIGHTS
COMMISSIONER
Rebecca Lucero

DEPARTMENT OF PUBLIC SAFETY
COMMISSIONER
John Harrington

From the Committee on State Government Finance and Policy and Elections, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF ADMINISTRATION
COMMISSIONER
Alice Roberts-Davis

From the Committee on Taxes, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF REVENUE
COMMISSIONER
Cynthia Bauerly

From the Committee on Transportation Finance and Policy, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF TRANSPORTATION
COMMISSIONER
Margaret Anderson Kelliher

From the Committee on Veterans and Military Affairs Finance and Policy, to which was referred the following appointment as reported in the Journal for February 4, 2019:

DEPARTMENT OF VETERANS AFFAIRS
COMMISSIONER
Larry Herke

Sincerely,
Cal R. Ludeman
Secretary of the Senate

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H.F. Nos. 8 and 9.

Patrick D. Murphy, Chief Clerk, House of Representatives

Transmitted February 27, 2020

FIRST READING OF HOUSE BILLS

The following bills were read the first time.

H.F. No. 8: A bill for an act relating to public safety; requiring criminal background checks for firearms transfers; modifying grounds for disqualification of transferee permit; amending Minnesota Statutes 2018, sections 624.7131; 624.7132; proposing coding for new law in Minnesota Statutes, chapter 624.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

H.F. No. 9: A bill for an act relating to public safety; enabling law enforcement and family members to petition a court to prohibit people from possessing firearms if they pose a significant danger to themselves or others by possessing a firearm; appropriating money; amending Minnesota Statutes 2019 Supplement, section 624.713, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 624; 626.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

REPORTS OF COMMITTEES

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

Senator Newman from the Committee on Transportation Finance and Policy, to which was referred

S.F. No. 1050: A bill for an act relating to transportation; appropriating money for a school bus safety education campaign.

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

Page 1, line 6, delete "2020" and insert "2021"

Page 1, line 8, after the period, insert "This is a onetime appropriation."

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

Senator Newman from the Committee on Transportation Finance and Policy, to which was referred

S.F. No. 3254: A bill for an act relating to motor vehicles; allowing new and used school buses sold in the state to operate with an interim inspection certificate; amending Minnesota Statutes 2018, section 169.451, subdivisions 2, 4, by adding a subdivision.

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

Page 2, delete section 3 and insert:

"Sec. 3. Minnesota Statutes 2018, section 169.451, subdivision 4, is amended to read:

Subd. 4. **Violation; penalty.** The State Patrol shall enforce ~~subdivision~~ subdivisions 2 and 2a. A violation of subdivision 2 is person who operates a school bus without a valid inspection certificate issued pursuant to subdivision 2 or an interim inspection certificate issued pursuant to subdivision 2a is guilty of a misdemeanor.

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

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

Senator Ruud from the Committee on Environment and Natural Resources Policy and Legacy Finance, to which was referred

S.F. No. 3496: A bill for an act relating to environment; repealing certain authority of the Pollution Control Agency related to automobile emissions; requiring a study; appropriating money; amending Minnesota Statutes 2018, section 116.07, subdivision 2.

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

Page 1, line 11, reinstate the stricken language and after the comma, insert "not"

Page 1, line 12, reinstate the stricken language

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

Senator Pratt from the Committee on Jobs and Economic Growth Finance and Policy, to which was referred

S.F. No. 3422: A bill for an act relating to economic development; modifying the pay-for-performance grant program; amending Minnesota Statutes 2018, section 116J.8747, subdivisions 2, 3.

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

Senator Pratt from the Committee on Jobs and Economic Growth Finance and Policy, to which was re-referred

S.F. No. 3003: A bill for an act relating to human services; providing vocational services for individuals with disabilities; requiring reports.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on E-12 Finance and Policy. Report adopted.

Senator Pratt from the Committee on Jobs and Economic Growth Finance and Policy, to which was referred

S.F. No. 3092: A bill for an act relating to economic development; modernizing language regarding the displaced homemaker program.

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

Page 1, after line 4, insert:

"Section 1. Minnesota Statutes 2018, section 116L.96, is amended to read:

116L.96 ~~DISPLACED-HOMEMAKER PROGRAMS~~ MINNESOTA FAMILY RESILIENCY PARTNERSHIP.

The commissioner of employment and economic development ~~may~~ shall enter into arrangements with existing private or nonprofit organizations and agencies with experience in dealing with displaced homemakers to provide counseling and training services. The commissioner shall assist displaced homemakers in applying for appropriate welfare programs and shall take welfare allowances received into account in setting the stipend level. Income received as a stipend under these programs shall be totally disregarded for purposes of determining eligibility for and the amount of a general assistance grant."

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 3357: A bill for an act relating to public safety; expanding the scope of location tracking warrants; amending Minnesota Statutes 2018, section 626A.42, subdivisions 1, 2, 3, 5.

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 984: A bill for an act relating to public safety; expanding access to information for law enforcement hiring; amending Minnesota Statutes 2018, section 626.87, subdivisions 2, 3, 5.

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

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

S.F. No. 463: A bill for an act relating to health; adding charter schools to the prohibition of tobacco in schools; increasing the tobacco sale age; increasing administrative penalties; allowing alternative penalties; amending Minnesota Statutes 2018, sections 144.4165; 144.4167, subdivision 4; 171.171; 461.12, subdivisions 2, 3, 4, 5, 6; 461.18; 609.685; 609.6855; proposing coding for new law in Minnesota Statutes, chapter 461.

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

Page 1, delete sections 1 and 2 and insert:

"Section 1. Minnesota Statutes 2019 Supplement, section 144.4165, is amended to read:

144.4165 TOBACCO PRODUCTS PROHIBITED IN PUBLIC SCHOOLS.

No person shall at any time smoke, chew, or otherwise ingest tobacco ~~or a tobacco product~~, or carry or use an activated electronic delivery device as defined in section 609.685, subdivision 1, in a public school, as defined in section 120A.05, subdivisions 9, 11, and 13, or in a charter school governed by chapter 124E, ~~and no person under the age of 18 shall possess any of these items.~~ This prohibition extends to all facilities, whether owned, rented, or leased, and all vehicles that a school district owns, leases, rents, contracts for, or controls. Nothing in this section shall prohibit the lighting of tobacco by an adult as a part of a traditional Indian spiritual or cultural ceremony. For purposes of this section, an Indian is a person who is a member of an Indian tribe as defined in section 260.755, subdivision 12.

Sec. 2. Minnesota Statutes 2019 Supplement, section 144.4167, subdivision 4, is amended to read:

Subd. 4. **Tobacco products shop.** Sections 144.414 to 144.417 do not prohibit the lighting, heating, or activation of tobacco in a tobacco products shop by a customer or potential customer for the specific purpose of sampling tobacco products. For the purposes of this subdivision, a tobacco products shop is a retail establishment that cannot be entered at any time by persons younger than 21 years of age, has an entrance door opening directly to the outside, and that derives more than 90 percent of its gross revenue from the sale of tobacco, tobacco-related devices, and electronic delivery devices, as defined in section 609.685, and in which the sale of other products is merely incidental. "Tobacco products shop" does not include a tobacco department or section of any individual business establishment with any type of liquor, food, or restaurant license."

Page 4, delete lines 19 to 33 and insert:

"(b) By January 15 of each year, a licensing authority must report the following information to the commissioner of human services:

(1) the total number of current licensees overseen by the licensing authority and the total number of compliance checks performed by the licensing authority in the preceding calendar year as required under paragraph (a); and

(2) the following information for each violation found in a retail compliance check required under paragraph (a) that was performed by the licensing authority in the preceding calendar year:

(i) the name of the licensing authority;

(ii) the date of the compliance check at which the violations were found;

(iii) the name and physical address of the licensee; and

(iv) the number of violations of sections 609.685 and 609.6855 by that licensee in the past 36 months.

The licensing authority may also report to the commissioner, a list of the products purchased during the compliance check and the penalty assessed on the licensee by the licensing authority. The commissioner shall compile all reports received from licensing authorities, make publicly available the information reported to the commissioner under this paragraph for the most recent five-year period, make publicly available the most recent list of licensees provided to the commissioner under subdivision 8, paragraph (b), and update the publicly available information at least annually."

Page 5, after line 6, insert:

"Sec. 9. Minnesota Statutes 2018, section 461.12, subdivision 8, is amended to read:

Subd. 8. Notice to commissioner; information shared with commissioner of human services.
(a) The licensing authority under this section shall, within 30 days of the issuance of a license, inform the commissioner of revenue of the licensee's name, address, trade name, and the effective and expiration dates of the license. The commissioner of revenue must also be informed of a license renewal, transfer, cancellation, suspension, or revocation during the license period.

(b) The commissioner of revenue shall, by January 15 of each year, provide the commissioner of human services with a list of current licensees and shall provide the following information for each licensee: name, address, trade name, and effective date and expiration date of the license."

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Nelson from the Committee on E-12 Finance and Policy, to which was referred

S.F. No. 3606: A bill for an act relating to education; modifying early learning and child care provisions to require a kindergarten readiness assessment and quality rating and improvement system evaluation; amending Minnesota Statutes 2018, sections 124D.142; 124D.162.

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

Page 1, line 11, strike "by 2020"

Page 2, line 23, after the second comma, insert "and every five years thereafter,"

Page 3, line 1, delete "consultant or"

Page 3, line 2, after "agency" insert "or a consultant"

Page 3, line 7, delete "February 15, 2022" and insert "December 31, 2022, and every five years thereafter"

Page 3, line 19, after "backgrounds" insert "and aligned to the state early childhood indicators of progress"

Page 3, line 31, after "by" insert "geographic area and"

Page 4, line 2, delete "and by geographic area;"

Page 4, line 10, strike "representative"

Page 4, line 18, delete everything after the period

Page 4, delete line 19

Page 4, line 21, before "aligned" insert "and"

Page 4, line 22, delete ", and"

Page 4, strike line 23

Page 4, line 24, strike "entrance study"

Page 4, line 25, delete "that uses"

Page 4, line 26, delete everything before "must"

Page 5, after line 3, insert:

"Sec. 3. APPROPRIATION.

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

Subd. 2. Quality rating and improvement system evaluation. For the evaluation of the quality rating and improvement system:

§ 2021

This is a onetime appropriation. The funds are available until June 30, 2023."

Amend the title as follows:

Page 1, line 4, after the semicolon, insert "appropriating money;"

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

Senator Anderson, B. from the Committee on Veterans and Military Affairs Finance and Policy, to which was referred

S.F. No. 3091: A bill for an act relating to taxation; property; providing an exemption for certain property owned by congressionally chartered veterans organizations; amending Minnesota Statutes 2018, sections 272.02, by adding a subdivision; 273.13, subdivision 25.

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

Page 1, lines 8, 10, and 12, after "veterans" insert "service"

Amend the title as follows:

Page 1, line 3, after "veterans" insert "service"

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

Senator Abeler from the Committee on Human Services Reform Finance and Policy, to which was referred

S.F. No. 1561: A bill for an act relating to human services; modifying provisions governing cultural and ethnic communities leadership council; amending Minnesota Statutes 2018, section 256.041, by adding a subdivision; repealing Minnesota Statutes 2018, section 256.041, subdivision 10.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2018, section 256.041, subdivision 10, is amended to read:

Subd. 10. **Expiration.** The council expires on June 30, ~~2020~~ 2024."

Amend the title as follows:

Page 1, line 2, delete "modifying provisions governing" and insert "extending the expiration date for the"

Amend the title numbers accordingly

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

Senator Abeler from the Committee on Human Services Reform Finance and Policy, to which was referred

S.F. No. 1796: A bill for an act relating to children; reorganizing and clarifying sections relating to child maltreatment and neglect; making technical changes; amending Minnesota Statutes 2018, sections 13.32, subdivision 3; 13.3805, subdivision 3; 13.43, subdivision 14; 13.46, subdivisions 3, 4; 13.82, subdivisions 8, 9, 17; 13.821; 13.84, subdivision 9; 13.871, subdivision 6; 13.88; 120B.22, subdivision 2; 122A.20, subdivision 2; 122A.40, subdivision 13; 122A.41, subdivision 6; 125A.0942, subdivision 4; 135A.15, subdivision 10; 144.225, subdivision 2b; 144.343, subdivision 4; 144.7065, subdivision 10; 144.7068; 144A.472, subdivision 1; 144A.479, subdivision 6; 144A.4796, subdivisions 2, 6; 144H.16, subdivision 1; 144H.18, subdivision 3; 145.902, subdivision 3; 145.952, subdivision 2; 146A.025; 148B.593; 148E.240, subdivision 7; 148F.13, subdivision 12; 148F.205, subdivision 1; 153B.70; 214.103, subdivision 8; 214.104; 243.166, subdivision 7; 245.8261, subdivision 9; 245A.04, subdivision 5; 245A.06, subdivision 8; 245A.07, subdivisions 3, 5; 245A.08, subdivision 2a; 245A.085; 245A.11, subdivision 7b; 245A.145, subdivision 1; 245A.40, subdivision 1; 245A.66, subdivision 3; 245C.05, subdivision 6; 245C.15, subdivision 4; 245C.16, subdivision 1; 245C.17, subdivision 3; 245C.21, subdivision 2; 245C.24, subdivision 4; 245C.25; 245C.27, subdivisions 1, 2; 245C.28, subdivision 1; 245C.29, subdivision 1; 245C.31, subdivision 1; 245C.32, subdivision 2; 245D.02, subdivision 11; 245D.06, subdivisions 1, 6; 245D.09, subdivision 4; 245D.32, subdivision 5; 245F.04, subdivision 1; 245F.15, subdivisions 3, 5; 245F.16, subdivisions 1, 2; 245F.18; 245G.03, subdivision 1; 245G.10, subdivision 3; 245G.11, subdivisions 3, 4; 245G.12; 245G.13, subdivisions 1, 2; 245H.11; 254A.09; 254B.04, subdivision 1; 256.01, subdivisions 12, 14b, 15; 256.045, subdivisions 3, 3b, 4; 256B.0621, subdivision 4; 256B.0625, subdivision 33; 256B.0945, subdivision 1; 256B.0949, subdivision 16; 256B.0951, subdivision 5; 256B.0954; 256B.097, subdivisions 4, 6; 256B.77, subdivision 17; 256B.85, subdivisions 10, 12a; 256E.21, subdivision 5; 256F.10, subdivisions 1, 4; 256L.07, subdivision 4; 256M.10, subdivision 2; 256M.40, subdivision 1; 256M.41, subdivisions 1, 3; 257.0764; 260.012; 260.761, subdivision 2; 260B.171, subdivision 6; 260B.198, subdivision 1; 260C.007, subdivisions 3, 5, 6, 13; 260C.139, subdivision 3; 260C.150, subdivision 3; 260C.171, subdivision 3; 260C.177; 260C.178, subdivision 1; 260C.201, subdivision 6; 260C.209, subdivision 2; 260C.212, subdivision 12; 260C.221; 260C.503, subdivision 2; 260D.01; 260D.02, subdivisions 3, 5; 299C.093; 388.051, subdivision 2; 518.165, subdivisions 2, 5; 524.5-118, subdivision 2; 595.02, subdivisions 1, 2; 609.26, subdivision 7; 609.3457, subdivision 2; 609.379, subdivision 2; 609.507; 609.7495, subdivision 1; 611A.203, subdivision 4; 611A.90, subdivision 1; 626.557, subdivision 9d; proposing coding for new law in Minnesota Statutes, chapter 260A; repealing Minnesota Statutes 2018, sections 626.556, subdivisions 1, 2, 3, 3a, 3b, 3c, 3d, 3e, 3f, 4, 4a, 5, 6, 6a, 7, 7a, 8, 9, 10, 10a, 10b, 10c, 10d, 10e, 10f, 10g, 10h, 10i, 10j, 10k, 10l, 10m, 10n, 11, 11a, 11b, 11c, 11d, 12, 14, 15, 16; 626.5561; 626.5562; 626.558; 626.559, subdivisions 1, 1a, 1b, 2, 3, 5; 626.5591; 626.561.

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

Page 6, line 26, delete "6" and insert "5"

Page 6, line 27, delete "16" and insert "15"

Page 6, line 28, delete "and"

Page 6, line 29, delete "21." and insert "20;"

Page 6, after line 29, insert:

"(5) substantial child endangerment under subdivision 22;

(6) threatened injury under subdivision 23;

(7) mental injury under subdivision 13; and

(8) maltreatment of a child in a facility."

Page 8, after line 9, insert:

"Subd. 16. **Person in a current or recent position of authority.** "Person in a current or recent position of authority" means an individual in a position of authority over a child and includes but is not limited to any person who is a parent or acting in the place of a parent and charged with any of a parent's rights, duties, or responsibilities to a child, or a person who is charged with any duty or responsibility for the health, welfare, or supervision of a child, either independently or through another, no matter how brief, within 120 days immediately preceding the act. Person in a position of authority includes a psychotherapist."

Page 8, line 10, delete "16" and insert "17"

Page 8, line 18, delete "17" and insert "18"

Page 9, delete subdivision 18

Page 9, line 31, before "position" insert "current or recent"

Page 10, line 2, delete "or"

Page 10, line 3, before the period, insert ", or 609.352 (solicitation of children to engage in sexual conduct; communication of sexually explicit materials to children)"

Page 10, line 25, after "15" insert ", paragraph (a), clause (2),"

Page 11, line 4, delete "child" and insert "minor"

Page 11, line 13, delete "6" and insert "5 or a similar law of another jurisdiction"

Page 13, line 6, after the comma, insert "or 260A.28, subdivision 1,"

Page 13, lines 9 and 14, after "260A.23" insert ", subdivision 1, or 260A.28, subdivision 1,"

Page 14, line 31, delete "section" and insert "chapter"

Page 16, line 16, after the period, insert "When a police department or county determines that a child has been the subject of maltreatment by a person licensed by the Professional Educator Licensing and Standards Board or the Board of School Administrators, the department or sheriff shall, in addition to other duties under this section, immediately inform the licensing board."

Page 18, line 6, after the period, insert "The Department of Education's responsibility to screen and investigate includes allegations of maltreatment involving students 18 to 21 years of age, including students receiving special education services, up to and including graduation and the issuance of a secondary or high school diploma."

Page 20, line 25, delete "abuse and" and insert "maltreatment"

Page 20, line 26, delete "neglect"

Page 20, line 32, delete "abuse and neglect" and insert "maltreatment"

Page 21, line 1, after "the" insert "assessment or"

Page 22, line 5, after "a" insert "screened in"

Page 27, line 6, delete "abuse" and insert "maltreatment"

Page 27, delete lines 11 and 12

Page 27, line 13, delete "(2)" and insert "(1)"

Page 27, line 15, delete "(3)" and insert "(2)" and delete "child"

Page 27, line 16, delete "child"

Page 27, line 18, delete "(4)" and insert "(3)"

Page 29, line 8, delete ", 245G,"

Page 29, line 24, before "or" insert ", guardian's,"

Page 29, line 25, after "treatment" insert "or care of disease" and after "child" insert "in lieu of medical care"

Page 30, line 21, after "maltreatment in" insert "a"

Page 31, line 5, delete "assessing or"

Page 31, line 26, delete "abusing or neglecting" and insert "maltreating"

Page 31, line 30, delete "assessments or"

Page 32, line 32, delete "assessing or"

Page 33, lines 1, 4, and 14, delete the comma and insert a semicolon

Page 33, lines 2 and 13, delete the comma and insert a semicolon and delete the comma and insert a semicolon

Page 33, line 3, delete "assessment or" and delete the comma and insert a semicolon

Page 33, lines 7 and 11, delete "assessing or"

Page 35, line 21, delete "assessing or"

Page 35, lines 25 and 26, delete the comma and insert a semicolon and delete the comma and insert a semicolon

Page 35, line 27, delete the comma and insert a semicolon

Page 39, line 1, delete "section 260A.20" and insert "this chapter"

Page 43, line 32, delete "social service" and insert "welfare" and delete "social service" and insert "welfare"

Page 44, line 27, delete "(p)" and insert "(o)" and delete "(q)" and insert "(p)"

Page 45, line 15, after the period, insert "The records shall be collected and maintained according to chapter 13."

Page 45, delete line 16

Page 45, line 17, delete "(m)" and insert "(l)"

Page 45, line 20, delete "(n)" and insert "(m)"

Page 45, line 28, delete "(o)" and insert "(n)"

Page 45, line 32, delete "(p)" and insert "(o)"

Page 46, line 3, delete "(q)" and insert "(p)"

Page 46, line 31, delete "necessary and relevant" and insert "a copy of its offender maltreatment determination report"

Page 46, line 32, delete "information" and delete everything after "entity" and insert "with all student-identifying information removed. The offender maltreatment determination report shall include but is not limited to the following sections: report of alleged maltreatment; legal standard; investigation; summary of findings; determination; corrective action by a school; reconsideration process; and a listing of records related to the investigation."

Page 49, line 1, delete "section" and insert "chapter"

Page 49, line 2, delete "minor" and insert "child"

Page 49, line 3, delete "of the abuse or neglect"

Page 49, line 13, delete "social" and insert "welfare"

Page 49, line 14, delete "service"

Page 50, line 20, delete the first "abuse" and insert "maltreatment"

Page 50, line 26, delete "child"

Page 53, lines 2 and 3, delete "2019" and insert "2020"

Page 53, delete section 40 and insert:

"Sec. 40. **REPEALER.**

(a) Minnesota Statutes 2018, sections 626.556, subdivisions 1, 3, 3a, 3c, 3d, 3f, 4, 4a, 5, 6, 6a, 7, 7a, 8, 9, 10a, 10b, 10c, 10d, 10e, 10f, 10g, 10h, 10i, 10j, 10k, 10l, 10m, 10n, 11a, 11b, 11c, 11d, 12, 14, 15, and 16; 626.5561; 626.5562; 626.558; 626.559, subdivisions 1, 1a, 1b, 2, 3, and 5; 626.5591; and 626.561, are repealed.

(b) Minnesota Statutes 2019 Supplement, section 626.556, subdivisions 2, 3b, 3e, 10, and 11, are repealed."

Page 56, delete section 4 and insert:

"Sec. 4. Minnesota Statutes 2019 Supplement, section 13.46, subdivision 3, is amended to read:

Subd. 3. **Investigative data.** (a) Data on persons, including data on vendors of services, licensees, and applicants that is collected, maintained, used, or disseminated by the welfare system in an investigation, authorized by statute, and relating to the enforcement of rules or law are confidential data on individuals pursuant to section 13.02, subdivision 3, or protected nonpublic data not on individuals pursuant to section 13.02, subdivision 13, and shall not be disclosed except:

(1) pursuant to section 13.05;

(2) pursuant to statute or valid court order;

(3) to a party named in a civil or criminal proceeding, administrative or judicial, for preparation of defense;

(4) to an agent of the welfare system or an investigator acting on behalf of a county, state, or federal government, including a law enforcement officer or attorney in the investigation or prosecution of a criminal, civil, or administrative proceeding, unless the commissioner of human services determines that disclosure may compromise a Department of Human Services ongoing investigation; or

(5) to provide notices required or permitted by statute.

The data referred to in this subdivision shall be classified as public data upon submission to an administrative law judge or court in an administrative or judicial proceeding. Inactive welfare investigative data shall be treated as provided in section 13.39, subdivision 3.

(b) Notwithstanding any other provision in law, the commissioner of human services shall provide all active and inactive investigative data, including the name of the reporter of alleged maltreatment under section ~~626.556~~ or 626.557 or chapter 260A, to the ombudsman for mental health and developmental disabilities upon the request of the ombudsman.

(c) Notwithstanding paragraph (a) and section 13.39, the existence of an investigation by the commissioner of human services of possible overpayments of public funds to a service provider or recipient may be disclosed if the commissioner determines that it will not compromise the investigation."

Page 57, delete section 5 and insert:

"Sec. 5. Minnesota Statutes 2019 Supplement, section 13.46, subdivision 4, is amended to read:

Subd. 4. **Licensing data.** (a) As used in this subdivision:

(1) "licensing data" are all data collected, maintained, used, or disseminated by the welfare system pertaining to persons licensed or registered or who apply for licensure or registration or who formerly were licensed or registered under the authority of the commissioner of human services;

(2) "client" means a person who is receiving services from a licensee or from an applicant for licensure; and

(3) "personal and personal financial data" are Social Security numbers, identity of and letters of reference, insurance information, reports from the Bureau of Criminal Apprehension, health examination reports, and social/home studies.

(b)(1)(i) Except as provided in paragraph (c), the following data on applicants, license holders, and former licensees are public: name, address, telephone number of licensees, date of receipt of a completed application, dates of licensure, licensed capacity, type of client preferred, variances granted, record of training and education in child care and child development, type of dwelling, name and relationship of other family members, previous license history, class of license, the existence and status of complaints, and the number of serious injuries to or deaths of individuals in the licensed program as reported to the commissioner of human services, the local social services agency, or any other county welfare agency. For purposes of this clause, a serious injury is one that is treated by a physician.

(ii) Except as provided in item (v), when a correction order, an order to forfeit a fine, an order of license suspension, an order of temporary immediate suspension, an order of license revocation, an order of license denial, or an order of conditional license has been issued, or a complaint is resolved, the following data on current and former licensees and applicants are public: the general nature of the complaint or allegations leading to the temporary immediate suspension; the substance and investigative findings of the licensing or maltreatment complaint, licensing violation, or substantiated maltreatment; the existence of settlement negotiations; the record of informal resolution of a licensing violation; orders of hearing; findings of fact; conclusions of law; specifications of the final correction order, fine, suspension, temporary immediate suspension, revocation, denial, or conditional license contained in the record of licensing action; whether a fine has been paid; and the status of any appeal of these actions.

(iii) When a license denial under section 245A.05 or a sanction under section 245A.07 is based on a determination that a license holder, applicant, or controlling individual is responsible for maltreatment under section ~~626.556~~ or 626.557 or chapter 260A, the identity of the applicant, license holder, or controlling individual as the individual responsible for maltreatment is public data at the time of the issuance of the license denial or sanction.

(iv) When a license denial under section 245A.05 or a sanction under section 245A.07 is based on a determination that a license holder, applicant, or controlling individual is disqualified under chapter 245C, the identity of the license holder, applicant, or controlling individual as the disqualified individual and the reason for the disqualification are public data at the time of the issuance of the licensing sanction or denial. If the applicant, license holder, or controlling individual requests reconsideration of the disqualification and the disqualification is affirmed, the reason for the disqualification and the reason to not set aside the disqualification are public data.

(v) A correction order or fine issued to a child care provider for a licensing violation is private data on individuals under section 13.02, subdivision 12, or nonpublic data under section 13.02, subdivision 9, if the correction order or fine is seven years old or older.

(2) For applicants who withdraw their application prior to licensure or denial of a license, the following data are public: the name of the applicant, the city and county in which the applicant was seeking licensure, the dates of the commissioner's receipt of the initial application and completed application, the type of license sought, and the date of withdrawal of the application.

(3) For applicants who are denied a license, the following data are public: the name and address of the applicant, the city and county in which the applicant was seeking licensure, the dates of the commissioner's receipt of the initial application and completed application, the type of license sought, the date of denial of the application, the nature of the basis for the denial, the existence of settlement negotiations, the record of informal resolution of a denial, orders of hearings, findings of fact, conclusions of law, specifications of the final order of denial, and the status of any appeal of the denial.

(4) When maltreatment is substantiated under section ~~626.556~~ or 626.557 or chapter 260A and the victim and the substantiated perpetrator are affiliated with a program licensed under chapter 245A, the commissioner of human services, local social services agency, or county welfare agency may inform the license holder where the maltreatment occurred of the identity of the substantiated perpetrator and the victim.

(5) Notwithstanding clause (1), for child foster care, only the name of the license holder and the status of the license are public if the county attorney has requested that data otherwise classified as public data under clause (1) be considered private data based on the best interests of a child in placement in a licensed program.

(c) The following are private data on individuals under section 13.02, subdivision 12, or nonpublic data under section 13.02, subdivision 9: personal and personal financial data on family day care program and family foster care program applicants and licensees and their family members who provide services under the license.

(d) The following are private data on individuals: the identity of persons who have made reports concerning licensees or applicants that appear in inactive investigative data, and the records of

clients or employees of the licensee or applicant for licensure whose records are received by the licensing agency for purposes of review or in anticipation of a contested matter. The names of reporters of complaints or alleged violations of licensing standards under chapters 245A, 245B, 245C, and 245D, and applicable rules and alleged maltreatment under ~~sections 626.556 and section 626.557~~ and chapter 260A, are confidential data and may be disclosed only as provided in ~~section 626.556, subdivision 11,~~ 260A.40, subdivision 4; 260A.87; or 626.557, subdivision 12b.

(e) Data classified as private, confidential, nonpublic, or protected nonpublic under this subdivision become public data if submitted to a court or administrative law judge as part of a disciplinary proceeding in which there is a public hearing concerning a license which has been suspended, immediately suspended, revoked, or denied.

(f) Data generated in the course of licensing investigations that relate to an alleged violation of law are investigative data under subdivision 3.

(g) Data that are not public data collected, maintained, used, or disseminated under this subdivision that relate to or are derived from a report as defined in ~~section 626.556, subdivision 2,~~ 260A.20, or 626.5572, subdivision 18, are subject to the destruction provisions of ~~sections 626.556, subdivision 11~~ the 260A.87, subdivision 6, and 626.557, subdivision 12b.

(h) Upon request, not public data collected, maintained, used, or disseminated under this subdivision that relate to or are derived from a report of substantiated maltreatment as defined in ~~section 626.556 or 626.557 or chapter 260A~~ may be exchanged with the Department of Health for purposes of completing background studies pursuant to section 144.057 and with the Department of Corrections for purposes of completing background studies pursuant to section 241.021.

(i) Data on individuals collected according to licensing activities under chapters 245A and 245C, data on individuals collected by the commissioner of human services according to investigations under ~~section 626.557 and chapters 245A, 245B, 245C, and 245D, and sections 626.556 and 626.557,~~ 260A may be shared with the Department of Human Rights, the Department of Health, the Department of Corrections, the ombudsman for mental health and developmental disabilities, and the individual's professional regulatory board when there is reason to believe that laws or standards under the jurisdiction of those agencies may have been violated or the information may otherwise be relevant to the board's regulatory jurisdiction. Background study data on an individual who is the subject of a background study under chapter 245C for a licensed service for which the commissioner of human services is the license holder may be shared with the commissioner and the commissioner's delegate by the licensing division. Unless otherwise specified in this chapter, the identity of a reporter of alleged maltreatment or licensing violations may not be disclosed.

(j) In addition to the notice of determinations required under ~~section 626.556, subdivision 10~~ of sections 260A.43, subdivisions 5 and 7, and 260A.52, subdivision 6, paragraphs (b), (c), (d), (e), and (f), if the commissioner or the local social services agency has determined that an individual is a substantiated perpetrator of maltreatment of a child based on sexual abuse, as defined in ~~section 626.556, subdivision 2~~ 260A.20, and the commissioner or local social services agency knows that the individual is a person responsible for a child's care in another facility, the commissioner or local social services agency shall notify the head of that facility of this determination. The notification must include an explanation of the individual's available appeal rights and the status of any appeal.

If a notice is given under this paragraph, the government entity making the notification shall provide a copy of the notice to the individual who is the subject of the notice.

(k) All not public data collected, maintained, used, or disseminated under this subdivision and subdivision 3 may be exchanged between the Department of Human Services, Licensing Division, and the Department of Corrections for purposes of regulating services for which the Department of Human Services and the Department of Corrections have regulatory authority."

Page 65, delete section 14 and insert:

"Sec. 14. Minnesota Statutes 2019 Supplement, section 122A.20, subdivision 2, is amended to read:

Subd. 2. **Mandatory reporting.** (a) A school board, superintendent, charter school board, charter school executive director, or charter school authorizer must report to the Professional Educator Licensing and Standards Board, the Board of School Administrators, or the Board of Trustees of the Minnesota State Colleges and Universities, whichever has jurisdiction over the teacher's or administrator's license, when its teacher or administrator is discharged or resigns from employment after a charge is filed with the school board under section 122A.41, subdivisions 6, clauses (1), (2), and (3), and 7, or after charges are filed that are grounds for discharge under section 122A.40, subdivision 13, paragraph (a), clauses (1) to (5), or when a teacher or administrator is suspended or resigns while an investigation is pending under section 122A.40, subdivision 13, paragraph (a), clauses (1) to (5), or chapter 260A; or 122A.41, subdivisions 6, clauses (1), (2), and (3), and 7; ~~or 626.556~~, or when a teacher or administrator is suspended without an investigation under section 122A.41, subdivisions 6, paragraph (a), clauses (1), (2), and (3), and 7; ~~or 626.556, or chapter 260A.~~ The report must be made to the appropriate licensing board within ten days after the discharge, suspension, or resignation has occurred. The licensing board to which the report is made must investigate the report for violation of subdivision 1 and the reporting board, administrator, or authorizer must cooperate in the investigation. Notwithstanding any provision in chapter 13 or any law to the contrary, upon written request from the licensing board having jurisdiction over the license, a board, charter school, authorizer, charter school executive director, or school superintendent shall provide the licensing board with information about the teacher or administrator from the district's files, any termination or disciplinary proceeding, any settlement or compromise, or any investigative file. Upon written request from the appropriate licensing board, a board or school superintendent may, at the discretion of the board or school superintendent, solicit the written consent of a student and the student's parent to provide the licensing board with information that may aid the licensing board in its investigation and license proceedings. The licensing board's request need not identify a student or parent by name. The consent of the student and the student's parent must meet the requirements of chapter 13 and Code of Federal Regulations, title 34, section 99.30. The licensing board may provide a consent form to the district. Any data transmitted to any board under this section is private data under section 13.02, subdivision 12, notwithstanding any other classification of the data when it was in the possession of any other agency.

(b) The licensing board to which a report is made must transmit to the Attorney General's Office any record or data it receives under this subdivision for the sole purpose of having the Attorney General's Office assist that board in its investigation. When the Attorney General's Office has informed an employee of the appropriate licensing board in writing that grounds exist to suspend or revoke a teacher's license to teach, that licensing board must consider suspending or revoking or

decline to suspend or revoke the teacher's or administrator's license within 45 days of receiving a stipulation executed by the teacher or administrator under investigation or a recommendation from an administrative law judge that disciplinary action be taken.

(c) The Professional Educator Licensing and Standards Board and Board of School Administrators must report to the appropriate law enforcement authorities a revocation, suspension, or agreement involving a loss of license, relating to a teacher or administrator's inappropriate sexual conduct with a minor. For purposes of this section, "law enforcement authority" means a police department, county sheriff, or tribal police department. A report by the Professional Educator Licensing and Standards Board to appropriate law enforcement authorities does not diminish, modify, or otherwise affect the responsibilities of a school board or any person mandated to report abuse under ~~section 626.556~~ chapter 260A."

Page 66, delete section 15 and insert:

"Sec. 15. Minnesota Statutes 2019 Supplement, section 122A.40, subdivision 13, is amended to read:

Subd. 13. **Immediate discharge.** (a) Except as otherwise provided in paragraph (b), a board may discharge a continuing-contract teacher, effective immediately, upon any of the following grounds:

- (1) immoral conduct, insubordination, or conviction of a felony;
- (2) conduct unbecoming a teacher which requires the immediate removal of the teacher from classroom or other duties;
- (3) failure without justifiable cause to teach without first securing the written release of the school board;
- (4) gross inefficiency which the teacher has failed to correct after reasonable written notice;
- (5) willful neglect of duty; or
- (6) continuing physical or mental disability subsequent to a 12 months leave of absence and inability to qualify for reinstatement in accordance with subdivision 12.

For purposes of this paragraph, conduct unbecoming a teacher includes an unfair discriminatory practice described in section 363A.13.

Prior to discharging a teacher under this paragraph, the board must notify the teacher in writing and state its ground for the proposed discharge in reasonable detail. Within ten days after receipt of this notification the teacher may make a written request for a hearing before the board and it shall be granted before final action is taken. The board may suspend a teacher with pay pending the conclusion of the hearing and determination of the issues raised in the hearing after charges have been filed which constitute ground for discharge. If a teacher has been charged with a felony and the underlying conduct that is the subject of the felony charge is a ground for a proposed immediate discharge, the suspension pending the conclusion of the hearing and determination of the issues may be without pay. If a hearing under this paragraph is held, the board must reimburse the teacher

for any salary or compensation withheld if the final decision of the board or the arbitrator does not result in a penalty to or suspension, termination, or discharge of the teacher.

(b) A board must discharge a continuing-contract teacher, effective immediately, upon receipt of notice under section 122A.20, subdivision 1, paragraph (b), that the teacher's license has been revoked due to a conviction for child abuse, as defined in section 609.185; sex trafficking in the first degree under section 609.322, subdivision 1; sex trafficking in the second degree under section 609.322, subdivision 1a; engaging in hiring or agreeing to hire a minor to engage in prostitution under section 609.324, subdivision 1; sexual abuse under section 609.342, 609.343, 609.344, 609.345, 609.3451, subdivision 3, or 617.23, subdivision 3; solicitation of children to engage in sexual conduct or communication of sexually explicit materials to children under section 609.352; interference with privacy under section 609.746 or harassment or stalking under section 609.749 and the victim was a minor; using minors in a sexual performance under section 617.246; possessing pornographic works involving a minor under section 617.247; or any other offense not listed in this paragraph that requires the person to register as a predatory offender under section 243.166, or a crime under a similar law of another state or the United States.

(c) When a teacher is discharged under paragraph (b) or when the commissioner makes a final determination of child maltreatment involving a teacher under section ~~626.556, subdivision 11~~ 260A.40, subdivision 4, or 260A.87, the school principal or other person having administrative control of the school must include in the teacher's employment record the information contained in the record of the disciplinary action or the final maltreatment determination, consistent with the definition of public data under section 13.41, subdivision 5, and must provide the Professional Educator Licensing and Standards Board and the licensing division at the department with the necessary and relevant information to enable the Professional Educator Licensing and Standards Board and the department's licensing division to fulfill their statutory and administrative duties related to issuing, renewing, suspending, or revoking a teacher's license. Information received by the Professional Educator Licensing and Standards Board or the licensing division at the department under this paragraph is governed by section 13.41 or other applicable law governing data of the receiving entity. In addition to the background check required under section 123B.03, a school board or other school hiring authority must contact the Professional Educator Licensing and Standards Board and the department to determine whether the teacher's license has been suspended or revoked, consistent with the discharge and final maltreatment determinations identified in this paragraph. Unless restricted by federal or state data practices law or by the terms of a collective bargaining agreement, the responsible authority for a school district must disseminate to another school district private personnel data on a current or former teacher employee or contractor of the district, including the results of background investigations, if the requesting school district seeks the information because the subject of the data has applied for employment with the requesting school district."

Page 68, delete section 16 and insert:

"Sec. 16. Minnesota Statutes 2019 Supplement, section 122A.41, subdivision 6, is amended to read:

Subd. 6. **Grounds for discharge or demotion.** (a) Except as otherwise provided in paragraph (b), causes for the discharge or demotion of a teacher either during or after the probationary period must be:

- (1) immoral character, conduct unbecoming a teacher, or insubordination;
- (2) failure without justifiable cause to teach without first securing the written release of the school board having the care, management, or control of the school in which the teacher is employed;
- (3) inefficiency in teaching or in the management of a school, consistent with subdivision 5, paragraph (b);
- (4) affliction with a communicable disease must be considered as cause for removal or suspension while the teacher is suffering from such disability; or
- (5) discontinuance of position or lack of pupils.

For purposes of this paragraph, conduct unbecoming a teacher includes an unfair discriminatory practice described in section 363A.13.

(b) A probationary or continuing-contract teacher must be discharged immediately upon receipt of notice under section 122A.20, subdivision 1, paragraph (b), that the teacher's license has been revoked due to a conviction for child abuse, as defined in section 609.185; sex trafficking in the first degree under section 609.322, subdivision 1; sex trafficking in the second degree under section 609.322, subdivision 1a; engaging in hiring or agreeing to hire a minor to engage in prostitution under section 609.324, subdivision 1; sexual abuse under section 609.342, 609.343, 609.344, 609.345, 609.3451, subdivision 3, or 617.23, subdivision 3; solicitation of children to engage in sexual conduct or communication of sexually explicit materials to children under section 609.352; interference with privacy under section 609.746 or harassment or stalking under section 609.749 and the victim was a minor; using minors in a sexual performance under section 617.246; possessing pornographic works involving a minor under section 617.247; or any other offense not listed in this paragraph that requires the person to register as a predatory offender under section 243.166, or a crime under a similar law of another state or the United States.

(c) When a teacher is discharged under paragraph (b) or when the commissioner makes a final determination of child maltreatment involving a teacher under section ~~626.556, subdivision 11~~ 260A.40, subdivision 4, or 260A.87, the school principal or other person having administrative control of the school must include in the teacher's employment record the information contained in the record of the disciplinary action or the final maltreatment determination, consistent with the definition of public data under section 13.41, subdivision 5, and must provide the Professional Educator Licensing and Standards Board and the licensing division at the department with the necessary and relevant information to enable the Professional Educator Licensing and Standards Board and the department's licensing division to fulfill their statutory and administrative duties related to issuing, renewing, suspending, or revoking a teacher's license. Information received by the Professional Educator Licensing and Standards Board or the licensing division at the department under this paragraph is governed by section 13.41 or other applicable law governing data of the receiving entity. In addition to the background check required under section 123B.03, a school board or other school hiring authority must contact the Professional Educator Licensing and Standards Board and the department to determine whether the teacher's license has been suspended or revoked, consistent with the discharge and final maltreatment determinations identified in this paragraph. Unless restricted by federal or state data practices law or by the terms of a collective bargaining agreement, the responsible authority for a school district must disseminate to another school district

private personnel data on a current or former teacher employee or contractor of the district, including the results of background investigations, if the requesting school district seeks the information because the subject of the data has applied for employment with the requesting school district."

Page 71, line 15, delete "16" and insert "17"

Page 75, delete section 25 and insert:

"Sec. 25. Minnesota Statutes 2019 Supplement, section 144A.4796, subdivision 2, is amended to read:

Subd. 2. **Content.** (a) The orientation must contain the following topics:

- (1) an overview of sections 144A.43 to 144A.4798;
- (2) introduction and review of all the provider's policies and procedures related to the provision of home care services by the individual staff person;
- (3) handling of emergencies and use of emergency services;
- (4) compliance with and reporting of the maltreatment of minors or vulnerable adults under ~~sections 626.556 and~~ section 626.557 and chapter 260A;
- (5) home care bill of rights under section 144A.44;
- (6) handling of clients' complaints, reporting of complaints, and where to report complaints including information on the Office of Health Facility Complaints and the Common Entry Point;
- (7) consumer advocacy services of the Office of Ombudsman for Long-Term Care, Office of Ombudsman for Mental Health and Developmental Disabilities, Managed Care Ombudsman at the Department of Human Services, county managed care advocates, or other relevant advocacy services; and
- (8) review of the types of home care services the employee will be providing and the provider's scope of licensure.

(b) In addition to the topics listed in paragraph (a), orientation may also contain training on providing services to clients with hearing loss. Any training on hearing loss provided under this subdivision must be high quality and research-based, may include online training, and must include training on one or more of the following topics:

- (1) an explanation of age-related hearing loss and how it manifests itself, its prevalence, and challenges it poses to communication;
- (2) health impacts related to untreated age-related hearing loss, such as increased incidence of dementia, falls, hospitalizations, isolation, and depression; or
- (3) information about strategies and technology that may enhance communication and involvement, including communication strategies, assistive listening devices, hearing aids, visual and tactile alerting devices, communication access in real time, and closed captions."

Page 79, delete section 32 and insert:

"Sec. 32. Minnesota Statutes 2019 Supplement, section 148B.593, is amended to read:

148B.593 DISCLOSURE OF INFORMATION.

(a) A person licensed under sections 148B.50 to 148B.593 may not disclose without written consent of the client any communication made by the client to the licensee in the course of the practice of professional counseling, nor may any employee of the licensee reveal the information without the consent of the employer or client except as provided under section ~~626.556~~ or 626.557 or chapter 260A.

(b) For purposes of sections 148B.50 to 148B.593, the confidential relations and communications between the licensee and a client are placed upon the same basis as those that exist between a licensed psychologist and client. Nothing in sections 148B.50 to 148B.593 may be construed to require any communications to be disclosed except by court order or as provided in paragraph (c).

(c) Private information may be disclosed without the consent of the client when a duty to warn arises, or as otherwise provided by law or court order. The duty to warn of, or take reasonable precautions to provide protection from, violent behavior arises only when a client or other person has communicated to the provider a specific, serious threat of physical violence to self or a specific, clearly identified or identifiable potential victim. If a duty to warn arises, the duty is discharged by the provider if reasonable efforts are made to communicate the threat to law enforcement agencies, the potential victim, the family of the client, or appropriate third parties who are in a position to prevent or avert the harm. No monetary liability and no cause of action or disciplinary action by the board may arise against a provider for disclosure of confidences to third parties, for failure to disclose confidences to third parties, or for erroneous disclosure of confidences to third parties in a good faith effort to warn against or take precautions against a client's violent behavior or threat of suicide.

(d) For purposes of this section, (1) "provider" includes a licensee, an applicant for licensure, and a student or intern practicing professional counseling or professional clinical counseling under supervision as part of an accredited graduate educational program or under a supervised postgraduate experience in professional counseling or professional clinical counseling required for licensure; (2) "other person" means an immediate family member or someone who personally knows the client and has reason to believe the client is capable of and will carry out the serious, specific threat of harm to a specific, clearly identified, or identifiable victim; and (3) "reasonable efforts" means communicating the serious, specific threat to the potential victim and if unable to make contact with the potential victim, communicating the serious, specific threat to the law enforcement agency closest to the potential victim of the client."

Page 84, delete section 39 and insert:

"Sec. 39. Minnesota Statutes 2019 Supplement, section 243.166, subdivision 7, is amended to read:

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

(b) The data may be used only by law enforcement and corrections agencies for law enforcement and corrections purposes. Law enforcement or a corrections agent may disclose the status of an individual as a predatory offender to a child protection worker with a local welfare agency for purposes of doing a family assessment under ~~section 626.556~~ chapter 260A. A corrections agent may also disclose the status of an individual as a predatory offender to comply with section 244.057.

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

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

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

Page 86, delete section 43 and insert:

"Sec. 43. Minnesota Statutes 2019 Supplement, section 245A.07, subdivision 3, is amended to read:

Subd. 3. **License suspension, revocation, or fine.** (a) The commissioner may suspend or revoke a license, or impose a fine if:

(1) a license holder fails to comply fully with applicable laws or rules including but not limited to the requirements of this chapter and chapter 245C;

(2) a license holder, a controlling individual, or an individual living in the household where the licensed services are provided or is otherwise subject to a background study has been disqualified and the disqualification was not set aside and no variance has been granted;

(3) a license holder knowingly withholds relevant information from or gives false or misleading information to the commissioner in connection with an application for a license, in connection with the background study status of an individual, during an investigation, or regarding compliance with applicable laws or rules;

(4) a license holder is excluded from any program administered by the commissioner under section 245.095; or

(5) revocation is required under section 245A.04, subdivision 7, paragraph (d).

A license holder who has had a license issued under this chapter suspended, revoked, or has been ordered to pay a fine must be given notice of the action by certified mail or personal service. If mailed, the notice must be mailed to the address shown on the application or the last known address of the license holder. The notice must state in plain language the reasons the license was suspended or revoked, or a fine was ordered.

(b) If the license was suspended or revoked, the notice must inform the license holder of the right to a contested case hearing under chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612. The license holder may appeal an order suspending or revoking a license. The appeal of an order suspending or revoking a license must be made in writing by certified mail or personal service. If mailed, the appeal must be postmarked and sent to the commissioner within ten calendar days after the license holder receives notice that the license has been suspended or revoked. If a request is

made by personal service, it must be received by the commissioner within ten calendar days after the license holder received the order. Except as provided in subdivision 2a, paragraph (c), if a license holder submits a timely appeal of an order suspending or revoking a license, the license holder may continue to operate the program as provided in section 245A.04, subdivision 7, paragraphs (f) and (g), until the commissioner issues a final order on the suspension or revocation.

(c)(1) If the license holder was ordered to pay a fine, the notice must inform the license holder of the responsibility for payment of fines and the right to a contested case hearing under chapter 14 and Minnesota Rules, parts 1400.8505 to 1400.8612. The appeal of an order to pay a fine must be made in writing by certified mail or personal service. If mailed, the appeal must be postmarked and sent to the commissioner within ten calendar days after the license holder receives notice that the fine has been ordered. If a request is made by personal service, it must be received by the commissioner within ten calendar days after the license holder received the order.

(2) The license holder shall pay the fines assessed on or before the payment date specified. If the license holder fails to fully comply with the order, the commissioner may issue a second fine or suspend the license until the license holder complies. If the license holder receives state funds, the state, county, or municipal agencies or departments responsible for administering the funds shall withhold payments and recover any payments made while the license is suspended for failure to pay a fine. A timely appeal shall stay payment of the fine until the commissioner issues a final order.

(3) A license holder shall promptly notify the commissioner of human services, in writing, when a violation specified in the order to forfeit a fine is corrected. If upon reinspection the commissioner determines that a violation has not been corrected as indicated by the order to forfeit a fine, the commissioner may issue a second fine. The commissioner shall notify the license holder by certified mail or personal service that a second fine has been assessed. The license holder may appeal the second fine as provided under this subdivision.

(4) Fines shall be assessed as follows:

(i) the license holder shall forfeit \$1,000 for each determination of maltreatment of a child under ~~section 626.556~~ chapter 260A or the maltreatment of a vulnerable adult under section 626.557 for which the license holder is determined responsible for the maltreatment under ~~section 626.556, subdivision 10c, paragraph (i)~~ 260A.52, subdivision 4, paragraphs (a) and (b), or 626.557, subdivision 9c, paragraph (c);

(ii) if the commissioner determines that a determination of maltreatment for which the license holder is responsible is the result of maltreatment that meets the definition of serious maltreatment as defined in section 245C.02, subdivision 18, the license holder shall forfeit \$5,000;

(iii) for a program that operates out of the license holder's home and a program licensed under Minnesota Rules, parts 9502.0300 to 9502.0445, the fine assessed against the license holder shall not exceed \$1,000 for each determination of maltreatment;

(iv) the license holder shall forfeit \$200 for each occurrence of a violation of law or rule governing matters of health, safety, or supervision, including but not limited to the provision of adequate staff-to-child or adult ratios, and failure to comply with background study requirements under chapter 245C; and

(v) the license holder shall forfeit \$100 for each occurrence of a violation of law or rule other than those subject to a \$5,000, \$1,000, or \$200 fine in items (i) to (iv).

For purposes of this section, "occurrence" means each violation identified in the commissioner's fine order. Fines assessed against a license holder that holds a license to provide home and community-based services, as identified in section 245D.03, subdivision 1, and a community residential setting or day services facility license under chapter 245D where the services are provided, may be assessed against both licenses for the same occurrence, but the combined amount of the fines shall not exceed the amount specified in this clause for that occurrence.

(5) When a fine has been assessed, the license holder may not avoid payment by closing, selling, or otherwise transferring the licensed program to a third party. In such an event, the license holder will be personally liable for payment. In the case of a corporation, each controlling individual is personally and jointly liable for payment.

(d) Except for background study violations involving the failure to comply with an order to immediately remove an individual or an order to provide continuous, direct supervision, the commissioner shall not issue a fine under paragraph (c) relating to a background study violation to a license holder who self-corrects a background study violation before the commissioner discovers the violation. A license holder who has previously exercised the provisions of this paragraph to avoid a fine for a background study violation may not avoid a fine for a subsequent background study violation unless at least 365 days have passed since the license holder self-corrected the earlier background study violation."

Page 93, delete sections 48 to 50 and insert:

"Sec. 48. Minnesota Statutes 2019 Supplement, section 245A.145, subdivision 1, is amended to read:

Subdivision 1. **Policies and procedures.** (a) The Department of Human Services must develop policies and procedures for reporting suspected child maltreatment that fulfill the requirements in ~~section 626.556~~ chapter 260A and provide the policies and procedures to all licensed child care providers. The policies and procedures must be written in plain language.

(b) The policies and procedures required in paragraph (a) must:

(1) be provided to the parents of all children at the time of enrollment in the child care program; and

(2) be made available upon request.

Sec. 49. Minnesota Statutes 2019 Supplement, section 245A.40, subdivision 1, is amended to read:

Subdivision 1. **Orientation.** (a) The child care center license holder must ensure that the director, staff persons, substitutes, and unsupervised volunteers are given orientation training and successfully complete the training before starting assigned duties. The orientation training must include information about:

(1) the center's philosophy, child care program, and procedures for maintaining health and safety according to section 245A.41 and Minnesota Rules, part 9503.0140, and handling emergencies and accidents according to Minnesota Rules, part 9503.0110;

(2) specific job responsibilities;

(3) the behavior guidance standards in Minnesota Rules, part 9503.0055;

(4) the reporting responsibilities in ~~section 626.556~~ chapter 260A, and Minnesota Rules, part 9503.0130;

(5) the center's drug and alcohol policy under section 245A.04, subdivision 1, paragraph (c);

(6) the center's risk reduction plan as required under section 245A.66, subdivision 2;

(7) at least one-half hour of training on the standards under section 245A.1435 and on reducing the risk of sudden unexpected infant death as required in subdivision 5, if applicable;

(8) at least one-half hour of training on the risk of abusive head trauma as required for the director and staff under subdivision 5a, if applicable; and

(9) training required by a child's individual child care program plan as required under Minnesota Rules, part 9503.0065, subpart 3, if applicable.

(b) In addition to paragraph (a), before having unsupervised direct contact with a child, the director and staff persons within the first 90 days of employment, and substitutes and unsupervised volunteers within 90 days after the first date of direct contact with a child, must complete:

(1) pediatric first aid, in accordance with subdivision 3; and

(2) pediatric cardiopulmonary resuscitation, in accordance with subdivision 4.

(c) In addition to paragraph (b), the director and staff persons within the first 90 days of employment, and substitutes and unsupervised volunteers within 90 days from the first date of direct contact with a child, must complete training in child development, in accordance with subdivision 2.

(d) The license holder must ensure that documentation, as required in subdivision 10, identifies the number of hours completed for each topic with a minimum training time identified, if applicable, and that all required content is included.

(e) Training in this subdivision must not be used to meet in-service training requirements in subdivision 7.

(f) Training completed within the previous 12 months under paragraphs (a), clauses (7) and (8), and (c) are transferable to another child care center."

Page 116, delete section 79 and insert:

"Sec. 78. Minnesota Statutes 2019 Supplement, section 245G.12, is amended to read:

245G.12 PROVIDER POLICIES AND PROCEDURES.

A license holder must develop a written policies and procedures manual, indexed according to section 245A.04, subdivision 14, paragraph (c), that provides staff members immediate access to all policies and procedures and provides a client and other authorized parties access to all policies and procedures. The manual must contain the following materials:

(1) assessment and treatment planning policies, including screening for mental health concerns and treatment objectives related to the client's identified mental health concerns in the client's treatment plan;

(2) policies and procedures regarding HIV according to section 245A.19;

(3) the license holder's methods and resources to provide information on tuberculosis and tuberculosis screening to each client and to report a known tuberculosis infection according to section 144.4804;

(4) personnel policies according to section 245G.13;

(5) policies and procedures that protect a client's rights according to section 245G.15;

(6) a medical services plan according to section 245G.08;

(7) emergency procedures according to section 245G.16;

(8) policies and procedures for maintaining client records according to section 245G.09;

(9) procedures for reporting the maltreatment of minors according to ~~section 626.556~~ chapter 260A, and vulnerable adults according to sections 245A.65, 626.557, and 626.5572;

(10) a description of treatment services that: (i) includes the amount and type of services provided; (ii) identifies which services meet the definition of group counseling under section 245G.01, subdivision 13a; and (iii) defines the program's treatment week;

(11) the methods used to achieve desired client outcomes;

(12) the hours of operation; and

(13) the target population served."

Page 117, delete section 80 and insert:

"Sec. 79. Minnesota Statutes 2019 Supplement, section 245G.13, subdivision 1, is amended to read:

Subdivision 1. **Personnel policy requirements.** A license holder must have written personnel policies that are available to each staff member. The personnel policies must:

(1) ensure that staff member retention, promotion, job assignment, or pay are not affected by a good faith communication between a staff member and the department, the Department of Health,

the ombudsman for mental health and developmental disabilities, law enforcement, or a local agency for the investigation of a complaint regarding a client's rights, health, or safety;

(2) contain a job description for each staff member position specifying responsibilities, degree of authority to execute job responsibilities, and qualification requirements;

(3) provide for a job performance evaluation based on standards of job performance conducted on a regular and continuing basis, including a written annual review;

(4) describe behavior that constitutes grounds for disciplinary action, suspension, or dismissal, including policies that address staff member problematic substance use and the requirements of section 245G.11, subdivision 1, policies prohibiting personal involvement with a client in violation of chapter 604, and policies prohibiting client abuse described in sections 245A.65, ~~626.556~~, 626.557, and 626.5572, and chapter 260A;

(5) identify how the program will identify whether behaviors or incidents are problematic substance use, including a description of how the facility must address:

(i) receiving treatment for substance use within the period specified for the position in the staff qualification requirements, including medication-assisted treatment;

(ii) substance use that negatively impacts the staff member's job performance;

(iii) substance use that affects the credibility of treatment services with a client, referral source, or other member of the community;

(iv) symptoms of intoxication or withdrawal on the job; and

(v) the circumstances under which an individual who participates in monitoring by the health professional services program for a substance use or mental health disorder is able to provide services to the program's clients;

(6) include a chart or description of the organizational structure indicating lines of authority and responsibilities;

(7) include orientation within 24 working hours of starting for each new staff member based on a written plan that, at a minimum, must provide training related to the staff member's specific job responsibilities, policies and procedures, client confidentiality, HIV minimum standards, and client needs; and

(8) include policies outlining the license holder's response to a staff member with a behavior problem that interferes with the provision of treatment service."

Page 119, delete section 82 and insert:

"Sec. 81. Minnesota Statutes 2019 Supplement, section 245H.11, is amended to read:

245H.11 REPORTING.

(a) The certification holder must comply and must have written policies for staff to comply with the reporting requirements for abuse and neglect specified in ~~section 626.556~~ chapter 260A. A person mandated to report physical or sexual child abuse or neglect occurring within a certified center shall report the information to the commissioner.

(b) The certification holder must inform the commissioner within 24 hours of:

(1) the death of a child in the program; and

(2) any injury to a child in the program that required treatment by a physician."

Page 120, delete section 84 and insert:

"Sec. 83. Minnesota Statutes 2019 Supplement, section 254B.04, subdivision 1, is amended to read:

Subdivision 1. **Eligibility.** (a) Persons eligible for benefits under Code of Federal Regulations, title 25, part 20, who meet the income standards of section 256B.056, subdivision 4, and are not enrolled in medical assistance, are entitled to chemical dependency fund services. State money appropriated for this paragraph must be placed in a separate account established for this purpose.

(b) Persons with dependent children who are determined to be in need of chemical dependency treatment pursuant to an assessment under section ~~626.556, subdivision 10~~ 260A.39, subdivision 1, or a case plan under section 260C.201, subdivision 6, or 260C.212, shall be assisted by the local agency to access needed treatment services. Treatment services must be appropriate for the individual or family, which may include long-term care treatment or treatment in a facility that allows the dependent children to stay in the treatment facility. The county shall pay for out-of-home placement costs, if applicable.

(c) Notwithstanding paragraph (a), persons enrolled in medical assistance are eligible for room and board services under section 254B.05, subdivision 5, paragraph (b), clause (12)."

Page 122, delete section 86 and insert:

"Sec. 85. Minnesota Statutes 2019 Supplement, section 256.01, subdivision 14b, is amended to read:

Subd. 14b. **American Indian child welfare projects.** (a) The commissioner of human services may authorize projects to initiate tribal delivery of child welfare services to American Indian children and their parents and custodians living on the reservation. The commissioner has authority to solicit and determine which tribes may participate in a project. Grants may be issued to Minnesota Indian tribes to support the projects. The commissioner may waive existing state rules as needed to accomplish the projects. The commissioner may authorize projects to use alternative methods of (1) screening, investigating, and assessing reports of child maltreatment, and (2) administrative reconsideration, administrative appeal, and judicial appeal of maltreatment determinations, provided the alternative methods used by the projects comply with the provisions of ~~sections~~ section 256.045 and ~~626.556~~ chapter 260A that deal with the rights of individuals who are the subjects of reports or investigations, including notice and appeal rights and data practices requirements. The commissioner shall only authorize alternative methods that comply with the public policy under section 626.556,

subdivision 1. The commissioner may seek any federal approvals necessary to carry out the projects as well as seek and use any funds available to the commissioner, including use of federal funds, foundation funds, existing grant funds, and other funds. The commissioner is authorized to advance state funds as necessary to operate the projects. Federal reimbursement applicable to the projects is appropriated to the commissioner for the purposes of the projects. The projects must be required to address responsibility for safety, permanency, and well-being of children.

(b) For the purposes of this section, "American Indian child" means a person under 21 years old and who is a tribal member or eligible for membership in one of the tribes chosen for a project under this subdivision and who is residing on the reservation of that tribe.

(c) In order to qualify for an American Indian child welfare project, a tribe must:

(1) be one of the existing tribes with reservation land in Minnesota;

(2) have a tribal court with jurisdiction over child custody proceedings;

(3) have a substantial number of children for whom determinations of maltreatment have occurred;

(4)(i) have capacity to respond to reports of abuse and neglect under ~~section 626.556~~ chapter 260A; or (ii) have codified the tribe's screening, investigation, and assessment of reports of child maltreatment procedures, if authorized to use an alternative method by the commissioner under paragraph (a);

(5) provide a wide range of services to families in need of child welfare services; and

(6) have a tribal-state title IV-E agreement in effect.

(d) Grants awarded under this section may be used for the nonfederal costs of providing child welfare services to American Indian children on the tribe's reservation, including costs associated with:

(1) assessment and prevention of child abuse and neglect;

(2) family preservation;

(3) facilitative, supportive, and reunification services;

(4) out-of-home placement for children removed from the home for child protective purposes; and

(5) other activities and services approved by the commissioner that further the goals of providing safety, permanency, and well-being of American Indian children.

(e) When a tribe has initiated a project and has been approved by the commissioner to assume child welfare responsibilities for American Indian children of that tribe under this section, the affected county social service agency is relieved of responsibility for responding to reports of abuse and neglect under ~~section 626.556~~ chapter 260A for those children during the time within which the tribal project is in effect and funded. The commissioner shall work with tribes and affected counties

to develop procedures for data collection, evaluation, and clarification of ongoing role and financial responsibilities of the county and tribe for child welfare services prior to initiation of the project. Children who have not been identified by the tribe as participating in the project shall remain the responsibility of the county. Nothing in this section shall alter responsibilities of the county for law enforcement or court services.

(f) Participating tribes may conduct children's mental health screenings under section 245.4874, subdivision 1, paragraph (a), clause (12), for children who are eligible for the initiative and living on the reservation and who meet one of the following criteria:

- (1) the child must be receiving child protective services;
- (2) the child must be in foster care; or
- (3) the child's parents must have had parental rights suspended or terminated.

Tribes may access reimbursement from available state funds for conducting the screenings. Nothing in this section shall alter responsibilities of the county for providing services under section 245.487.

(g) Participating tribes may establish a local child mortality review panel. In establishing a local child mortality review panel, the tribe agrees to conduct local child mortality reviews for child deaths or near-fatalities occurring on the reservation under subdivision 12. Tribes with established child mortality review panels shall have access to nonpublic data and shall protect nonpublic data under subdivision 12, paragraphs (c) to (e). The tribe shall provide written notice to the commissioner and affected counties when a local child mortality review panel has been established and shall provide data upon request of the commissioner for purposes of sharing nonpublic data with members of the state child mortality review panel in connection to an individual case.

(h) The commissioner shall collect information on outcomes relating to child safety, permanency, and well-being of American Indian children who are served in the projects. Participating tribes must provide information to the state in a format and completeness deemed acceptable by the state to meet state and federal reporting requirements.

(i) In consultation with the White Earth Band, the commissioner shall develop and submit to the chairs and ranking minority members of the legislative committees with jurisdiction over health and human services a plan to transfer legal responsibility for providing child protective services to White Earth Band member children residing in Hennepin County to the White Earth Band. The plan shall include a financing proposal, definitions of key terms, statutory amendments required, and other provisions required to implement the plan. The commissioner shall submit the plan by January 15, 2012."

Page 138, delete section 100 and insert:

"Sec. 99. Minnesota Statutes 2019 Supplement, section 256B.85, subdivision 10, is amended to read:

Subd. 10. **Agency-provider and FMS provider qualifications and duties.** (a) Agency-providers identified in subdivision 11 and FMS providers identified in subdivision 13a shall:

(1) enroll as a medical assistance Minnesota health care programs provider and meet all applicable provider standards and requirements;

(2) demonstrate compliance with federal and state laws and policies for CFSS as determined by the commissioner;

(3) comply with background study requirements under chapter 245C and maintain documentation of background study requests and results;

(4) verify and maintain records of all services and expenditures by the participant, including hours worked by support workers;

(5) not engage in any agency-initiated direct contact or marketing in person, by telephone, or other electronic means to potential participants, guardians, family members, or participants' representatives;

(6) directly provide services and not use a subcontractor or reporting agent;

(7) meet the financial requirements established by the commissioner for financial solvency;

(8) have never had a lead agency contract or provider agreement discontinued due to fraud, or have never had an owner, board member, or manager fail a state or FBI-based criminal background check while enrolled or seeking enrollment as a Minnesota health care programs provider; and

(9) have an office located in Minnesota.

(b) In conducting general duties, agency-providers and FMS providers shall:

(1) pay support workers based upon actual hours of services provided;

(2) pay for worker training and development services based upon actual hours of services provided or the unit cost of the training session purchased;

(3) withhold and pay all applicable federal and state payroll taxes;

(4) make arrangements and pay unemployment insurance, taxes, workers' compensation, liability insurance, and other benefits, if any;

(5) enter into a written agreement with the participant, participant's representative, or legal representative that assigns roles and responsibilities to be performed before services, supports, or goods are provided;

(6) report maltreatment as required under ~~sections 626.556 and~~ section 626.557 and chapter 260A;

(7) comply with the labor market reporting requirements described in section 256B.4912, subdivision 1a;

(8) comply with any data requests from the department consistent with the Minnesota Government Data Practices Act under chapter 13; and

(9) maintain documentation for the requirements under subdivision 16, paragraph (e), clause (2), to qualify for an enhanced rate under this section."

Page 141, line 19, delete "17" and insert "18"

Page 144, delete section 109

Page 151, delete section 114 and insert:

"Sec. 112. Minnesota Statutes 2019 Supplement, section 260B.198, subdivision 1, is amended to read:

Subdivision 1. **Court order, findings, remedies, treatment.** (a) If the court finds that the child is delinquent, it shall enter an order making any of the following dispositions of the case which are deemed necessary to the rehabilitation of the child:

(1) counsel the child or the parents, guardian, or custodian;

(2) place the child under the supervision of a probation officer or other suitable person in the child's own home under conditions prescribed by the court including reasonable rules for the child's conduct and the conduct of the child's parents, guardian, or custodian, designed for the physical, mental, and moral well-being and behavior of the child, or with the consent of the commissioner of corrections, in a group foster care facility which is under the management and supervision of said commissioner;

(3) if the court determines that the child is a danger to self or others, subject to the supervision of the court, transfer legal custody of the child to one of the following:

(i) a child-placing agency;

(ii) the local social services agency;

(iii) a reputable individual of good moral character. No person may receive custody of two or more unrelated children unless licensed as a residential facility pursuant to sections 245A.01 to 245A.16;

(iv) a county home school, if the county maintains a home school or enters into an agreement with a county home school; or

(v) a county probation officer for placement in a group foster home established under the direction of the juvenile court and licensed pursuant to section 241.021;

(4) transfer legal custody by commitment to the commissioner of corrections;

(5) if the child is found to have violated a state or local law or ordinance which has resulted in damage to the person or property of another, the court may order the child to make reasonable restitution for such damage;

(6) require the child to pay a fine of up to \$1,000. The court shall order payment of the fine in accordance with a time payment schedule which shall not impose an undue financial hardship on the child;

(7) if the child is in need of special treatment and care for reasons of physical or mental health, the court may order the child's parent, guardian, or custodian to provide it. If the parent, guardian, or custodian fails to provide this treatment or care, the court may order it provided;

(8) if the court believes that it is in the best interests of the child and of public safety that the driver's license of the child be canceled until the child's 18th birthday, the court may recommend to the commissioner of public safety the cancellation of the child's license for any period up to the child's 18th birthday, and the commissioner is hereby authorized to cancel such license without a hearing. At any time before the termination of the period of cancellation, the court may, for good cause, recommend to the commissioner of public safety that the child be authorized to apply for a new license, and the commissioner may so authorize;

(9) if the court believes that it is in the best interest of the child and of public safety that the child is enrolled in school, the court may require the child to remain enrolled in a public school until the child reaches the age of 18 or completes all requirements needed to graduate from high school. Any child enrolled in a public school under this clause is subject to the provisions of the Pupil Fair Dismissal Act in chapter 127;

(10) if the child is petitioned and found by the court to have committed a controlled substance offense under sections 152.021 to 152.027, the court shall determine whether the child unlawfully possessed or sold the controlled substance while driving a motor vehicle. If so, the court shall notify the commissioner of public safety of its determination and order the commissioner to revoke the child's driver's license for the applicable time period specified in section 152.0271. If the child does not have a driver's license or if the child's driver's license is suspended or revoked at the time of the delinquency finding, the commissioner shall, upon the child's application for driver's license issuance or reinstatement, delay the issuance or reinstatement of the child's driver's license for the applicable time period specified in section 152.0271. Upon receipt of the court's order, the commissioner is authorized to take the licensing action without a hearing;

(11) if the child is petitioned and found by the court to have committed or attempted to commit an act in violation of section 609.342; 609.343; 609.344; 609.345; 609.3451; 609.746, subdivision 1; 609.79; or 617.23, or another offense arising out of a delinquency petition based on one or more of those sections, the court shall order an independent professional assessment of the child's need for sex offender treatment. An assessor providing an assessment for the court must be experienced in the evaluation and treatment of juvenile sex offenders. If the assessment indicates that the child is in need of and amenable to sex offender treatment, the court shall include in its disposition order a requirement that the child undergo treatment. Notwithstanding ~~sections~~ section 13.384, 13.85, 144.291 to 144.298, or 260B.171, ~~or 626.556~~ or chapter 260A, the assessor has access to the following private or confidential data on the child if access is relevant and necessary for the assessment:

- (i) medical data under section 13.384;
- (ii) corrections and detention data under section 13.85;
- (iii) health records under sections 144.291 to 144.298;

(iv) juvenile court records under section 260B.171; and

(v) local welfare agency records under ~~section 626.556~~ chapter 260A.

Data disclosed under this clause may be used only for purposes of the assessment and may not be further disclosed to any other person, except as authorized by law; or

(12) if the child is found delinquent due to the commission of an offense that would be a felony if committed by an adult, the court shall make a specific finding on the record regarding the juvenile's mental health and chemical dependency treatment needs.

(b) Any order for a disposition authorized under this section shall contain written findings of fact to support the disposition ordered and shall also set forth in writing the following information:

(1) why the best interests of the child are served by the disposition ordered; and

(2) what alternative dispositions were considered by the court and why such dispositions were not appropriate in the instant case. Clause (1) does not apply to a disposition under subdivision 1a."

Page 154, line 22, delete "17" and insert "18"

Page 156, line 22, delete "17" and insert "18"

Page 156, delete section 119 and insert:

"Sec. 117. Minnesota Statutes 2019 Supplement, section 260C.139, subdivision 3, is amended to read:

Subd. 3. **Status of child.** For purposes of proceedings under this chapter and adoption proceedings, a newborn left at a safe place, pursuant to subdivision 4 and section 145.902, is considered an abandoned child under section ~~626.556, subdivision 2, paragraph (c), clause (2)~~ 260A.20, subdivision 22, clause (2). The child is abandoned under sections 260C.007, subdivision 6, clause (1), and 260C.301, subdivision 1, paragraph (b), clause (1)."

Page 158, delete section 123 and insert:

"Sec. 121. Minnesota Statutes 2019 Supplement, section 260C.178, subdivision 1, is amended to read:

Subdivision 1. **Hearing and release requirements.** (a) If a child was taken into custody under section 260C.175, subdivision 1, clause (1) or (2), item (ii), the court shall hold a hearing within 72 hours of the time the child was taken into custody, excluding Saturdays, Sundays, and holidays, to determine whether the child should continue in custody.

(b) Unless there is reason to believe that the child would endanger self or others or not return for a court hearing, or that the child's health or welfare would be immediately endangered, the child shall be released to the custody of a parent, guardian, custodian, or other suitable person, subject to reasonable conditions of release including, but not limited to, a requirement that the child undergo a chemical use assessment as provided in section 260C.157, subdivision 1.

(c) If the court determines there is reason to believe that the child would endanger self or others or not return for a court hearing, or that the child's health or welfare would be immediately endangered if returned to the care of the parent or guardian who has custody and from whom the child was removed, the court shall order the child into foster care as defined in section 260C.007, subdivision 18, under the legal responsibility of the responsible social services agency or responsible probation or corrections agency for the purposes of protective care as that term is used in the juvenile court rules or into the home of a noncustodial parent and order the noncustodial parent to comply with any conditions the court determines to be appropriate to the safety and care of the child, including cooperating with paternity establishment proceedings in the case of a man who has not been adjudicated the child's father. The court shall not give the responsible social services legal custody and order a trial home visit at any time prior to adjudication and disposition under section 260C.201, subdivision 1, paragraph (a), clause (3), but may order the child returned to the care of the parent or guardian who has custody and from whom the child was removed and order the parent or guardian to comply with any conditions the court determines to be appropriate to meet the safety, health, and welfare of the child.

(d) In determining whether the child's health or welfare would be immediately endangered, the court shall consider whether the child would reside with a perpetrator of domestic child abuse.

(e) The court, before determining whether a child should be placed in or continue in foster care under the protective care of the responsible agency, shall also make a determination, consistent with section 260.012 as to whether reasonable efforts were made to prevent placement or whether reasonable efforts to prevent placement are not required. In the case of an Indian child, the court shall determine whether active efforts, according to section 260.762 and the Indian Child Welfare Act of 1978, United States Code, title 25, section 1912(d), were made to prevent placement. The court shall enter a finding that the responsible social services agency has made reasonable efforts to prevent placement when the agency establishes either:

(1) that it has actually provided services or made efforts in an attempt to prevent the child's removal but that such services or efforts have not proven sufficient to permit the child to safely remain in the home; or

(2) that there are no services or other efforts that could be made at the time of the hearing that could safely permit the child to remain home or to return home. When reasonable efforts to prevent placement are required and there are services or other efforts that could be ordered which would permit the child to safely return home, the court shall order the child returned to the care of the parent or guardian and the services or efforts put in place to ensure the child's safety. When the court makes a prima facie determination that one of the circumstances under paragraph (g) exists, the court shall determine that reasonable efforts to prevent placement and to return the child to the care of the parent or guardian are not required.

If the court finds the social services agency's preventive or reunification efforts have not been reasonable but further preventive or reunification efforts could not permit the child to safely remain at home, the court may nevertheless authorize or continue the removal of the child.

(f) The court may not order or continue the foster care placement of the child unless the court makes explicit, individualized findings that continued custody of the child by the parent or guardian would be contrary to the welfare of the child and that placement is in the best interest of the child.

(g) At the emergency removal hearing, or at any time during the course of the proceeding, and upon notice and request of the county attorney, the court shall determine whether a petition has been filed stating a prima facie case that:

(1) the parent has subjected a child to egregious harm as defined in section 260C.007, subdivision 14;

(2) the parental rights of the parent to another child have been involuntarily terminated;

(3) the child is an abandoned infant under section 260C.301, subdivision 2, paragraph (a), clause (2);

(4) the parents' custodial rights to another child have been involuntarily transferred to a relative under Minnesota Statutes 2010, section 260C.201, subdivision 11, paragraph (e), clause (1); section 260C.515, subdivision 4; or a similar law of another jurisdiction;

(5) the parent has committed sexual abuse as defined in section ~~626.556, subdivision 2~~ 260A.20, against the child or another child of the parent;

(6) the parent has committed an offense that requires registration as a predatory offender under section 243.166, subdivision 1b, paragraph (a) or (b); or

(7) the provision of services or further services for the purpose of reunification is futile and therefore unreasonable.

(h) When a petition to terminate parental rights is required under section 260C.301, subdivision 4, or 260C.503, subdivision 2, but the county attorney has determined not to proceed with a termination of parental rights petition, and has instead filed a petition to transfer permanent legal and physical custody to a relative under section 260C.507, the court shall schedule a permanency hearing within 30 days of the filing of the petition.

(i) If the county attorney has filed a petition under section 260C.307, the court shall schedule a trial under section 260C.163 within 90 days of the filing of the petition except when the county attorney determines that the criminal case shall proceed to trial first under section 260C.503, subdivision 2, paragraph (c).

(j) If the court determines the child should be ordered into foster care and the child's parent refuses to give information to the responsible social services agency regarding the child's father or relatives of the child, the court may order the parent to disclose the names, addresses, telephone numbers, and other identifying information to the responsible social services agency for the purpose of complying with sections 260C.151, 260C.212, 260C.215, and 260C.221.

(k) If a child ordered into foster care has siblings, whether full, half, or step, who are also ordered into foster care, the court shall inquire of the responsible social services agency of the efforts to place the children together as required by section 260C.212, subdivision 2, paragraph (d), if placement together is in each child's best interests, unless a child is in placement for treatment or a child is placed with a previously noncustodial parent who is not a parent to all siblings. If the children are not placed together at the time of the hearing, the court shall inquire at each subsequent hearing of the agency's reasonable efforts to place the siblings together, as required under section 260.012. If

any sibling is not placed with another sibling or siblings, the agency must develop a plan to facilitate visitation or ongoing contact among the siblings as required under section 260C.212, subdivision 1, unless it is contrary to the safety or well-being of any of the siblings to do so.

(l) When the court has ordered the child into foster care or into the home of a noncustodial parent, the court may order a chemical dependency evaluation, mental health evaluation, medical examination, and parenting assessment for the parent as necessary to support the development of a plan for reunification required under subdivision 7 and section 260C.212, subdivision 1, or the child protective services plan under section ~~626.556, subdivision 10~~ 260A.45, and Minnesota Rules, part 9560.0228."

Page 162, delete section 124 and insert:

"Sec. 122. Minnesota Statutes 2019 Supplement, section 260C.201, subdivision 6, is amended to read:

Subd. 6. **Case plan.** (a) For each disposition ordered where the child is placed away from a parent or guardian, the court shall order the responsible social services agency to prepare a written out-of-home placement plan according to the requirements of section 260C.212, subdivision 1. When a foster child is colocated with a parent in a licensed residential family-based substance use disorder treatment program under section 260C.190, the case plan must specify the recommendation for the colocation before the child is colocated with the parent.

(b) In cases where the child is not placed out of the home or is ordered into the home of a noncustodial parent, the responsible social services agency shall prepare a plan for delivery of social services to the child and custodial parent under section ~~626.556, subdivision 10~~ 260A.45, or any other case plan required to meet the needs of the child. The plan shall be designed to safely maintain the child in the home or to reunite the child with the custodial parent.

(c) The court may approve the case plan as presented or modify it after hearing from the parties. Once the plan is approved, the court shall order all parties to comply with it. A copy of the approved case plan shall be attached to the court's order and incorporated into it by reference.

(d) A party has a right to request a court review of the reasonableness of the case plan upon a showing of a substantial change of circumstances."

Page 170, delete section 132 and insert:

"Sec. 130. Minnesota Statutes 2019 Supplement, section 299C.093, is amended to read:

299C.093 DATABASE OF REGISTERED PREDATORY OFFENDERS.

The superintendent of the Bureau of Criminal Apprehension shall maintain a computerized data system relating to individuals required to register as predatory offenders under section 243.166. To the degree feasible, the system must include the data required to be provided under section 243.166, subdivisions 4, 4a, and 4b, and indicate the time period that the person is required to register. The superintendent shall maintain this data in a manner that ensures that it is readily available to law enforcement agencies. This data is private data on individuals under section 13.02, subdivision 12, but may be used for law enforcement and corrections purposes. Law enforcement or a corrections

agent may disclose the status of an individual as a predatory offender to a child protection worker with a local welfare agency for purposes of doing a family assessment under ~~section 626.556~~ chapter 260A. A corrections agent may also disclose the status of an individual as a predatory offender to comply with section 244.057. The commissioner of human services has access to the data for state-operated services, as defined in section 246.014, for the purposes described in section 246.13, subdivision 2, paragraph (b), and for purposes of conducting background studies under chapter 245C."

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 3005: A bill for an act relating to health; making changes to requirements, licensing, and other regulatory provisions for social work practice; making technical, clarifying, and conforming changes; amending and providing definitions; amending Minnesota Statutes 2018, sections 148E.010, subdivisions 9, 11, 16, 17, 18, 19, by adding subdivisions; 148E.015; 148E.025, subdivision 2; 148E.055, subdivisions 1, 2, 3, 4, 5, 6, 9, 10, 11, by adding subdivisions; 148E.060, subdivisions 1, 2, 2a; 148E.070, subdivisions 2, 3, 5; 148E.080; 148E.085; 148E.095, subdivision 1; 148E.130, subdivision 1, by adding subdivisions; 148E.145; proposing coding for new law in Minnesota Statutes, chapter 148E; repealing Minnesota Statutes 2018, sections 148E.045; 148E.055, subdivisions 7, 8; 148E.060, subdivisions 3, 4, 5, 6, 7, 8, 9, 10, 11, 13; 148E.075, subdivisions 1, 1a, 1b, 2, 3, 8; 148E.095, subdivision 2; 148E.130, subdivisions 2, 3, 4, 5, 6, 7; 148E.135; 148E.140; 148E.150; 148E.155; 148E.160; 148E.165; 148E.170.

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 3159: A bill for an act relating to health; modifying reimbursement requirements for ambulance service volunteer education costs; amending Minnesota Statutes 2018, section 144E.35.

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 3157: A bill for an act relating to health care; providing an alternative mechanism for prompt payment of emergency room and ambulance charges incurred by patients enrolled in very high deductible health plans; amending Minnesota Statutes 2018, sections 60A.23, subdivision 8; 62Q.01, by adding a subdivision; 62Q.025, by adding a subdivision.

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 2940: A bill for an act relating to health; modifying provisions of the Board of Medical Practice; amending Minnesota Statutes 2018, sections 147.038, subdivision 1; 147.039; 147.091, subdivision 8.

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 2939: A bill for an act relating to health boards; removing an unnecessary criminal background fee for certain health boards; amending Minnesota Statutes 2019 Supplement, sections 147.01, subdivision 7; 147A.28; 147B.08, subdivision 4; 147C.40, subdivision 5; 147D.27, subdivision 5; 147F.17, subdivision 1.

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

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

S.F. No. 1470: A bill for an act relating to public safety; modifying the schedules of controlled substances; amending Minnesota Statutes 2018, section 152.02, subdivisions 2, 3.

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

Page 20, after line 4, insert:

"Sec. 3. Minnesota Statutes 2018, section 152.02, subdivision 4, is amended to read:

Subd. 4. **Schedule III.** (a) Schedule III consists of the substances listed in this subdivision.

(b) Stimulants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant effect on the central nervous system, including its salts, isomers, and salts of such isomers whenever the existence of such salts, isomers, and salts of isomers is possible within the specific chemical designation:

- (1) benzphetamine;
- (2) chlorphentermine;
- (3) clortermine;
- (4) phendimetrazine.

(c) Depressants. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a depressant effect on the central nervous system:

(1) any compound, mixture, or preparation containing amobarbital, secobarbital, pentobarbital or any salt thereof and one or more other active medicinal ingredients which are not listed in any schedule;

(2) any suppository dosage form containing amobarbital, secobarbital, pentobarbital, or any salt of any of these drugs and approved by the food and drug administration for marketing only as a suppository;

(3) any substance which contains any quantity of a derivative of barbituric acid, or any salt of a derivative of barbituric acid, except those substances which are specifically listed in other schedules;

(4) any drug product containing gamma hydroxybutyric acid, including its salts, isomers, and salts of isomers, for which an application is approved under section 505 of the federal Food, Drug, and Cosmetic Act;

(5) any of the following substances:

(i) chlorhexadol;

(ii) ketamine, its salts, isomers and salts of isomers;

(iii) lysergic acid;

(iv) lysergic acid amide;

(v) methyprylon;

(vi) sulfondiethylmethane;

(vii) sulfonethylmethane;

(viii) sulfonmethane;

(ix) tiletamine and zolazepam and any salt thereof;

(x) embutramide;

(xi) Perampanel [2-(2-oxo-1-phenyl-5-pyridin-2-yl-1,2-Dihydropyridin-3-yl) benzonitrile].

(d) Nalorphine.

(e) Narcotic drugs. Unless specifically excepted or unless listed in another schedule, any material, compound, mixture, or preparation containing any of the following narcotic drugs, or their salts calculated as the free anhydrous base or alkaloid, in limited quantities as follows:

(1) not more than 1.80 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with an equal or greater quantity of an isoquinoline alkaloid of opium;

(2) not more than 1.80 grams of codeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(3) not more than 1.80 grams of dihydrocodeine per 100 milliliters or not more than 90 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(4) not more than 300 milligrams of ethylmorphine per 100 milliliters or not more than 15 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(5) not more than 500 milligrams of opium per 100 milliliters or per 100 grams, or not more than 25 milligrams per dosage unit, with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(6) not more than 50 milligrams of morphine per 100 milliliters or per 100 grams with one or more active, nonnarcotic ingredients in recognized therapeutic amounts;

(f) Anabolic steroids, human growth hormone, and chorionic gonadotropin.

(1) Anabolic steroids, for purposes of this subdivision, means any drug or hormonal substance, chemically and pharmacologically related to testosterone, other than estrogens, progestins, corticosteroids, and dehydroepiandrosterone, and includes:

(i) 3[beta],17[beta]-dihydroxy-5[alpha]-androstane;

(ii) 3[alpha],17[beta]-dihydroxy-5[alpha]-androstane;

(iii) androstenedione (5[alpha]-androst-3,17-dione);

(iv) 1-androstenediol (3[beta],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(v) 3[alpha],17[beta]-dihydroxy-5[alpha]-androst-1-ene);

(vi) 4-androstenediol (3[beta],17[beta]-dihydroxy-androst-4-ene);

(vii) 5-androstenediol (3[beta],17[beta]-dihydroxy-androst-5-ene);

(viii) 1-androstenedione (5[alpha]-androst-1-en-3,17-dione);

(ix) 4-androstenedione (androst-4-en-3,17-dione);

(x) 5-androstenedione (androst-5-en-3,17-dione);

(xi) bolasterone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3-one);

(xii) boldenone (17[beta]-hydroxyandrost-1,4-diene-3-one);

(xiii) boldione (androsta-1,4-diene-3,17-dione);

(xiv) calusterone (7[beta],17[alpha]-dimethyl-17[beta]-hydroxyandrost-4-en-3-one);

- (xv) clostebol (4-chloro-17[beta]-hydroxyandrost-4-en-3-one);
- (xvi) dehydrochloromethyltestosterone (4-chloro-17[beta]-hydroxy-17[alpha]-methylandrost-1,4-dien-3-one);
- (xvii) desoxymethyltestosterone (17[alpha]-methyl-5[alpha]-androst-2-en-17[beta]-ol);
- (xviii) [delta]1-dihydrotestosterone- (17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);
- (xix) 4-dihydrotestosterone (17[beta]-hydroxy-androstan-3-one);
- (xx) drostanolone (17[beta]hydroxy-2[alpha]-methyl-5[alpha]-androstan-3-one);
- (xxi) ethylestrenol (17[alpha]-ethyl-17[beta]-hydroxyestr-4-ene);
- (xxii) fluoxymesterone (9-fluoro-17[alpha]-methyl-11[beta],17[beta]-dihydroxyandrost-4-en-3-one);
- (xxiii) formebolone (2-formyl-17[alpha]-methyl-11[alpha],17[beta]-dihydroxyandrost-1,4-dien-3-one);
- (xxiv) furazabol (17[alpha]-methyl-17[beta]-hydroxyandrostan[2,3-c]-furazan)13[beta]-ethyl-17[beta]-hydroxygon-4-en-3-one;
- (xxv) 4-hydroxytestosterone (4,17[beta]-dihydroxyandrost-4-en-3-one);
- (xxvi) 4-hydroxy-19-nortestosterone (4,17[beta]-dihydroxyestr-4-en-3-one);
- (xxvii) mestanolone (17[alpha]-methyl-17[beta]-hydroxy-5[alpha]-androstan-3-one);
- (xxviii) mesterolone (1[alpha]-methyl-17[beta]-hydroxy-5[alpha]-androstan-3-one);
- (xxix) methandienone (17[alpha]-methyl-17[beta]-hydroxyandrost-1,4-dien-3-one);
- (xxx) methandriol (17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-5-ene);
- (xxxii) methasterone (2 alpha-17 alpha-dimethyl-5 alpha-androstan-17beta-ol-3-one);
- (xxxiii) methenolone (1-methyl-17[beta]-hydroxy-5[alpha]-androst-1-en-3-one);
- (xxxiiii) 17[alpha]-methyl-3[beta],17[beta]-dihydroxy-5[alpha]-androstan-3-one;
- (xxxv) 17[alpha]-methyl-3[beta],17[beta]-dihydroxyandrost-4-ene;
- (xxxvi) 17[alpha]-methyl-4-hydroxynandrolone (17[alpha]-methyl-4-hydroxy-17[beta]-hydroxyestr-4-en-3-one);
- (xxxvii) methyldienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9(10)-dien-3-one);
- (xxxviii) methyltrienolone (17[alpha]-methyl-17[beta]-hydroxyestra-4,9-11-trien-3-one);

- (xxxix) methyltestosterone (17[alpha]-methyl-17[beta]-hydroxyandrost-4-en-3-one);
- (xl) mibolerone (7[alpha],17[alpha]-dimethyl-17[beta]-hydroxyestr-4-en-3-one);
- (xli) 17[alpha]-methyl-[delta]1-dihydrotestosterone (17[beta]-hydroxy-17[alpha]-methyl-5[alpha]-androst-1-en-3-one);
- (xlii) nandrolone (17[beta]-hydroxyestr-4-en-3-one);
- (xliii) 19-nor-4-androstenediol (3[beta],17[beta]-dihydroxyestr-4-ene);
- (xliv) 3[alpha],17[beta]-dihydroxyestr-4-ene; 19-nor-5-androstenediol (3[beta],17[beta]-dihydroxyestr-5-ene);
- (xlv) 3[alpha],17[beta]-dihydroxyestr-5-ene);
- (xlvi) 19-nor-4,9(10)-androstadienedione (estra-4,9(10)-diene-3,17-dione);
- (xlvii) 19-nor-5-androstenedione (estr-5-en-3,17-dione);
- (xlviii) norbolethone (13[beta],17[alpha]-diethyl-17[beta]-hydroxygon-4-en-3-one);
- (xlix) norclostebol (4-chloro-17[beta]-hydroxyestr-4-en-3-one);
- (l) norethandrolone (17[alpha]-ethyl-17[beta]-hydroxyestr-4-en-3-one);
- (li) normethandrolone (17[alpha]-methyl-17[beta]-hydroxyestr-4-en-3-one);
- (lii) oxandrolone (17[alpha]-methyl-17[beta]-hydroxy-2-oxa-5[alpha]-androstan-3-one);
- (liii) oxymesterone (17[alpha]-methyl-4,17[beta]-dihydroxyandrost-4-en-3-one);
- (liv) oxymetholone (17[alpha]-methyl-2-hydroxymethylene-17[beta]-hydroxy-5[alpha]-androstan-3-one);
- (lv) prostanazol (17 beta-hydroxy-5 alpha-androstano[3,2-C]pyrazole);
- (lvi) stanozolol (17[alpha]-methyl-17[beta]-hydroxy-5[alpha]-androst-2-eno[3,2-c]-pyrazole);
- (lvii) stenbolone (17[beta]-hydroxy-2-methyl-5[alpha]-androst-1-en-3-one);
- (lviii) testolactone (13-hydroxy-3-oxo-13,17-secoandrosta-1,4-dien-17-oic acid lactone);
- (lix) testosterone (17[beta]-hydroxyandrost-4-en-3-one);
- (lx) tetrahydrogestrinone (13[beta],17[alpha]-diethyl-17[beta]-hydroxygon-4,9,11-trien-3-one);
- (lxi) trenbolone (17[beta]-hydroxyestr-4,9,11-trien-3-one);
- (lxii) any salt, ester, or ether of a drug or substance described in this paragraph.

Anabolic steroids are not included if they are: (A) expressly intended for administration through implants to cattle or other nonhuman species; and (B) approved by the United States Food and Drug Administration for that use;

(2) Human growth hormones.

(3) Chorionic gonadotropin, except that a product containing chorionic gonadotropin is not included if it is:

(i) expressly intended for administration to cattle or other nonhuman species; and

(ii) approved by the United States Food and Drug Administration for that use.

(g) Hallucinogenic substances. Dronabinol (synthetic) in sesame oil and encapsulated in a soft gelatin capsule in a United States Food and Drug Administration approved product.

(h) Any material, compound, mixture, or preparation containing the following narcotic drug or its salt: buprenorphine."

Amend the title numbers accordingly

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

Senator Benson from the Committee on Health and Human Services Finance and Policy, to which was referred

S.F. No. 3365: A bill for an act relating to health; occupational therapy; making clarifying, technical, and conforming changes; amending Minnesota Statutes 2018, sections 148.6402, subdivisions 5, 21; 148.6403, subdivisions 1, 5, 6; 148.6404; 148.6405; 148.6412, subdivision 2; 148.6415; 148.6418, subdivision 4; 148.6420, subdivisions 4, 5; 148.6423; 148.6425, subdivision 2; 148.6428; 148.6430; 148.6432, subdivision 3; 148.6435; 148.6443, as amended; 148.6445, subdivision 11; 148.6448, subdivision 2; 148.6449, subdivision 2; Minnesota Statutes 2019 Supplement, sections 148.6420, subdivision 1; 148.6448, subdivision 1; repealing Minnesota Statutes 2018, sections 148.6402, subdivisions 10, 15; 148.6412, subdivision 1; Minnesota Rules, part 4664.0003, subpart 28.

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

Page 7, after line 13, insert:

"Sec. 11. Minnesota Statutes 2018, section 148.6418, subdivision 5, is amended to read:

Subd. 5. Expiration of temporary licensure. (a) A person issued a temporary license pursuant to subdivision 2, clause (1), must demonstrate to the board within the temporary licensure period successful completion of the qualifying examination requirement under section 148.6408, subdivision 2, or section 148.6410, subdivision 2. A temporary license holder who fails the qualifying examination for a second time shall have their temporary license revoked effective upon notification to the temporary license holder of the examination score. It is the temporary license holder's obligation to submit to the board their qualifying examination scores and to refrain from practice if their temporary

license is revoked. Failure to do so subjects the temporary license holder to disciplinary action pursuant to section 148.6448, subdivision 1, clause (5).

~~(b) A temporary license issued to a person pursuant to subdivision 2, clause (1), expires six months from the date of issuance for occupational therapists and occupational therapy assistants or on the date the board grants or denies licensure, whichever occurs first. A temporary license issued to a person pursuant to subdivision 2, clause (2) or (3), expires 90 days after it is issued. Upon application for renewal, a temporary license shall be renewed once to persons who have not met the examination requirement under section 148.6408, subdivision 2, or 148.6410, subdivision 2, within the initial temporary licensure period and who are not the subject of a disciplinary action nor disqualified on the basis of items in section 148.6448, subdivision 1. Upon application for renewal, a temporary license shall be renewed once to persons who are able to demonstrate good cause for failure to meet the requirements for licensure under section 148.6412 or 148.6415 within the initial temporary licensure period and who are not the subject of a disciplinary action nor disqualified on the basis of items in section 148.6448, subdivision 1.~~

(c) A temporary license is not renewable."

Renumber the sections in sequence

Amend the title numbers accordingly

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

Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred

S.F. No. 3605: A bill for an act relating to agriculture; increasing the minimum biofuel content in gasoline to 15 percent; requiring fuel retailers to offer blends of ten percent biofuel for use by certain motorists; modifying certain dates; amending Minnesota Statutes 2018, section 239.791.

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

Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred

S.F. No. 3251: A bill for an act relating to housing; allowing mortgage financing for manufactured homes in manufactured home park cooperatives; amending Minnesota Statutes 2018, sections 168A.141, subdivision 1a; 273.125, subdivision 8.

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

Delete everything after the enacting clause and insert:

"Section 1. **[168A.1411] MANUFACTURED HOME AFFIXED TO REAL PROPERTY OWNED BY COOPERATIVE.**

Subdivision 1. **Certificates surrendered for cancellation; cooperatives.** (a) When a manufactured home is to be affixed or is affixed, as defined in section 273.125, subdivision 8, paragraph (b), to real property owned by a Minnesota nonprofit corporation or a Minnesota cooperative, the owner of the manufactured home may surrender the manufacturer's certificate of origin or certificate of title to the department for cancellation so that the manufactured home becomes an improvement to real property and is no longer titled as personal property. The department must not issue a certificate of title for a manufactured home under chapter 168A if the manufacturer's certificate of origin is or has been surrendered under this subdivision, except as provided in section 168A.142. Upon surrender of the manufacturer's certificate of origin or the certificate of title, the department must issue notice of surrender to the owner, and upon recording an affidavit of affixation, which the county recorder or registrar of titles, as applicable, must accept, the manufactured home is deemed to be an improvement to real property. An affidavit of affixation by the owner of the manufactured home must include the following information:

(1) the name, residence address, and mailing address of owner or owners of the manufactured home;

(2) the legal description of the real property in which the manufactured home is, or will be, located;

(3) a copy of the surrendered manufacturer's certificate of origin or certificate of title and the notice of surrender;

(4) a written statement from the county auditor or county treasurer of the county where the manufactured home is located stating that all property taxes payable in the current year, as provided under section 273.125, subdivision 8, paragraph (b), have been paid, or are not applicable; and

(5) the signature of the person who executes the affidavit, properly executed before a person authorized to authenticate an affidavit in this state.

(b) A certified copy of the affidavit must be delivered to the county auditor of the county in which the real property to which the manufactured home was affixed is located.

(c) The department is not liable for any errors, omissions, misstatements, or other deficiencies or inaccuracies in documents presented to the department under this section, if the documents presented appear to satisfy the requirements of this section. The department has no obligation to investigate the accuracy of statements contained in the documents.

Subd. 2. **Affidavit form; cooperatives.** An affidavit of affixation must be in substantially the following form and must contain the following information.

MANUFACTURED HOME AFFIDAVIT OF AFFIXATION IN A COOPERATIVE

PURSUANT TO MINNESOTA STATUTES, SECTION 168A.141

Homeowner, being duly sworn, on his or her oath, states as follows:

1. Homeowner owns the manufactured home ("home") described as follows:

.....

.....
.....

Subscribed and sworn to before me this day of,

.....
Signature of Notary Public or Other Official

Notary Stamp or Seal

(optional)

Lender's Statement of Intent:

The undersigned ("lender") intends that the home be immovable and a permanent improvement to the land free of any personal property security interest.

.....
Lender

By:

Authorized Signature

STATE OF

.....) ss:

COUNTY OF

On the day of in the year before me, the undersigned, a Notary Public in and for said state, personally appeared

.....
personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person on behalf of which the individual(s) acted, executed the instrument.

.....
Notary Signature

.....
Notary Printed Name

Notary Public, State of

Qualified in the County of

My commission expires

Official seal:

[only if the owner of the land is a Minnesota nonprofit corporation or cooperative]:

The undersigned is the of, a Minnesota [nonprofit corporation or cooperative], which owns the land described above. I hereby certify that the homeowner described above is a member of the [nonprofit corporation or cooperative] whose membership entitles the homeowner to occupy [insert legal description of the homeowner's lot or, if the corporation or cooperative has filed a scaled drawing as permitted by subdivision 4, below, Lot shown on such scaled drawing].

.....
Signature block for nonprofit or cooperative

.....
Acknowledgment of officer of nonprofit or cooperative

Subd. 3. **Perfected security interest prevents surrender.** The department may not cancel a certificate of title if, under this chapter, a security interest has been perfected on the manufactured home. If a security interest has been perfected, the department must notify the owner that each secured party must release or satisfy the security interest prior to proceeding with surrender of the manufacturer's certificate of origin or certificate of title to the department for cancellation. Permanent attachment to real property or the recording of an affidavit of affixation does not extinguish an otherwise valid security interest in or tax lien on the manufactured home, unless the requirements of subdivisions 1 to 3, including the release of any security interest, have been satisfied.

Subd. 4. **Notice of security interest.** When a perfected security interest exists, or will exist, on the manufactured home at the time the manufactured home is affixed to real property, and the owner has not satisfied the requirements of subdivision 1, the owner of the manufactured home, or its secured party, may record a notice with the county recorder, or with the registrar of titles, if the land is registered, stating that the manufactured home located on the property is encumbered by a perfected security interest and is not an improvement to real property. The notice must state the name and address of the secured party as set forth on the certificate of title, the legal description of the real property, and the name and address of the record fee owner of the real property on which the manufactured home is affixed. When the security interest is released or satisfied, the secured party must attach a copy of the release or satisfaction to a notice executed by the secured party containing the county recorder or registrar of titles document number of the notice of security interest. The notice of release or satisfaction must be recorded with the county recorder, or registrar of titles, if the land is registered. Neither the notice described in this subdivision nor the security interest on the certificate of title is deemed to be an encumbrance on the real property. The notices provided for in this subdivision need not be acknowledged.

Subd. 5. **Scaled drawing.** (a) If the portion of the land occupied by the homeowner has not been subdivided, the nonprofit or cooperative owner shall have prepared and recorded against the land a scaled drawing prepared by a licensed professional land surveyor, who shall certify that:

- (1) the scaled drawing accurately depicts all information required by this subdivision; and
- (2) the work was undertaken by, or reviewed and approved by, the certifying land surveyor.

(b) The scaled drawing shall show:

- (1) the dimensions and location of all existing material structural improvements and roadways;

(2) the extent of any encroachments by or upon any portion of the land;

(3) the location and dimensions of all recorded easements within the land burdening any portion of the land;

(4) the distance and direction between noncontiguous parcels of real estate;

(5) the location and dimensions of the front, rear, and side boundaries of each lot that a member of the cooperative or nonprofit corporation has a right to occupy and that lot's unique lot number; and

(6) the legal description of the land.

Sec. 2. Minnesota Statutes 2018, section 273.125, subdivision 8, is amended to read:

Subd. 8. **Manufactured homes; sectional structures.** (a) In this section, "manufactured home" means a structure transportable in one or more sections, which is built on a permanent chassis, and designed to be used as a dwelling with or without a permanent foundation when connected to the required utilities, and contains the plumbing, heating, air conditioning, and electrical systems in it. Manufactured home includes any accessory structure that is an addition or supplement to the manufactured home and, when installed, becomes a part of the manufactured home.

(b) Except as provided in paragraph (c), a manufactured home that meets each of the following criteria must be valued and assessed as an improvement to real property, the appropriate real property classification applies, and the valuation is subject to review and the taxes payable in the manner provided for real property:

(1) the ~~owner of the unit holds~~ title to the land on which it is situated is held by: (i) the owner of the unit; or (ii) a Minnesota nonprofit corporation or a Minnesota cooperative to which the owner is a member;

(2) the unit is affixed to the land by a permanent foundation or is installed at its location in accordance with the Manufactured Home Building Code in sections 327.31 to 327.34, and rules adopted under those sections, or is affixed to the land like other real property in the taxing district; and

(3) the unit is connected to public utilities, has a well and septic tank system, or is serviced by water and sewer facilities comparable to other real property in the taxing district.

(c) A manufactured home that meets each of the following criteria must be assessed at the rate provided by the appropriate real property classification but must be treated as personal property, and the valuation is subject to review and the taxes payable in the manner provided in this section:

(1) the owner of the unit is a lessee of the land under the terms of a lease, or the unit is located in a manufactured home park but is not the homestead of the park owner;

(2) the unit is affixed to the land by a permanent foundation or is installed at its location in accordance with the Manufactured Home Building Code contained in sections 327.31 to 327.34, and the rules adopted under those sections, or is affixed to the land like other real property in the taxing district; and

(3) the unit is connected to public utilities, has a well and septic tank system, or is serviced by water and sewer facilities comparable to other real property in the taxing district.

(d) Sectional structures must be valued and assessed as an improvement to real property if the owner of the structure holds title to the land on which it is located or is a qualifying lessee of the land under section 273.19. In this paragraph "sectional structure" means a building or structural unit that has been in whole or substantial part manufactured or constructed at an off-site location to be wholly or partially assembled on site alone or with other units and attached to a permanent foundation.

(e) The commissioner of revenue may adopt rules under the Administrative Procedure Act to establish additional criteria for the classification of manufactured homes and sectional structures under this subdivision.

(f) A storage shed, deck, or similar improvement constructed on property that is leased or rented as a site for a manufactured home, sectional structure, park trailer, or travel trailer is taxable as provided in this section. In the case of property that is leased or rented as a site for a travel trailer, a storage shed, deck, or similar improvement on the site that is considered personal property under this paragraph is taxable only if its total estimated market value is over \$10,000. The property is taxable as personal property to the lessee of the site if it is not owned by the owner of the site. The property is taxable as real estate if it is owned by the owner of the site. As a condition of permitting the owner of the manufactured home, sectional structure, park trailer, or travel trailer to construct improvements on the leased or rented site, the owner of the site must obtain the permanent home address of the lessee or user of the site. The site owner must provide the name and address to the assessor upon request."

Amend the title numbers accordingly

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

Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred

S.F. No. 3443: A bill for an act relating to housing; modifying the definition of modular home; amending Minnesota Statutes 2019 Supplement, section 327.31, subdivision 23.

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

Page 1, after line 10, insert:

"Sec. 2. Minnesota Statutes 2019 Supplement, section 327C.095, subdivision 12, is amended to read:

Subd. 12. **Payment to the Minnesota manufactured home relocation trust fund.** (a) If a manufactured home owner is required to move due to the conversion of all or a portion of a manufactured home park to another use, the closure of a park, or cessation of use of the land as a manufactured home park, the manufactured park owner shall, upon the change in use, pay to the commissioner of management and budget for deposit in the Minnesota manufactured home relocation trust fund under section 462A.35, the lesser amount of the actual costs of moving or purchasing the

manufactured home approved by the neutral third party and paid by the Minnesota Housing Finance Agency under subdivision 13, paragraph (a) or (e), or \$3,250 for each single section manufactured home, and \$6,000 for each multisection manufactured home, for which a manufactured home owner has made application for payment of relocation costs under subdivision 13, paragraph (c). The manufactured home park owner shall make payments required under this section to the Minnesota manufactured home relocation trust fund within 60 days of receipt of invoice from the neutral third party.

(b) A manufactured home park owner is not required to make the payment prescribed under paragraph (a), nor is a manufactured home owner entitled to compensation under subdivision 13, paragraph (a) or (e), if:

(1) the manufactured home park owner relocates the manufactured home owner to another space in the manufactured home park or to another manufactured home park at the park owner's expense;

(2) the manufactured home owner is vacating the premises and has informed the manufactured home park owner or manager of this prior to the mailing date of the closure statement under subdivision 1;

(3) a manufactured home owner has abandoned the manufactured home, or the manufactured home owner is not current on the monthly lot rental, personal property taxes;

(4) the manufactured home owner has a pending eviction action for nonpayment of lot rental amount under section 327C.09, which was filed against the manufactured home owner prior to the mailing date of the closure statement under subdivision 1, and the writ of recovery has been ordered by the district court;

(5) the conversion of all or a portion of a manufactured home park to another use, the closure of a park, or cessation of use of the land as a manufactured home park is the result of a taking or exercise of the power of eminent domain by a governmental entity or public utility; or

(6) the owner of the manufactured home is not a resident of the manufactured home park, as defined in section 327C.01, subdivision 9; the owner of the manufactured home is a resident, but came to reside in the manufactured home park after the mailing date of the closure statement under subdivision 1; or the owner of the manufactured home has not paid the \$15 assessment when due under paragraph (c).

(c) If the unencumbered fund balance in the manufactured home relocation trust fund is less than \$2,000,000 as of June 30 of each year, the commissioner of management and budget shall assess each manufactured home park owner by mail the total amount of \$15 for each licensed lot in their park, payable on or before December 15 of that year. Failure to notify and timely assess the manufactured home park owner by July 31 of any year shall waive the assessment and payment obligations of the manufactured home park owner for that year. Together with said assessment notice, each year the commissioner of management and budget shall prepare and distribute to park owners a letter explaining whether funds are being collected for that year, information about the collection, an invoice for all licensed lots, a notice for distribution to the residents, and a sample form for the park owners to collect information on which park residents and lots have been accounted for. In a font no smaller than 14-point, the notice provided by management and budget for distribution to residents by the park owner will include the payment deadline of November 30 and the following

language: "THIS IS NOT AN OPTIONAL FEE. IF YOU OWN A MANUFACTURED HOME ON A LOT YOU RENT IN A MANUFACTURED HOME PARK, AND YOU RESIDE IN THAT HOME, YOU MUST PAY WHEN PROVIDED NOTICE." If assessed under this paragraph, the park owner may recoup the cost of the \$15 assessment as a lump sum or as a monthly fee of no more than \$1.25 collected from park residents together with monthly lot rent as provided in section 327C.03, subdivision 6. If, by September 15, a park owner provides the notice to residents for the \$15 lump sum, a park owner may adjust payment for lots in their park that are vacant or otherwise not eligible for contribution to the trust fund under section 327C.095, subdivision 12, paragraph (b), and for park residents who have not paid the \$15 assessment when due to the park owner by ~~November 30~~ October 31, and deduct from the assessment accordingly. The commissioner of management and budget shall deposit any payments in the Minnesota manufactured home relocation trust fund and provide to the Minnesota Housing Finance Agency by December 31, a record for each manufactured home park of the amount received for that park and the number of deductions made for each of the following reasons: vacant lots, ineligible lots, and uncollected fees.

(d) This subdivision and subdivision 13, paragraph (c), clause (5), are enforceable by the neutral third party, on behalf of the Minnesota Housing Finance Agency, or by action in a court of appropriate jurisdiction. The court may award a prevailing party reasonable attorney fees, court costs, and disbursements."

Amend the title accordingly

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

Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred

S.F. No. 3472: A bill for an act relating to agriculture; appropriating money for a grant to Farmamerica.

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

Page 1, line 5, delete "Minnesota" and insert "commissioner of agriculture"

Page 1, line 6, delete "Historical Society"

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

Senator Kiffmeyer from the Committee on State Government Finance and Policy and Elections, to which was referred

S.F. No. 3571: A bill for an act relating to elections; requiring photo ID to register to vote and to vote; creating a voter identification card; establishing provisional ballots; requiring reports; appropriating money; amending Minnesota Statutes 2018, sections 5B.06; 13.6905, by adding a subdivision; 144.226, by adding subdivisions; 171.06, subdivision 1, by adding a subdivision; 171.061, subdivisions 1, 3, 4; 171.07, subdivisions 4, 14, by adding a subdivision; 171.071, subdivisions 1, 2; 171.10, subdivision 1; 171.11; 171.12, subdivision 3c; 171.121; 171.14; 201.022,

subdivision 1; 201.061, subdivisions 1, 1a, 3; 201.071, subdivisions 1, 2, 3; 201.091, subdivision 9; 201.121, subdivision 1; 201.13, subdivision 3; 201.14; 201.145, subdivisions 2, 3, 4, 5; 201.161; 201.221, subdivision 3; 201.225, subdivision 2; 203B.04, subdivision 1; 203B.065; 203B.07, subdivision 3; 203B.08, subdivision 1; 203B.121, subdivision 2; 203B.17, subdivision 2; 203B.19; 203B.21, subdivision 3; 203B.24, subdivision 1; 204B.45, subdivision 2; 204B.46; 204C.08, subdivision 1d; 204C.32; 204C.33, subdivision 1; 204C.37; 205.065, subdivision 5; 205.185, subdivision 3; 205A.03, subdivision 4; 205A.10, subdivision 3; 256E.22, subdivision 1; Minnesota Statutes 2019 Supplement, sections 171.06, subdivision 2; 171.07, subdivision 1a; 204C.10; proposing coding for new law in Minnesota Statutes, chapters 200; 201; 204C; 357; repealing Minnesota Statutes 2018, section 201.061, subdivision 7.

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

Page 6, delete lines 3 and 4 and insert:

"(3) provide proof of the applicant's United States citizenship by presenting a document included in Minnesota Rules, part 7410.0400, subpart 1, item D;"

Page 6, line 6, after "document" insert "described in section 200.035"

Page 10, line 15, delete the second comma and insert "; absentee voting under sections 203B.04, 203B.07, and 203B.08;"

Page 10, line 16, delete the comma and insert a semicolon

Page 10, line 29, delete the second "or" and insert a comma

Page 10, line 30, after "card" insert ", or voter identification card"

Page 13, line 1, delete "resides" and insert "maintains residence"

Page 13, line 11, after the semicolon, insert "a swing bed in a hospital licensed by the commissioner of health under sections 144.50 to 144.56; a certified boarding care home licensed by the commissioner of health under sections 144.50 to 144.56;"

Page 13, line 13, after the semicolon, insert "an assisted living facility licensed by the commissioner of health under chapter 144G; a boarding and lodging establishment with special services registered under section 157.17; a setting in which home and community-based services licensed under chapter 245D are provided;"

Page 13, line 15, after "services" insert "under chapter 245A"

Page 13, line 17, delete "group residential"

Page 13, line 18, delete "housing" and insert "an establishment providing housing support"

Page 13, line 25, delete "and"

Page 13, before line 26, insert:

"(2) making payments to driver's license agents under section 171.061, subdivision 4, paragraph (f); and"

Page 13, line 26, delete "(2)" and insert "(3)"

Page 14, line 5, delete "(2)" and insert "(3)"

Page 18, after line 22, insert:

"Sec. 18. Minnesota Statutes 2018, section 203B.04, subdivision 4, is amended to read:

Subd. 4. **Registration at time of application.** An eligible voter who is not registered to vote but who is otherwise eligible to vote by absentee ballot may register by including a completed voter registration application with the absentee ballot. The individual shall present proof of identity and residence as required by section ~~201.061, subdivision 3~~ 200.035, to the individual who witnesses the marking of the absentee ballots or execute an affidavit described in section 203B.08, subdivision 1, paragraph (c). A military voter, as defined in section 203B.01, may register in this manner if voting pursuant to sections 203B.04 to 203B.15, or may register pursuant to sections 203B.16 to 203B.27."

Page 19, line 7, strike "and"

Page 19, line 9, delete ". The" and insert "or executed an affidavit described in section 203B.08, subdivision 1, paragraph (c). If the voter presented documentation of proof of identity and residence, the"

Page 19, line 11, strike the period and insert "; and"

Page 19, after line 11, insert

"(4) the witness is registered to vote in Minnesota, is a notary public, or is an individual authorized to administer oaths. The witness must include the witness's driver's license number, identification card number, voter identification card number, the last four digits of the applicant's Social Security number, or a statement that the witness does not have any of these numbers."

Page 19, line 12, before "For" insert "(c)"

Page 19, line 19, delete ". The" and insert "or execute an affidavit described in paragraph (c). If the voter presented documentation of proof of identity and residence, the"

Page 19, line 21, delete everything after the period

Page 19, delete line 22

Page 19, before line 23, insert:

"(c) If the voter attempted to procure proof of identity and residence to satisfy the requirements of section 200.035 but was unable to do so, the voter may execute a sworn affidavit, under the penalty of perjury, that states:

(1) the voter completing the affidavit is the voter that marked the ballot;

(2) the voter is eligible to vote, has not voted previously in the same election, and meets the criteria for registering to vote in the precinct where the voter is voting;

(3) the voter attempted to procure proof of identity and residence but was unable to do so, and provide an explanation of the reason that the voter was unable to procure the necessary proof; and

(4) that the information on the affidavit is true and accurate.

The affidavit must be signed in the presence of the witness."

Page 19, line 23, delete "(c)" and insert "(d)"

Page 19, line 28, delete "(d)" and insert "(e)"

Page 21, line 29, before "Notice" insert "Mail balloting must be conducted as provided in this section and Minnesota Rules, part 8210.3000."

Page 22, line 6, after "residence" insert "to the voter's witness"

Page 22, line 7, delete "The" and insert "In addition to the information required by Minnesota Rules, part 8210.3000, the"

Page 22, line 8, before "oath" insert "witness"

Page 23, line 5, after the second period, insert "Mail balloting must be conducted as provided in this section and Minnesota Rules, part 8210.3000."

Page 23, line 15, after "residence" insert "to the voter's witness"

Page 23, line 16, delete "The" and insert "In addition to the information required by Minnesota Rules, part 8210.3000, the" and before "oath" insert "witness"

Page 25, line 16, delete the new language

Page 27, line 21, before the semicolon insert "or executes an affidavit described in paragraph (c)"

Page 27, after line 23, insert:

"(c) A voter that attempted to procure proof of identity and residence to satisfy the requirements of section 200.035 but was unable to do so, may execute a sworn affidavit, under the penalty of perjury, that states:

(1) the voter is the same voter who cast the provisional ballot;

(2) the voter is eligible to vote, has not voted previously in the same election, and meets the criteria for registering to vote in the precinct where the voter cast the provisional ballot;

(3) the voter attempted to procure proof of identity and residence but was unable to do so, and provide an explanation of the reason that the voter was unable to procure the necessary proof; and

(4) that the information on the affidavit is true and accurate.

The affidavit must be signed in the presence of the county auditor or municipal clerk."

Page 27, line 24, delete "(c)" and insert "(d)"

Page 27, line 29, delete "(d)" and insert "(e)"

Page 28, line 1, delete "(e)" and insert "(f)"

Page 30, line 23, delete "16" and insert "15"

Page 31, line 6, delete "14th" and insert "15th"

Page 31, line 11, strike "within" and strike "days" and delete "ten" and before "after" insert "on the eighth day"

Page 33, line 12, after "contract" insert "with a vendor"

Page 33, line 25, after "elections" insert "on"

Page 34, line 13, delete everything after the period

Page 34, line 16, delete everything after "act"

Page 34, line 17, delete everything before "and"

Page 34, line 18, after the period, insert "This is a onetime appropriation and is available until June 30, 2022."

Page 34, after line 22, insert:

"EFFECTIVE DATE. This section is effective July 1, 2020."

Renumber the sections in sequence and correct the internal references

Amend the title numbers accordingly

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

REPORT OF VOTE IN COMMITTEE

Pursuant to Rule 12.10, upon the request of three members, a roll call was taken on the motion that S.F. No. 3571, as amended, be recommended to pass and be re-referred.

There were yeas 5 and nays 4, as follows:

Those who voted in the affirmative were:

Senators Jasinski, Kiffmeyer, Koran, Newman, and Westrom.

Those who voted in the negative were:

Senators Carlson, Cwodzinski, Laine, and Rest.

The motion prevailed.

Senator Weber from the Committee on Agriculture, Rural Development, and Housing Policy, to which was referred the following appointment:

DEPARTMENT OF AGRICULTURE
COMMISSIONER
Thom Petersen

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

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

SECOND READING OF SENATE BILLS

S.F. Nos. 3254, 3422, 3092, 3357, 984, 3005, 3159, 2940, 2939, 1470, and 3365 were read the second time.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following bills were read the first time.

Senators Draheim, Pappas, Koran, Hawj, and Hayden introduced--

S.F. No. 3801: A bill for an act relating to housing; allowing the use of housing infrastructure bonds for single family houses; amending Minnesota Statutes 2018, section 462A.37, subdivision 1; Minnesota Statutes 2019 Supplement, section 462A.37, subdivision 2.

Referred to the Committee on Agriculture, Rural Development, and Housing Policy.

Senators Chamberlain, Pappas, Latz, and Anderson, B. introduced--

S.F. No. 3802: A bill for an act relating to public safety; establishing a task force on sentencing for aiding and abetting felony murder; requiring a report.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Eaton, Senjem, Rosen, Marty, and Simonson introduced--

S.F. No. 3803: A bill for an act relating to real property; prohibiting certain restrictions on the use of residential solar energy systems; amending Minnesota Statutes 2018, sections 515.07; 515B.2-103; 515B.3-102; proposing coding for new law in Minnesota Statutes, chapter 500.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Champion, Housley, Torres Ray, Hayden, and Hawj introduced--

S.F. No. 3804: A bill for an act relating to economic development; appropriating money for the Neighborhood Development Center's small business incubator programs.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senator Jasinski introduced--

S.F. No. 3805: A bill for an act relating to retirement; Teachers Retirement Association; clarifying interest and service credit provisions; correcting a statutory reference and early retirement provisions for plan operation compliance; deleting obsolete provisions; making other changes of an administrative nature; amending Minnesota Statutes 2018, sections 354.05, subdivisions 2, 41; 354.44, subdivisions 4, 6; 354.46, subdivision 2; 354.49, subdivision 2; 354.543, subdivision 3; repealing Minnesota Statutes 2018, section 354.55, subdivision 10.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Jasinski, Senjem, and Rosen introduced--

S.F. No. 3806: A bill for an act relating to capital investment; appropriating money for electrical improvements at the Steele County Fairgrounds; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Bakk and Tomassoni introduced--

S.F. No. 3807: A bill for an act relating to natural resources; providing for a secondary park unit in Lake Vermilion-Soudan Underground Mine State Park; appropriating money for development of Lake Vermilion-Soudan Underground Mine State Park; authorizing the sale and issuance of state bonds.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senators Rosen and Pappas introduced--

S.F. No. 3808: A bill for an act relating to retirement; Minnesota State Retirement System; repealing provisions permitting partial repayment of refunds; making changes of an administrative nature; amending Minnesota Statutes 2018, sections 352.01, subdivision 26; 352.04, subdivisions 4, 8, by adding a subdivision; 352.113, subdivision 4; 352.95, subdivision 3; 352B.011, subdivisions 6, 10; 352B.10, subdivision 2a; 356.24, subdivision 1, by adding a subdivision; 490.121, subdivision 7c; 490.123, subdivision 5; 490.124, subdivision 1; Minnesota Statutes 2019 Supplement, sections 352.04, subdivision 9; 352.113, subdivision 2; 352.23; repealing Minnesota Statutes 2018, section 356.44.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Gazelka and Ingebrigtsen introduced--

S.F. No. 3809: A bill for an act relating to capital investment; appropriating money for the Todd County transfer station improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on State Government Finance and Policy and Elections.

Senator Gazelka introduced--

S.F. No. 3810: A bill for an act relating to capital investment; appropriating money for acquisition and renovation of the Batchler Block Opera House in Staples; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Gazelka introduced--

S.F. No. 3811: A bill for an act relating to taxation; local sales and use; authorizing the city of Wadena to impose a local sales and use tax.

Referred to the Committee on Taxes.

Senators Jasinski and Limmer introduced--

S.F. No. 3812: A bill for an act relating to civil actions; expanding arbitration immunity provisions to include arbitration organizations; amending Minnesota Statutes 2018, section 572B.14.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Relph, Abeler, Goggin, Eaton, and Nelson introduced--

S.F. No. 3813: A bill for an act relating to health; appropriating money for public health response planning and preparation for coronavirus disease 2019 (COVID-19).

Referred to the Committee on Finance.

Senators Mathews, Kiffmeyer, Abeler, and Johnson introduced--

S.F. No. 3814: A bill for an act relating to education; providing for an exemption from statutory immunization requirements for a sincerely held religious belief; amending Minnesota Statutes 2018, section 121A.15, subdivisions 3, 3a, 8.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Newton and Laine introduced--

S.F. No. 3815: A bill for an act relating to capital investment; appropriating money for pathway improvements in Anoka County; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Koran and Tomassoni introduced--

S.F. No. 3816: A bill for an act relating to the State Building Code; requiring rulemaking; establishing building permit fees; creating whistleblower protections for independent contractors; amending Minnesota Statutes 2018, sections 326B.106, subdivision 1; 326B.153, subdivision 1; 462.353, subdivision 4; proposing coding for new law in Minnesota Statutes, chapter 462.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senators Bigham, Hayden, and Abeler introduced--

S.F. No. 3817: A bill for an act relating to human services; appropriating money for Family First Transition Act Services.

Referred to the Committee on Human Services Reform Finance and Policy.

Senators Eichorn, Pratt, Sparks, and Dziejczak introduced--

S.F. No. 3818: A bill for an act relating to commerce; requiring notices for reverse mortgage loans; amending Minnesota Statutes 2018, section 47.58, subdivisions 1, 8, by adding subdivisions.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Pappas, Cohen, and Hawj introduced--

S.F. No. 3819: A bill for an act relating to capital investment; appropriating money for renovation of the Victoria Theater in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Abeler, Isaacson, Draheim, and Clausen introduced--

S.F. No. 3820: A bill for an act relating to higher education; appropriating money for a grant to Avivo.

Referred to the Committee on Higher Education Finance and Policy.

Senator Isaacson introduced--

S.F. No. 3821: A bill for an act relating to capital investment; appropriating money to extend bus rapid transit line A; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Johnson introduced--

S.F. No. 3822: A bill for an act relating to taxation; local sales and use; authorizing the city of East Grand Forks to impose a local sales and use tax.

Referred to the Committee on Taxes.

Senators Hoffman, Newton, and Abeler introduced--

S.F. No. 3823: A bill for an act relating to capital investment; appropriating money for Mississippi Gateway Regional Park improvements; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senator Dahms introduced--

S.F. No. 3824: A bill for an act relating to taxation; income; providing a credit for donations to fund K-12 scholarships; amending Minnesota Statutes 2018, sections 290.0131, by adding a subdivision; 290.0133, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 290.

Referred to the Committee on Taxes.

Senators Ingebrigtsen, Hoffman, Eken, Utke, and Abeler introduced--

S.F. No. 3825: A bill for an act relating to human services; establishing school-linked substance abuse grants; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 254B.

Referred to the Committee on Human Services Reform Finance and Policy.

Senators Abeler and Hoffman introduced--

S.F. No. 3826: A bill for an act relating to human services; establishing a 24-hour customized living service rate floor for certain facilities; amending Minnesota Statutes 2019 Supplement, sections 256B.4914, subdivision 6; 256S.203; proposing coding for new law in Minnesota Statutes, chapter 256S.

Referred to the Committee on Human Services Reform Finance and Policy.

Senators Wiger, Kent, Wiklund, and Clausen introduced--

S.F. No. 3827: A bill for an act relating to education; establishing a legislative working group on early childhood programs; requiring a report.

Referred to the Committee on E-12 Finance and Policy.

Senators Dibble, Kent, Carlson, and Klein introduced--

S.F. No. 3828: A bill for an act relating to transportation; requiring rulemaking to establish a schedule of civil penalties and fines for railroad carriers in violation of railroad safety and other standards.

Referred to the Committee on Transportation Finance and Policy.

Senators Dibble, Kent, Carlson, Klein, and Frenz introduced--

S.F. No. 3829: A bill for an act relating to transportation; requiring short-line and regional railroad carrier disclosures; proposing coding for new law in Minnesota Statutes, chapter 222.

Referred to the Committee on Transportation Finance and Policy.

Senators Dibble, Franzen, Wiklund, Marty, and Eaton introduced--

S.F. No. 3830: A bill for an act relating to health care; modifying the parental notification for an abortion; amending Minnesota Statutes 2018, section 144.343, subdivisions 3, 6.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Laine; Anderson, B.; Tomassoni; Pratt; and Mathews introduced--

S.F. No. 3831: A bill for an act relating to education finance; increasing funding and modifying provisions for gifted and talented programs; amending Minnesota Statutes 2018, sections 120B.11, subdivision 5; 120B.15; 120B.20; 126C.10, subdivision 2b; proposing coding for new law in Minnesota Statutes, chapter 120B.

Referred to the Committee on E-12 Finance and Policy.

Senators Dziedzic, Latz, Abeler, and Dibble introduced--

S.F. No. 3832: A bill for an act relating to health; removing race from data on certificates of marriage reported to the state registrar; requiring marriage license applications to be modified to conform with this change; amending Minnesota Statutes 2018, section 144.223.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Housley; Wiklund; Anderson, P.; and Eken introduced--

S.F. No. 3833: A bill for an act relating to human services; modifying the child care assistance provider reimbursement rates; amending Minnesota Statutes 2018, section 119B.13, subdivision 1.

Referred to the Committee on Human Services Reform Finance and Policy.

Senators Draheim, Relph, and Klein introduced--

S.F. No. 3834: A bill for an act relating to human services; changing definition relating to children's mental health crisis response services; modifying intensive rehabilitative mental health services requirements; amending Minnesota Statutes 2018, sections 256B.0944, subdivision 1; 256B.0947, subdivisions 2, 3, 4, 5, 6.

Referred to the Committee on Human Services Reform Finance and Policy.

Senators Pappas, Hawj, and Marty introduced--

S.F. No. 3835: A bill for an act relating to capital investment; appropriating money for Saint Paul College; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Bigham, Ingebrigtsen, Howe, Franzen, and Latz introduced--

S.F. No. 3836: A bill for an act relating to public safety; limiting admissibility of statements made during public safety peer support activity and critical incident stress management services; amending Minnesota Statutes 2018, section 181.973; proposing coding for new law in Minnesota Statutes, chapter 181.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Chamberlain introduced--

S.F. No. 3837: A bill for an act relating to public finance; modifying local government debt financing; amending Minnesota Statutes 2018, sections 465.71; 475.56; 475.58, subdivision 3b; 475.60, subdivision 1; Minnesota Statutes 2019 Supplement, section 297A.993, subdivision 2; repealing Minnesota Statutes 2018, section 469.055, subdivision 7.

Referred to the Committee on Taxes.

Senator Hawj introduced--

S.F. No. 3838: A bill for an act relating to agriculture; modifying the Board of Animal Health; amending Minnesota Statutes 2018, section 35.02, subdivision 1.

Referred to the Committee on Agriculture, Rural Development, and Housing Policy.

Senator Pappas introduced--

S.F. No. 3839: A bill for an act relating to liquor; authorizing the city of St. Paul to issue an on-sale intoxicating liquor license to a food hall.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senator Ruud introduced--

S.F. No. 3840: A bill for an act relating to state lands; modifying provisions for conveying state land interests; adding to and deleting from state parks and recreation areas; authorizing sales of certain surplus state lands; amending Minnesota Statutes 2018, sections 84.63; 92.502.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senators Ruud and Bigham introduced--

S.F. No. 3841: A bill for an act relating to natural resources; classifying data on individuals who are minors; amending Minnesota Statutes 2018, section 13.7931, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 84.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Ruud introduced--

S.F. No. 3842: A bill for an act relating to natural resources; modifying provisions related to certifiable fish diseases and list of species susceptible to viral hemorrhagic septicemia; modifying review and approval of local regulation in Mississippi River Corridor Critical Area; modifying requirements for exchanging wild rice leases; modifying reporting requirement on school trust lands; modifying provisions for certain invasive species permits; modifying state park provisions; providing for special-use permits; providing for regulation of possessing, propagating, and selling snakes, lizards, and salamanders; modifying provisions for game and fish licenses after convictions; modifying hunting and fishing provisions; modifying date of Lake Superior Management Plan; amending Minnesota Statutes 2018, sections 17.4982, subdivisions 6, 8, 9, 12, by adding subdivisions; 17.4985, subdivisions 2, 3, 5; 17.4986, subdivisions 2, 4; 17.4991, subdivision 3; 17.4992, subdivision 2; 84D.11, subdivision 1a; 85.052, subdivisions 1, 2, 6, by adding a subdivision; 85.053, subdivision 2; 97A.401, subdivision 1, by adding a subdivision; 97A.421, subdivision 1, by adding a subdivision; 97B.036; 97C.005, subdivision 3; 97C.342, subdivision 2; 97C.515, subdivision 2; 97C.805, subdivision 2; 97C.836; 116G.07, by adding a subdivision; 116G.15, by adding a subdivision; Minnesota Statutes 2019 Supplement, sections 84.027, subdivision 18; 85.054, subdivision 1; 85.47; 97B.086; Laws 2016, chapter 154, section 16; repealing Minnesota Statutes 2018, sections 85.0505, subdivision 3; 85.0507; 85.054, subdivision 19.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senators Chamberlain and Rest introduced--

S.F. No. 3843: A bill for an act relating to taxation; making various policy and technical changes to individual income and corporate franchise taxes, partnership taxes, property taxes, fire and police state aids, and other miscellaneous taxes and tax provisions; amending Minnesota Statutes 2018, sections 270.41, subdivision 3a; 270C.445, subdivisions 3, 6; 272.029, subdivision 2; 272.0295, subdivisions 2, 5; 273.063; 287.04; 289A.31, subdivision 1; 289A.37, subdivision 2; 289A.38, subdivisions 8, 9, 10; 289A.42; 289A.60, subdivision 24; 290.31, subdivision 1; 295.75, subdivision 2; 297F.04, subdivision 2; 297F.17, subdivisions 1, 6; 297G.16, subdivision 7; 469.319, subdivision 4; 477A.10; 609B.153; Minnesota Statutes 2019 Supplement, sections 6.495, subdivision 3; 270C.22,

subdivision 1; 273.0755; 273.124, subdivision 14; 273.18; 289A.08, subdivision 7; 289A.20, subdivision 4; 289A.38, subdivision 7; 290.0121, subdivision 3; 290.0122, subdivision 8; 290.191, subdivision 5; 290.92, subdivision 5; 290.993; 290A.19; 296A.06, subdivision 2; 297A.66, subdivision 3; 297F.09, subdivision 10; 297G.09, subdivision 9; 297I.26, subdivision 2; 477B.01, subdivisions 5, 10, 11, by adding subdivisions; 477B.02, subdivisions 2, 3, 5, 8, 9, 10, by adding a subdivision; 477B.03, subdivisions 3, 4, 7; 477B.04, subdivision 1, by adding a subdivision; 477C.02, subdivision 4; 477C.03, subdivisions 2, 5; 477C.04, by adding a subdivision; proposing coding for new law in Minnesota Statutes, chapter 289A; repealing Minnesota Statutes 2018, section 270C.17, subdivision 2; Minnesota Statutes 2019 Supplement, sections 477B.02, subdivision 4; 477B.03, subdivision 6.

Referred to the Committee on Taxes.

Senator Howe introduced--

S.F. No. 3844: A bill for an act relating to taxation; sales and use; modifying authorization for city of Sartell to impose a food and beverage tax; amending Laws 2019, First Special Session chapter 6, article 6, section 27.

Referred to the Committee on Taxes.

Senators Simonson and Tomassoni introduced--

S.F. No. 3845: A bill for an act relating to capital investment; appropriating money for the St. Louis County Heritage and Arts Center; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Abeler and Nelson introduced--

S.F. No. 3846: A bill for an act relating to health; requesting the Board of Regents of the University of Minnesota to establish a pharmacogenomics (PGx) task force; requiring a report; appropriating money.

Referred to the Committee on Higher Education Finance and Policy.

Senators Abeler and Hoffman introduced--

S.F. No. 3847: A bill for an act relating to human services; modifying criteria for discharging civilly committed patients; amending Minnesota Statutes 2018, sections 253B.18, subdivision 15; 253D.31.

Referred to the Committee on Human Services Reform Finance and Policy.

Senator Hoffman introduced--

S.F. No. 3848: A bill for an act relating to state government; establishing observance of India Day; proposing coding for new law in Minnesota Statutes, chapter 10.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Weber, Dahms, and Eken introduced--

S.F. No. 3849: A bill for an act relating to agriculture; modifying grain buyer contract dates; amending Minnesota Statutes 2019 Supplement, section 223.177, subdivisions 2, 3.

Referred to the Committee on Agriculture, Rural Development, and Housing Policy.

Senators Howe and Relph introduced--

S.F. No. 3850: A bill for an act relating to liquor; amending a special license for the city of Sartell; amending Laws 2017, First Special Session chapter 4, article 5, section 17.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Weber and Dahms introduced--

S.F. No. 3851: A bill for an act relating to capital investment; appropriating money for improvements to public infrastructure in the city of Currie; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Weber and Dahms introduced--

S.F. No. 3852: A bill for an act relating to agriculture; modifying membership of the Minnesota Agricultural Education Leadership Council; modifying terminology; amending Minnesota Statutes 2018, sections 41D.01; 41D.02; 41D.03; 41D.04.

Referred to the Committee on Agriculture, Rural Development, and Housing Policy.

Senators Hayden, Franzen, Marty, Klein, and Wiklund introduced--

S.F. No. 3853: A bill for an act relating to human services; exempting women from MinnesotaCare cost-sharing and premiums during postpartum period; requiring commissioner of human services to provide recommendations on ensuring continuous health coverage for women transitioning from medical assistance postpartum coverage; amending Minnesota Statutes 2018, sections 256L.03, subdivision 5; 256L.15, subdivision 2.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Chamberlain; Anderson, P.; Johnson; Nelson; and Tomassoni introduced--

S.F. No. 3854: A bill for an act relating to health care facility finance; restructuring and renaming the Minnesota Higher Education Facilities Authority as the Minnesota Health and Education Facilities Authority; authorizing the authority to construct and finance health care facilities; increasing bonding capacity; amending Minnesota Statutes 2018, sections 3.732, subdivision 1; 10A.01, subdivision 35; 136A.25; 136A.26; 136A.27; 136A.28; 136A.29, subdivisions 1, 3, 6, 9, 10, 14, 19, 20, 21, 22,

by adding a subdivision; 136A.32, subdivision 4; 136A.33; 136A.34, subdivisions 3, 4; 136A.36; 136A.38; 136A.41; 136A.42; 136F.67, subdivision 1; Minnesota Statutes 2019 Supplement, section 354B.20, subdivision 7; repealing Minnesota Statutes 2018, section 136A.29, subdivision 4.

Referred to the Committee on Health and Human Services Finance and Policy.

Senator Dibble introduced--

S.F. No. 3855: A bill for an act relating to liquor; authorizing a farm winery license to be issued to a producer of sake under certain circumstances.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Tomassoni, Eken, Lang, Frenz, and Johnson introduced--

S.F. No. 3856: A bill for an act relating to telecommunications; providing an annual statutory appropriation for the broadband development grant program; appropriating money; amending Minnesota Statutes 2018, section 116J.396, subdivision 3.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senators Anderson, P.; Dahms; Clausen; Pratt; and Chamberlain introduced--

S.F. No. 3857: A bill for an act relating to education finance; authorizing a one-year continuation of safe schools aid; increasing the safe schools levy; appropriating money; amending Minnesota Statutes 2018, section 126C.44; Laws 2019, First Special Session chapter 11, article 5, section 5.

Referred to the Committee on E-12 Finance and Policy.

Senators Pappas, Cohen, Marty, and Hawj introduced--

S.F. No. 3858: A bill for an act relating to capital investment; appropriating money to replace the eastbound Kellogg Boulevard bridge in St. Paul; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Utke and Hoffman introduced--

S.F. No. 3859: A bill for an act relating to human services; requiring the commissioner of human services to develop a process to identify and report 340B drugs at point of sale.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Marty and Hayden introduced--

S.F. No. 3860: A bill for an act relating to consumer protection; prohibiting certain cashless establishments; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Eichorn and Simonson introduced--

S.F. No. 3861: A bill for an act relating to labor; modifying provisions affecting the Bureau of Mediation Services; amending Minnesota Statutes 2018, section 179A.04, subdivision 3; repealing Minnesota Statutes 2018, sections 179A.102; 179A.103.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Rarick, Tomassoni, Weber, and Lang introduced--

S.F. No. 3862: A bill for an act relating to agriculture; modifying bioincentive program; appropriating money; amending Minnesota Statutes 2019 Supplement, sections 41A.16, subdivision 2; 41A.17, subdivision 2; 41A.18, subdivision 2.

Referred to the Committee on Agriculture, Rural Development, and Housing Policy.

Senators Rarick, Hoffman, and Lang introduced--

S.F. No. 3863: A bill for an act relating to public safety; modifying provisions governing the excavation notice system; amending Minnesota Statutes 2018, sections 216D.01, by adding a subdivision; 216D.03, subdivision 2, by adding subdivisions; 216D.04, subdivisions 1a, 3; 216D.06, subdivisions 2, 3.

Referred to the Committee on Transportation Finance and Policy.

Senators Weber and Frentz introduced--

S.F. No. 3864: A bill for an act relating to waters; establishing Minnesota River basin water quality and storage program; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 103F.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senators Lang, Koran, and Tomassoni introduced--

S.F. No. 3865: A bill for an act relating to public safety; expanding the information collected and scope of background check conducted for noncitizen permit to carry applicants; amending Minnesota Statutes 2018, section 624.714, subdivisions 3, 4.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Limmer, Tomassoni, and Lang introduced--

S.F. No. 3866: A bill for an act relating to public safety; expressly prohibiting civilly committed sex offenders from possessing firearms; amending Minnesota Statutes 2018, section 624.713, subdivision 4; Minnesota Statutes 2019 Supplement, section 624.713, subdivision 1.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senators Pratt; Clausen; Anderson, P.; Cwodzinski; and Eichorn introduced--

S.F. No. 3867: A bill for an act relating to education finance; increasing and making permanent funding for the Minnesota Council on Economic Education; appropriating money; amending Laws 2019, First Special Session chapter 11, article 3, section 23, subdivision 7.

Referred to the Committee on E-12 Finance and Policy.

Senators Koran, Rosen, Draheim, Klein, and Eaton introduced--

S.F. No. 3868: A bill for an act relating to insurance; health; requiring health plans to cover multiple types of prescription drug administration for opioid dependence; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Koran, Rosen, Draheim, Klein, and Eaton introduced--

S.F. No. 3869: A bill for an act relating to health; insurance; prohibiting health plans from limiting testing for opioids; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Jasinski, Dziedzic, and Housley introduced--

S.F. No. 3870: A bill for an act relating to liquor; changing license requirements for microdistilleries; amending Minnesota Statutes 2018, section 340A.101, subdivision 17a; Minnesota Statutes 2019 Supplement, section 340A.22, subdivision 4.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Abeler and Hoffman introduced--

S.F. No. 3871: A bill for an act relating to education; amending standards for restrictive procedures and seclusion; amending Minnesota Statutes 2018, sections 125A.0941; 125A.0942.

Referred to the Committee on E-12 Finance and Policy.

Senators Hayden, Klein, Simonson, Franzen, and Kent introduced--

S.F. No. 3872: A bill for an act relating to health; prohibiting the sale or furnishing of flavored products; modifying administrative penalties for selling or furnishing certain devices or products; providing for alternative civil penalties for certain persons under age 21 who sell or distribute flavored products; providing criminal penalties; amending Minnesota Statutes 2018, sections 461.12, subdivisions 2, 3, 4; 461.19; proposing coding for new law in Minnesota Statutes, chapter 609.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Dzedzic, Rest, Pappas, and Klein introduced--

S.F. No. 3873: A bill for an act relating to tobacco products; modifying the application of registration and reporting requirements for out-of-state retailers of tobacco products; modifying requirements for tobacco product delivery sales; modifying the definition of electronic delivery device; making changes to criminal penalties; amending Minnesota Statutes 2018, sections 297F.01, subdivision 10a; 297F.031; 297F.09, subdivision 4a; 325F.781; 609.685, subdivision 1; proposing coding for new law in Minnesota Statutes, chapter 325F.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Dzedzic, Rest, and Klein introduced--

S.F. No. 3874: A bill for an act relating to taxation; modifying the tobacco products excise tax; amending the definition of tobacco products to include electronic delivery devices; creating a definition of electronic delivery devices; imposing the tobacco products excise tax on electronic delivery devices; establishing a tobacco prevention and cessation account in the special revenue fund; appropriating money; amending Minnesota Statutes 2018, sections 297F.01, by adding a subdivision; 297F.10, subdivision 2, by adding a subdivision; Minnesota Statutes 2019 Supplement, section 297F.01, subdivisions 19, 23; proposing coding for new law in Minnesota Statutes, chapter 144; repealing Minnesota Statutes 2019 Supplement, section 297F.01, subdivision 22b.

Referred to the Committee on Taxes.

Senators Dzedzic, Cwudzinski, and Dibble introduced--

S.F. No. 3875: A bill for an act relating to environment; establishing grant program for pilot projects to encourage and increase composting in multifamily buildings; appropriating money; proposing coding for new law in Minnesota Statutes, chapter 115A.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Osmek introduced--

S.F. No. 3876: A bill for an act relating to energy; prohibiting a political subdivision from banning the use of natural gas in newly constructed buildings; proposing coding for new law in Minnesota Statutes, chapter 216B.

Referred to the Committee on Energy and Utilities Finance and Policy.

Senator Osmek introduced--

S.F. No. 3877: A bill for an act relating to transportation; requiring a road deicing study utilizing sugar beets to minimize salt usage.

Referred to the Committee on Transportation Finance and Policy.

Senators Frentz, Dahms, Jasinski, Rosen, and Dibble introduced--

S.F. No. 3878: A bill for an act relating to transportation; providing for deposit of certain revenues and security for certain federal loans; establishing accounts; appropriating money; amending Laws 2010, chapter 351, section 69; proposing coding for new law in Minnesota Statutes, chapter 169.

Referred to the Committee on Transportation Finance and Policy.

Senators Abeler, Klein, Benson, and Hoffman introduced--

S.F. No. 3879: A bill for an act relating to health care; modifying the coverage for unauthorized provider services when an enrollee has a reasonable expectation that the provider is authorized; amending Minnesota Statutes 2018, section 62Q.556, subdivision 1.

Referred to the Committee on Health and Human Services Finance and Policy.

Senator Hall introduced--

S.F. No. 3880: A bill for an act relating to crime; including the unauthorized copying of data stored in computers as computer theft; amending Minnesota Statutes 2018, sections 609.87, by adding a subdivision; 609.89, subdivision 1.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Limmer introduced--

S.F. No. 3881: A bill for an act relating to corrections; authorizing placement in county jail or detention center for defendants with 90 days or less remaining in term of imprisonment; amending Minnesota Statutes 2018, section 609.105, subdivision 2.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Limmer introduced--

S.F. No. 3882: A bill for an act relating to corrections; prohibiting the flying of unmanned aerial vehicles over state correctional facilities; providing for criminal penalties; proposing coding for new law in Minnesota Statutes, chapter 243.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Eken introduced--

S.F. No. 3883: A bill for an act relating to motor vehicles; requiring new and used motor vehicle dealers to disclose recalls prior to sale; amending Minnesota Statutes 2018, sections 325F.662, by adding a subdivision; 325F.664.

Referred to the Committee on Transportation Finance and Policy.

Senators Dibble, Franzen, Marty, and Wiklund introduced--

S.F. No. 3884: A bill for an act relating to health care; authorizing pharmacists to dispense preexposure prophylaxis and postexposure prophylaxis without a prescription; amending Minnesota Statutes 2018, section 151.37, by adding subdivisions; Minnesota Statutes 2019 Supplement, sections 151.01, subdivision 27; 151.06, subdivision 6; 214.122; 256B.0625, subdivision 13; proposing coding for new law in Minnesota Statutes, chapter 62Q.

Referred to the Committee on Health and Human Services Finance and Policy.

Senator Chamberlain introduced--

S.F. No. 3885: A bill for an act relating to taxation; sales and use; providing a sales tax exemption for construction of a public works facility; amending Minnesota Statutes 2019 Supplement, section 297A.71, subdivision 52.

Referred to the Committee on Taxes.

Senators Draheim, Housley, and Koran introduced--

S.F. No. 3886: A bill for an act relating to local government; limiting municipal planning and zoning controls; amending Minnesota Statutes 2018, sections 15.99, subdivisions 1, 2; 394.307, subdivision 9; 462.352, subdivision 5; 462.3593, subdivision 9; proposing coding for new law in Minnesota Statutes, chapter 462.

Referred to the Committee on Local Government.

Senators Draheim, Newton, Abeler, and Koran introduced--

S.F. No. 3887: A bill for an act relating to health; modifying postacute care discharge planning; amending Minnesota Statutes 2018, section 144.586, subdivision 2.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Mathews, Rarick, Hoffman, and Weber introduced--

S.F. No. 3888: A bill for an act relating to transportation; taxation; imposing a flat amount in lieu of sales tax on certain older motorcycles; amending Minnesota Statutes 2018, sections 297B.02, subdivisions 2, 3; 297B.025, subdivisions 1, 2.

Referred to the Committee on Taxes.

Senators Tomassoni, Bakk, Wiger, and Eichorn introduced--

S.F. No. 3889: A bill for an act relating to education; appropriating money for a collaborative intensive summer school program.

Referred to the Committee on E-12 Finance and Policy.

Senators Goggin, Weber, Utke, Johnson, and Lang introduced--

S.F. No. 3890: A bill for an act relating to employment; exempting temporary or seasonal agricultural workers from overtime requirements; amending Minnesota Statutes 2018, section 177.23, subdivision 7.

Referred to the Committee on Jobs and Economic Growth Finance and Policy.

Senator Goggin introduced--

S.F. No. 3891: A bill for an act relating to capital investment; appropriating money for infrastructure and redevelopment in the city of Red Wing; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Wiger, Dibble, Eaton, and Carlson introduced--

S.F. No. 3892: A bill for an act relating to game and fish; prohibiting sale, manufacture, and use of lead tackle; proposing coding for new law in Minnesota Statutes, chapters 97C; 325E.

Referred to the Committee on Environment and Natural Resources Policy and Legacy Finance.

Senator Utke introduced--

S.F. No. 3893: A bill for an act relating to liquor; authorizing certain temporary licenses to be issued by Lake of the Woods County notwithstanding a restriction in law.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senator Ingebrigtsen introduced--

S.F. No. 3894: A bill for an act relating to public safety; abolishing the Sentencing Guidelines and the Minnesota Sentencing Guidelines Commission; repealing Minnesota Statutes 2018, sections 244.01, subdivision 6; 244.09, subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14; 244.10, subdivisions 2, 4, 5, 5a, 6, 7, 8, 9.

Referred to the Committee on Judiciary and Public Safety Finance and Policy.

Senator Koran introduced--

S.F. No. 3895: A bill for an act relating to health; requiring the commissioner of health to conduct an annual inspection of medical cannabis manufacturers; modifying who is eligible for the reduced enrollment fee; amending Minnesota Statutes 2018, section 152.35; Minnesota Statutes 2019 Supplement, section 152.29, subdivision 1.

Referred to the Committee on Health and Human Services Finance and Policy.

Senators Anderson, B.; Howe; and Newman introduced--

S.F. No. 3896: A bill for an act relating to capital investment; appropriating money for infrastructure improvements in the city of Annandale; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Franzen, Abeler, Eken, and Draheim introduced--

S.F. No. 3897: A bill for an act relating to health insurance; modifying Medicare supplement plans; amending Minnesota Statutes 2018, section 62A.31, subdivisions 1e, 1h; Minnesota Statutes 2019 Supplement, sections 62A.315; 62A.316; repealing Minnesota Statutes 2018, section 62A.31, subdivision 1u.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senators Marty, Wiklund, Champion, and Latz introduced--

S.F. No. 3898: A bill for an act relating to commerce; regulating the sale of catalytic converters to scrap metal dealers; amending Minnesota Statutes 2018, section 325E.21, by adding a subdivision.

Referred to the Committee on Commerce and Consumer Protection Finance and Policy.

Senator Carlson introduced--

S.F. No. 3899: A bill for an act relating to capital investment; appropriating money for reconstruction of Diffley Road in Dakota County for safety; authorizing the sale and issuance of state bonds.

Referred to the Committee on Capital Investment.

Senators Hoffman, Abeler, and Eaton introduced--

S.F. No. 3900: A bill for an act relating to retirement; Brooklyn Park Firefighters' Relief Association; dissolution of the relief association and termination of the retirement plan.

Referred to the Committee on State Government Finance and Policy and Elections.

Senators Newman, Tomassoni, Chamberlain, and Pratt introduced--

S.F. No. 3901: A bill for an act relating to transportation; governing implementation of compliance with the federal REAL ID Act; eliminating certain background check requirements; amending certain requirements on documentation of residence for driver's licenses and Minnesota identification cards; amending Minnesota Statutes 2018, sections 171.017, subdivision 1; 171.0605, subdivision 5.

Referred to the Committee on Transportation Finance and Policy.

MOTIONS AND RESOLUTIONS

Senator Dibble moved that his name be stricken as a co-author to S.F. No. 1146. The motion prevailed.

Senator Kent moved that her name be stricken as a co-author to S.F. No. 1146. The motion prevailed.

Senator Pappas moved that the names of Senators Draheim and Osmek be added as co-authors to S.F. No. 1146. The motion prevailed.

Senator Gazelka moved that the name of Senator Newman be added as a co-author to S.F. No. 2351. The motion prevailed.

Senator Housley moved that the name of Senator Bigham be added as a co-author to S.F. No. 2372. The motion prevailed.

Senator Utke moved that the name of Senator Nelson be added as a co-author to S.F. No. 3003. The motion prevailed.

Senator Jensen moved that the name of Senator Benson be added as a co-author to S.F. No. 3019. The motion prevailed.

Senator Housley moved that the names of Senators Draheim and Champion be added as co-authors to S.F. No. 3092. The motion prevailed.

Senator Nelson moved that the names of Senators Abeler and Hoffman be added as co-authors to S.F. No. 3125. The motion prevailed.

Senator Rarick moved that the name of Senator Bigham be added as a co-author to S.F. No. 3215. The motion prevailed.

Senator Champion moved that the name of Senator Torres Ray be added as a co-author to S.F. No. 3246. The motion prevailed.

Senator Champion moved that the name of Senator Newton be added as a co-author to S.F. No. 3252. The motion prevailed.

Senator Senjem moved that the name of Senator Marty be added as a co-author to S.F. No. 3389. The motion prevailed.

Senator Dziedzic moved that the name of Senator Dibble be added as a co-author to S.F. No. 3394. The motion prevailed.

Senator Ruud moved that the name of Senator Tomassoni be added as a co-author to S.F. No. 3481. The motion prevailed.

Senator Eichorn moved that the name of Senator Hoffman be added as a co-author to S.F. No. 3522. The motion prevailed.

Senator Jensen moved that the name of Senator Franzen be added as a co-author to S.F. No. 3551. The motion prevailed.

Senator Housley moved that the name of Senator Bigham be added as a co-author to S.F. No. 3569. The motion prevailed.

Senator Draheim moved that the name of Senator Wiklund be added as a co-author to S.F. No. 3589. The motion prevailed.

Senator Draheim moved that the name of Senator Simonson be added as a co-author to S.F. No. 3590. The motion prevailed.

Senator Draheim moved that the name of Senator Hoffman be added as a co-author to S.F. No. 3591. The motion prevailed.

Senator Draheim moved that the name of Senator Hoffman be added as a co-author to S.F. No. 3592. The motion prevailed.

Senator Wiklund moved that the name of Senator Rest be added as a co-author to S.F. No. 3622. The motion prevailed.

Senator Anderson, P. moved that the name of Senator Nelson be added as a co-author to S.F. No. 3682. The motion prevailed.

Senator Ingebrigtsen moved that the name of Senator Nelson be added as a co-author to S.F. No. 3718. The motion prevailed.

Senator Housley moved that H.F. No. 1883 be withdrawn from the Committee on E-12 Finance and Policy and re-referred to the Committee on Human Services Reform Finance and Policy. The motion prevailed.

Senator Jensen moved that S.F. No. 3019 be withdrawn from the Committee on Judiciary and Public Safety Finance and Policy and re-referred to the Committee on Health and Human Services Finance and Policy. The motion prevailed.

Senator Clausen moved that S.F. No. 3329 be withdrawn from the Committee on Jobs and Economic Growth Finance and Policy and returned to its author. The motion prevailed.

Senator Rosen moved that S.F. No. 3692 be withdrawn from the Committee on Human Services Reform Finance and Policy and re-referred to the Committee on Judiciary and Public Safety Finance and Policy. The motion prevailed.

Senator Weber moved that S.F. No. 3775 be withdrawn from the Committee on Jobs and Economic Growth Finance and Policy and re-referred to the Committee on Agriculture, Rural Development and Housing Policy. The motion prevailed.

Senator Koran moved that S.F. No. 3793 be withdrawn from the Committee on Jobs and Economic Growth Finance and Policy and re-referred to the Committee on Agriculture, Rural Development and Housing Policy. The motion prevailed.

Senator Goggin introduced --

Senate Resolution No. 210: A Senate resolution congratulating the Red Wing Environmental Learning Center on its 50th anniversary.

Referred to the Committee on Rules and Administration.

Senator Dahms moved that the appointment withdrawn from the Committee on Commerce and Consumer Protection Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF COMMERCE
COMMISSIONER
Stephen Kelley

The motion prevailed.

Senator Nelson moved that the appointment withdrawn from the Committee on E-12 Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF EDUCATION
COMMISSIONER
Mary Cathryn Ricker

The motion prevailed.

Senator Ruud moved that the appointment withdrawn from the Committee on Environment and Natural Resources Police and Legacy Finance and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF NATURAL RESOURCES
COMMISSIONER
Sarah Strommen

The motion prevailed.

Senator Rosen moved that the appointment withdrawn from the Committee on Finance and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF MANAGEMENT AND BUDGET
COMMISSIONER
Myron L. Frans

The motion prevailed.

Senator Benson moved that the appointment withdrawn from the Committee on Health and Human Services Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF HEALTH
COMMISSIONER
Jan Malcolm

The motion prevailed.

Senator Pratt moved that the appointment withdrawn from the Committee on Jobs and Economic Growth Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

IRON RANGE RESOURCES AND REHABILITATION BOARD
COMMISSIONER
Mark Phillips

The motion prevailed.

Senator Limmer moved that the appointments withdrawn from the Committee on Judiciary and Public Safety Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which they were withdrawn.

DEPARTMENT OF CORRECTIONS
COMMISSIONER
Paul Schnell

DEPARTMENT OF HUMAN RIGHTS
COMMISSIONER
Rebecca Lucero

DEPARTMENT OF PUBLIC SAFETY
COMMISSIONER
John Harrington

The motion prevailed.

Senator Kiffmeyer moved that the appointment withdrawn from the Committee on State Government Finance and Policy and Elections and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF ADMINISTRATION
COMMISSIONER
Alice Roberts-Davis

The motion prevailed.

Senator Newman moved that the appointment withdrawn from the Committee on Transportation Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF TRANSPORTATION
COMMISSIONER
Margaret Anderson Kelliher

The motion prevailed.

Senator Anderson, B. moved that the appointment withdrawn from the Committee on Veterans and Military Affairs Finance and Policy and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF VETERANS AFFAIRS
COMMISSIONER
Larry Herke

The motion prevailed.

Senator Chamberlain moved that the appointment withdrawn from the Committee on Taxes and placed on the Confirmation Calendar under Senate Rule 8.2, reported in the Journal for March 2, 2020, be returned to the committee from which it was withdrawn.

DEPARTMENT OF REVENUE
COMMISSIONER
Cynthia Bauerly

The motion prevailed.

RECESS

Senator Gazelka moved that the Senate do now recess subject to the call of the President. The motion prevailed.

After a brief recess, the President called the Senate to order.

MOTIONS AND RESOLUTIONS - CONTINUED

Without objection, remaining on the Order of Business of Motions and Resolutions, the Senate reverted to the Order of Business of Reports of Committees.

REPORTS OF COMMITTEES

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

Senator Osmek from the Committee on Energy and Utilities Finance and Policy, to which was re-referred

S.F. No. 1456: A bill for an act relating to establishing the Clean Energy First Act; requiring electric utilities to meet resource needs using clean energy resources; amending Minnesota Statutes 2018, sections 216B.03; 216B.16, subdivisions 6, 13, by adding a subdivision; 216B.1645, subdivisions 1, 2; 216B.1691, subdivision 9; 216B.2422, subdivisions 1, 2, 4, 5, by adding subdivisions; proposing coding for new law in Minnesota Statutes, chapters 216B; 216C.

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

Delete everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 2018, section 216B.03, is amended to read:

216B.03 REASONABLE RATE.

Every rate made, demanded, or received by any public utility, or by any two or more public utilities jointly, shall be just and reasonable. Rates shall not be unreasonably preferential, unreasonably prejudicial, or discriminatory, but shall be sufficient, equitable, and consistent in application to a class of consumers. To the maximum reasonable extent, the commission shall set rates ~~to encourage based on cost of service, while considering noncost factors such as economic growth, job retention,~~ energy conservation, and renewable energy use and to further the goals of sections 216B.164, 216B.1696, 216B.241, and 216C.05. Any doubt as to reasonableness should be resolved in favor of the consumer. For rate-making purposes a public utility may treat two or more municipalities served by it as a single class wherever the populations are comparable in size or the conditions of service are similar.

Sec. 2. Minnesota Statutes 2018, section 216B.16, subdivision 6, is amended to read:

Subd. 6. **Factors considered, generally.** The commission, in the exercise of its powers under this chapter to determine just and reasonable rates for public utilities, shall give due consideration to the public need for adequate, efficient, and reasonable service and to the need of the public utility for revenue sufficient to enable it to meet the cost of furnishing the service, including adequate provision for depreciation of its utility property used and useful in rendering service to the public, and to earn a fair and reasonable return upon the investment in such property. In determining the rate base upon which the utility is to be allowed to earn a fair rate of return, the commission shall give due consideration to evidence of the cost of the property when first devoted to public use, to prudent acquisition cost to the public utility less appropriate depreciation on each, to construction work in progress, to offsets in the nature of capital provided by sources other than the investors, and to other expenses of a capital nature. For purposes of determining rate base, the commission shall consider the original cost of utility property included in the base and shall make no allowance for its estimated current replacement value. If the commission orders a generating facility to terminate its operations before the end of the facility's physical life in order to comply with a specific state or federal energy statute or policy, or as part of a resource planning order under section 216B.2422, the commission may allow the public utility to recover any positive net book value of the facility as determined by the commission.

Sec. 3. Minnesota Statutes 2018, section 216B.16, subdivision 13, is amended to read:

Subd. 13. **Economic and community development.** The commission may allow a public utility to recover from ratepayers the expenses incurred for: (1) economic and community development; and (2) efforts to maximize employment of local workers to construct and maintain generation facilities that supply power to the utility's customers.

Sec. 4. **[216B.1623] DEMAND-SIDE MANAGEMENT PROGRAM.**

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

(b) "Demand" means the maximum integrated hourly sum of load, expressed in kilowatts, imposed by an eligible customer on the system of an investor-owned electric utility, over a specified period, such as a day, month, or year.

(c) "Demand response customer facilities" is that portion of the load that eligible customers commit to participation in a demand-side management program.

(d) "Demand-side management program" is any program under which demand response customer facilities are compensated for reducing demand or energy to a level specified in a contract or tariff, during both emergency and normal economic conditions.

(e) "Eligible customer" means those customers of an investor-owned electric utility that are large industrial customers.

(f) "Energy" means an amount of electricity that is consumed over a period of time and measured in kilowatt-hours.

(g) "Large industrial customer" means a customer that either (1) takes electric service at a voltage of 69,000 voltage or greater; or (2) imposes a peak demand on an investor-owned electric utility's system of not less than 10,000 kilowatts at a single site, based upon the sum of measured demand of all meters for all buildings, structures, equipment, and installation at that single site, and including demand offset by on-site generation facilities.

Subd. 2. **Demand-side management program.** (a) No later than January 1, 2021, an investor-owned electric utility shall petition the commission for approval of a new demand-side management program, or seek modification of an existing demand-side management program.

(b) The commission may approve, disapprove, or modify a demand-side management program. Any demand-side management program approved by the commission must:

(1) be open to all eligible customers and designed in a manner that reasonably encourages eligible customer participation in the demand-side management program;

(2) fairly compensates the eligible customer, which shall include consideration for the eligible customer's participation in the demand-side management program, any actual reduction of demand or energy on the investor-owned electric utility's system, any reduced need of the investor-owned electric utility for new capacity resources, and any reduction to the environmental costs, established under section 216B.2422, subdivision 3, associated with generating resources not utilized due to the demand response customer facilities;

(3) allow the investor-owned electric utility to recover the actual cost of compensation pursuant to a cost-recovery rider or other mechanism provided, however, that the utility shall not recover any cost of compensation, or other cost associated with a demand-side management program, from any demand response customer facility; and

(4) be reasonably consistent with programs offered by the Midcontinent Independent System Operator, or its successor.

Sec. 5. Minnesota Statutes 2018, section 216B.1645, subdivision 1, is amended to read:

Subdivision 1. **Commission authority.** Upon the petition of a public utility, the Public Utilities Commission shall approve or disapprove power purchase contracts, investments, or expenditures entered into or made by the utility to satisfy the wind and biomass mandates contained in sections 216B.169, 216B.2423, and 216B.2424, and to satisfy the renewable energy objectives and standards set forth in section 216B.1691, including reasonable investments and expenditures made to:

(1) transmit the electricity generated from sources developed under those sections that is ultimately used to provide service to the utility's retail customers, including studies necessary to identify new transmission facilities needed to transmit electricity to Minnesota retail customers from generating facilities constructed to satisfy the renewable energy objectives and standards, provided that the costs of the studies have not been recovered previously under existing tariffs and the utility has filed an application for a certificate of need or for certification as a priority project under section 216B.2425 for the new transmission facilities identified in the studies;

(2) provide storage facilities for renewable energy generation facilities that contribute to the reliability, efficiency, or cost-effectiveness of the renewable facilities; ~~or~~

(3) develop renewable energy sources from the account required in section 116C.779-; or

(4) upgrade or modify existing transmission facilities primarily used to transmit electricity generated by a carbon-free resource, as defined in section 216B.2422, subdivision 1, paragraph (f), regardless of whether the public utility has satisfied the standards set forth in section 216B.1691.

Sec. 6. Minnesota Statutes 2018, section 216B.1645, subdivision 2, is amended to read:

Subd. 2. **Cost recovery.** The expenses incurred by the utility over the duration of the approved contract or useful life of the investment ~~and~~, expenditures made pursuant to section 116C.779 ~~shall be~~, and efforts to maximize employment of local workers to construct and maintain generation facilities that supply power to the utility's customers, are recoverable from the ratepayers of the utility, to the extent they are not offset by utility revenues attributable to the contracts, investments, or expenditures. Upon petition by a public utility, the commission shall approve or approve as modified a rate schedule providing for the automatic adjustment of charges to recover the expenses or costs approved by the commission under subdivision 1, which, in the case of transmission expenditures, are limited to the portion of actual transmission costs that are directly allocable to the need to transmit power from the renewable sources of energy. The commission may not approve recovery of the costs for that portion of the power generated from sources governed by this section that the utility sells into the wholesale market.

Sec. 7. Minnesota Statutes 2018, section 216B.1691, subdivision 9, is amended to read:

Subd. 9. **Local benefits.** The commission shall take all reasonable actions within its statutory authority to ensure this section is implemented to maximize benefits to Minnesota citizens and local workers as defined in section 216B.2422, subdivision 1, balancing factors such as local ownership of or participation in energy production, local job impacts as defined in section 216B.2422, subdivision 1, development and ownership of eligible energy technology facilities by independent power producers, Minnesota utility ownership of eligible energy technology facilities, the costs of energy generation to satisfy the renewable standard, and the reliability of electric service to Minnesotans.

Sec. 8. Minnesota Statutes 2019 Supplement, section 216B.2422, subdivision 1, is amended to read:

Subdivision 1. **Definitions.** (a) For purposes of this section, the terms defined in this subdivision have the meanings given them.

(b) "Utility" means an entity with the capability of generating 100,000 kilowatts or more of electric power and serving, either directly or indirectly, the needs of 10,000 retail customers in Minnesota. Utility does not include federal power agencies.

(c) "Renewable energy" means electricity generated through use of any of the following resources:

(1) wind;

(2) solar;

(3) geothermal;

(4) hydro;

(5) trees or other vegetation;

(6) landfill gas, anaerobic digestion, and mixed municipal solid waste or refuse-derived fuel from mixed municipal solid waste; or

(7) predominantly organic components of wastewater effluent, sludge, or related by-products from publicly owned treatment works, but not including incineration of wastewater sludge.

(d) "Resource plan" means a set of resource options that a utility could use to meet the service needs of its customers over a forecast period, including an explanation of the supply and demand circumstances under which, and the extent to which, each resource option would be used to meet those service needs. These resource options include using, refurbishing, and constructing utility plant and equipment, buying power generated by other entities, controlling customer loads, and implementing customer energy conservation.

(e) "Refurbish" means to rebuild or substantially modify an existing electricity generating resource of ~~30~~ 40 megawatts or greater.

(f) "Carbon-free resource" means a generation facility that, when operating, does not contribute to statewide greenhouse gas emissions, as defined in section 216H.01, subdivision 2, or a program

or practice that reduces the need for energy generation. Carbon-free resource includes a generation facility, or a program or practice, that uses one or more of the following:

(1) renewable energy;

(2) energy storage;

(3) conservation, energy efficiency, and load management as defined by section 216B.241, subdivision 1;

(4) nuclear energy;

(5) hydrogen technologies; or

(6) power generation utilizing carbon capture and storage technology, if that carbon capture and storage facility captures, on an annual basis, at least 80 percent of the carbon dioxide the facility produces from burning fuel to generate electricity; and

(i) injects carbon dioxide captured into a geologic formation to prevent its release into the atmosphere;

(ii) makes commercial use of the carbon dioxide captured, including by transferring it to a third party for commercial use; or

(iii) employs a combination of items (i) and (ii).

(g) "Energy storage system" means a commercially available technology that:

(1) uses mechanical, chemical, or thermal processes to:

(i) store energy, ~~including energy generated from renewable resources and energy that would otherwise be wasted,~~ and deliver the stored energy for use at a later time; or

(ii) store thermal energy for direct use for heating or cooling at a later time in a manner that reduces the demand for electricity at the later time;

(2) is composed of stationary equipment;

(3) if being used for electric grid benefits, is operationally visible and capable of being controlled by the distribution or transmission entity managing it, to enable and optimize the safe and reliable operation of the electric system; ~~and~~

(4) facilitates the use of other carbon-free resources; and

(5) achieves any of the following:

(i) reduces peak or electrical demand;

(ii) defers the need or substitutes for an investment in electric generation, transmission, or distribution assets;

(iii) improves the reliable operation of the electrical transmission or distribution systems, ~~while ensuring transmission or distribution needs are not created~~; or

(iv) lowers customer costs by storing energy when the cost of generating or purchasing ~~it~~ energy is low and delivering ~~it~~ energy to customers when the costs are high.

(h) "Carbon-emitting resource" means a generation facility that is not a carbon-free resource.

(i) "Local job impacts" means the impacts of an integrated resource plan, a power purchase agreement, or a certificate of need for a new or refurbished energy facility on the availability of high-quality construction and mining employment opportunities to local workers.

(j) "Local workers" means workers employed to construct or maintain energy infrastructure that are Minnesota residents, residents of the utility's service territory, or who permanently reside within 150 miles of a proposed new or refurbished energy facility.

Sec. 9. Minnesota Statutes 2018, section 216B.2422, subdivision 2, is amended to read:

Subd. 2. **Resource plan filing and approval.** (a) A utility shall file a resource plan with the commission periodically in accordance with rules adopted by the commission. The commission shall approve, reject, or modify the plan of a public utility, as defined in section 216B.02, subdivision 4, consistent with the public interest.

(b) In the resource plan proceedings of all other utilities, the commission's order shall be advisory and the order's findings and conclusions shall constitute prima facie evidence which may be rebutted by substantial evidence in all other proceedings. With respect to utilities other than those defined in section 216B.02, subdivision 4, the commission shall consider the filing requirements and decisions in any comparable proceedings in another jurisdiction.

(c) As a part of its resource plan filing, a utility shall include the least cost plan for meeting 50 and 75 percent of all new energy needs from both new and refurbished generating facilities through ~~a combination of conservation and renewable energy~~ carbon-free resources.

Sec. 10. Minnesota Statutes 2018, section 216B.2422, is amended by adding a subdivision to read:

Subd. 4a. **Preference for carbon-free resources.** (a) The commission shall not approve a new or refurbished carbon-emitting resource in Minnesota in an integrated resource plan or a certificate of need, pursuant to section 216B.243, nor shall the commission approve a power purchase agreement for a new or refurbished carbon-emitting resource in Minnesota or allow rate recovery pursuant to section 216B.16 for such a carbon-emitting resource, unless the utility has demonstrated that a carbon-free resource, alone or in combination with other carbon-free resources is not in the public interest.

(b) When making the public interest determination under paragraph (a), the commission must consider, based on projections in the integrated resource plan:

(1) whether the resource need must be met by a carbon-emitting resource in Minnesota to avoid an unreasonable increase in customer rates or a decrease in local or regional grid reliability or energy adequacy;

(2) whether the resource need could be met at lower cost by utilizing existing infrastructure or site that has previously held electric generation;

(3) whether the resource need could be met at a lower cost by refueling an existing carbon-emitting resource with a less-carbon-intensive or noncarbon fuel supply including, but not limited to, combinations of natural gas, bionatural gas, or hydrogen, whether the proposed resource helps the utility facilitate the reduction of greenhouse gas emissions or achieve the greenhouse gas reduction goals under section 216H.02, the renewable energy standard under section 216B.1691, or the solar energy standard under section 216B.1691, subdivision 2f;

(4) utility and ratepayer impacts resulting from the intermittent nature of renewable energy facilities, including, but not limited to, the costs of purchasing wholesale electricity in the market and the costs of providing reliability and ancillary services;

(5) utility and ratepayer impacts resulting from reduced exposure to fuel price volatility, changes in transmission costs, portfolio diversification, and environmental compliance costs, as well as utility and ratepayer impacts that might result from additional investment in carbon-emitting resources;

(6) ratepayer impacts of resource options on customer bills and utility rates; any doubt regarding the various resource options before the commission must be resolved in favor of supporting the economy, job growth, and job retention; and

(7) the contribution of proposed resources to local and regional reliability considering the ability of proposed resources to provide energy, capacity and essential reliability services needed by the utility customers or the electric system, including to the extent feasible, frequency response, balancing services, or voltage control.

(c) If the commission finds the utility has demonstrated a carbon-free resource or combination of carbon-free resources is not in the public interest under paragraph (a), the commission may approve a utility's proposal for a new or refurbished carbon-emitting resource.

(d) This subdivision does not apply to energy facilities in a resource plan previously approved by the commission, an energy facility approved by the legislature under Laws 2017, chapter 5, or to commission approval of an affiliated interest agreement for an energy facility in docket number E015/AI-17-568.

(e) The commission shall not approve a resource plan under this subdivision of a public utility that has at least 100,000 customers, but no more than 200,000 customers in Minnesota, if the resource plan includes the retirement of a generating facility that has a positive net book value, unless the public utility has demonstrated that:

(1) the retirement is consistent with the public interest;

(2) the resource plan promotes the energy policy of the state to ensure competitive electric rates for energy-intensive, trade-exposed customers, as required in section 216B.1696, subdivision 2, paragraph (a); and

(3) the costs of operating and maintaining the facility exceed the costs of retirement based on the following factors:

(i) all costs associated with decommissioning the generating resource;

(ii) any stranded asset costs, including but not limited to, costs that have not been depreciated and recovered by the utility having an ownership interest in the asset;

(iii) any investments in replacement generation, including the utility's transmission and distribution systems, to ensure all utility system reliability, energy, and capacity needs are met once the generating resource is retired;

(iv) any projected investments necessary to continue operating the generation facility; and

(v) any operation and maintenance saving from retiring the generation facility.

(f) If the commission approves a resource plan that includes the retirement of a carbon-emitting resource owned by a public utility, the public utility shall be entitled to own the generation, transmission, and other facilities necessary to replace the accredited capacity and energy of the retiring facility, provided:

(1) the resource plan of the public utility with more than 200,000 retail electric customers in Minnesota results in an 80 percent or greater reduction in carbon emissions from 2005 levels by the year 2030 and thereafter;

(2) the resource plan of the public utility with between 50,000 and 200,000 retail electric customers in Minnesota results in a 65 percent reduction in carbon emissions from 2005 levels by the year 2030 and thereafter; and

(3) each public utility demonstrates its ownership of replacement resources is in the public interest, considering customer impacts and benefits.

(g) Nothing in this subdivision impacts a decision to continue operating a peaking generation facility with no more than ten percent annual capacity factor that is generating energy in Minnesota.

(h) This subdivision does not apply to utility decisions to purchase capacity, energy, and ancillary services for up to an annual period from any independent system operator market or auction or to otherwise participate in a wholesale market administered by an independent system operator.

Sec. 11. Minnesota Statutes 2018, section 216B.2422, is amended by adding a subdivision to read:

Subd. 4b. **Preference for local job creation.** As a part of its resource plan filing, a utility must report, to the extent known, on associated local job impacts and the steps the utility and its energy suppliers and contractors are taking to maximize the availability of construction employment opportunities for local workers. The commission must consider local job impacts and give preference

to proposals that maximize the creation of construction employment opportunities for local workers, consistent with the public interest, when evaluating any utility proposal that involves the selection or construction of facilities used to generate or deliver energy to serve the utility's customers, including but not limited to an integrated resource plan, a certificate of need, a power purchase agreement, or commission approval of a new or refurbished electric generation facility.

Sec. 12. Minnesota Statutes 2018, section 216B.2422, is amended by adding a subdivision to read:

Subd. 6a. **Resource planning conference.** The commissioner of commerce may, as circumstances warrant, convene utilities subject to this section and stakeholders interested in resource planning to: (1) facilitate the sharing of best practices and planning innovations from one utility resource plan to the next; (2) help resolve issues that impact all utilities during the resource plan development process; and (3) promote coordination across resource plans. The commissioner must seek input from likely attendees regarding topics the resource planning conference should cover. In addition, the agenda for the conference should review key decisions by the Federal Energy Regulatory Commission and the North American Electric Reliability Corporation that could impact resource planning, as well as recent and ongoing transmission studies and market innovations from the Midcontinent Independent System Operator.

Sec. 13. Minnesota Statutes 2018, 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.

Sec. 14. **[216C.46] POWER PLANT HOST COMMUNITY TRANSITION PLANNING.**

The commissioner of commerce must coordinate with the commissioner of labor and industry and the commissioner of employment and economic development to develop plans, programs, and other recommendations to mitigate the impacts on host communities in Minnesota and workers resulting from the eventual retirement of large generation facilities. The commissioners must coordinate this work with representatives of: (1) the local government units that host large generation facilities; (2) the workers at large generation facilities, including full-time employees and contractors; and (3) the utilities that own large generation facilities.

Sec. 15. **COORDINATED ELECTRIC TRANSMISSION STUDY.**

(a) The commissioner of commerce shall request the Midcontinent Independent System Operator (MISO) to conduct an engineering study of the impacts on reliability and estimated costs and benefits of operational changes and enhancements to the transmission system necessary to support increased use of carbon-free electrical generation sources for Minnesota and throughout the MISO footprint,

along with the possible eventual retirement of existing generation resources serving Minnesota customers.

(b) If the request is accepted, MISO is responsible for completing the study work, with the support of the electric utilities subject to transmission planning under Minnesota Rules, chapter 7848. Prior to the start of the study, MISO shall appoint a technical review committee with experience and expertise in electric transmission system engineering, power system operation, and renewable and carbon-free energy technologies to review the study's proposed methods, work plan, models, and preliminary and near final results. The technical review committee shall be chaired by a representative from MISO and include representatives from Minnesota electric utilities, including one representative from a utility that owns nuclear generation, one from a generation and transmission cooperative, one from a transmission company, one from a municipal utility, and one from a municipal power agency. In addition, MISO will work with state utility regulators, as well as stakeholders from across the electricity industry, nongovernmental organization, consumer advocates, and labor representatives.

(c) To the extent possible, the study shall integrate and optimize the study and resulting potential transmission projects with previous and current study efforts, coordinate with neighboring regions to the MISO footprint and adjacent regional transmission organizations, and identify barriers, challenges, and opportunities.

(d) The study shall include, but is not limited to:

(1) establishing scenarios for study of increased carbon-free energy resources and energy storage and retirement of existing generation;

(2) identifying new power system operating challenges and possible mitigation strategies and areas where new strategies will be required but are not yet discernible;

(3) developing conceptual level plans of the required new and modified transmission, including time frames and indicative cost;

(4) identifying when ascertainable, likely new significant transmission projects or modifications, including time frames and indicative cost; and

(5) identifying functional requirements for and time frames when nontransmission technology may be needed to augment the transmission in conceptual plan and the new projects or modifications.

(e) The first meeting of the technical review committee shall be held no later than June 15, 2020, and the study should be complete, with a comprehensive report submitted to the Public Utilities Commission no later than December 1, 2021.

Sec. 16. COST OF SERVICE ALLOCATION EVALUATION.

(a) The Public Utilities Commission, in consultation with the commissioner of commerce, shall evaluate the current cost of service allocation for public utilities, as defined in Minnesota Statutes, section 216B.02, providing electric service in this state. The commission shall report for each utility: (1) the cost allocation between residential, commercial, industrial, and energy-intensive trade exposed customers, as defined in Minnesota Statutes, section 216B.1696, subdivision 1, paragraph (c), relative

to a single coincident peak cost allocation methodology; and (2) whether rates for the utility's energy intensive trade exposed customers comply with the state policy of ensuring competitive rates for those customers as established in Minnesota Statutes, section 216B.1696.

(b) The commission shall also include in the evaluation: (1) an analysis of historical rates for each public utility for the previous ten years; and (2) any recommendations to help ensure that future electric energy costs remain stable for energy intensive trade exposed customers.

(c) The commission shall submit the evaluation required under this section to the chairs and ranking minority members of legislative committees with jurisdiction over energy policy and finance by January 15, 2021.

Sec. 17. **REPEALER.**

Minnesota Statutes 2018, section 216B.2422, subdivision 4, is repealed.

Sec. 18. **EFFECTIVE DATE.**

Sections 1 to 12 and 14 to 17 are effective August 1, 2020, and apply only to dockets initiated at the Public Utilities Commission on or after that date."

Delete the title and insert:

"A bill for an act relating to energy; requiring electric utilities to meet resource needs using carbon-free resources; requiring a study; requiring a cost of service evaluation; amending Minnesota Statutes 2018, sections 216B.03; 216B.16, subdivisions 6, 13; 216B.1645, subdivisions 1, 2; 216B.1691, subdivision 9; 216B.2422, subdivision 2, by adding subdivisions; 216B.243, subdivision 3b; Minnesota Statutes 2019 Supplement, section 216B.2422, subdivision 1; proposing coding for new law in Minnesota Statutes, chapters 216B; 216C; repealing Minnesota Statutes 2018, section 216B.2422, subdivision 4."

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

Senator Limmer from the Committee on Judiciary and Public Safety Finance and Policy, to which was referred

S.F. No. 3564: A bill for an act relating to public safety; transferring money to the disaster contingency account.

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

Senator Ruud from the Committee on Environment and Natural Resources Policy and Legacy Finance, to which was referred

S.F. No. 2997: A bill for an act relating to environment; restricting certain uses of trichloroethylene; proposing coding for new law in Minnesota Statutes, chapter 116.

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

Delete everything after the enacting clause and insert:

"Section 1. [116.385] TRICHLOROETHYLENE; BAN.

Subdivision 1. **Definitions.** For the purposes of this section, "trichloroethylene" means a chemical with the Chemical Abstract Services Registry Number of 79-01-6.

Subd. 2. **Use restriction.** (a) Beginning June 1, 2022, an owner or operator of a facility required to have an air emissions permit issued by the Pollution Control Agency may not use trichloroethylene at its permitted facility, including in any manufacturing, processing, or cleaning processes, except as otherwise provided in this section. Cessation of use must be made enforceable in the air emissions permit for the facility or in an enforceable agreement by June 1, 2022.

(b) If additional time is needed to assess replacement chemicals or modifications to facility operations under subdivision 3, paragraph (b), then by June 1, 2022, the commissioner shall include a schedule of compliance in the facility's permit or enter into an enforceable agreement that requires compliance with this section before June 1, 2023.

Subd. 3. **Use notice and restriction.** (a) Beginning July 1, 2020, the Pollution Control Agency shall notify the owner or operator of a facility with an air emissions permit issued by the Pollution Control Agency that the facility is required within 30 days of receipt of the notice to inform the Pollution Control Agency, on a form provided by the Pollution Control Agency, of whether the facility uses trichloroethylene, including in any manufacturing, processing, or cleaning processes. The notice required under this subdivision shall include a copy of this section regarding use restrictions commencing on June 1, 2022.

(b) An owner or operator notified under paragraph (a) that uses trichloroethylene shall, within 90 days of receipt of notice, inform the Pollution Control Agency that the owner or operator will perform a feasibility study to determine if there is a replacement chemical that performs the function for which trichloroethylene is used at the facility that is commercially available at a reasonable cost of use, or a commercially viable modification of operation to reduce trichloroethylene use. The owner or operator may request the Minnesota Technical Assistance Program (MnTAP) to perform such a feasibility study on its behalf. Upon completion, the owner or operator shall submit the feasibility study to the commissioner.

Subd. 4. **Exceptions.** (a) The commissioner of the Pollution Control Agency shall grant exceptions to the prohibition in subdivision 2, for any of the following uses where compliance with the health-based value and health risk limits for trichloroethylene established by the Department of Health as of January 1, 2019, is demonstrated:

(1) use of trichloroethylene in closed systems so that no trichloroethylene is emitted from the facility;

(2) holding trichloroethylene or products containing trichloroethylene for distribution to a third party; and

(3) a hospital licensed under sections 144.50 to 144.56, or an academic medical facility.

(b) The commissioner of the Pollution Control Agency may grant exceptions to the prohibition in subdivision 2 for any of the following uses where compliance with the health-based value and health risk limits for trichloroethylene established by the Department of Health as of January 1, 2019, is demonstrated:

(1) a facility that uses trichloroethylene for research and development, or other laboratory or experimental purposes; and

(2) a facility that processes trichloroethylene for waste disposal.

(c) The commissioner of The Pollution Control Agency may grant an exception to the prohibition in subdivision 2 to a facility that has performed a feasibility study under subdivision 3, paragraph (b), and that feasibility study concludes there are no replacement chemicals or modification of operation that performs the function for which trichloroethylene is used at the facility and that is commercially available at a reasonable cost of use, and that as a result the facility cannot completely eliminate emissions of trichloroethylene. An exemption granted under this paragraph shall be provided through the variance process established in Minnesota Rules, part 7000.7000.

(d) Owners or operators of facilities seeking an exception under this section must submit information to the commissioner that specifies the exception that applies and provide all information needed to determine applicability.

Subd. 5. **Application of exceptions.** Nothing in subdivision 4 shall be construed to authorize a use of an amount of trichloroethylene that exceeds the levels authorized in a stipulation agreement entered into between the Pollution Control Agency and a permittee that was in effect on June 1, 2022.

Subd. 6. **Reimbursement for feasibility study.** The commissioner may reimburse MnTAP or owners or operators for the costs associated with a feasibility study under subdivision 3, paragraph (b). Up to \$..... is appropriated annually from the environmental fund to the commissioner for reimbursements authorized by the commissioner under this subdivision.

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

Amend the title as follows:

Page 1, line 2, delete "restricting" and insert "banning"

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

Senator Anderson, P. from the Committee on Higher Education and Finance and Policy, to which was referred the following appointment:

OFFICE OF HIGHER EDUCATION
COMMISSIONER
Dennis Olson, Jr.

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

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

MEMBERS EXCUSED

Senators Carlson, Dibble, Latz, Pappas, and Tomassoni were excused from the Session of today.

ADJOURNMENT

Senator Kiffmeyer moved that the Senate do now adjourn until 12:00 noon, Wednesday, March 4, 2020. The motion prevailed.

Cal R. Ludeman, Secretary of the Senate